

COURT PROCESS AND ELECTION FOR COURT ENQUIRIES

It is the undeniable right of every person charged with a camera detected offence to have the matter determined by a court where all evidence can be tested and all facts taken into consideration.

1. WHAT IF I WANT TO ATTEND COURT?

You must complete the appropriate section on the back of the notice and return it to Queensland Transport within 28 days of the issue date stipulated on the Infringement Notice (Date Due).

2. IN WHAT COURT WILL MY HEARING TAKE PLACE?

The court location is based on the vicinity of the offence. The Queensland Police Service is unable to comply with any requests to have a matter heard in a court of personal choice.

3. WHAT IS THE COURT PROCESS?

Upon Queensland Transport receiving the 'election for court hearing' notification, a summons will be issued to you at the address recorded with Queensland Transport. The summons should be issued to you within a two-month period.

It is important to note the court date stipulated on the summons is a **mention date only** at which time you enter your plea of 'not-guilty'. On this date the court will allocate you a future **hearing date**. On the hearing date a magistrate will hear the evidence and determine the matter.

4. WHAT ARE THE COSTS INVOLVED IF I ELECT TO TAKE THE INFRINGEMENT NOTICE TO COURT?

Should you be found guilty, the Magistrate may impose costs of court against you which may include witnesses expenses, expert witness expenses and costs of court. The Magistrate also has the right to increase or decrease the penalty stipulated on the Infringement Notice.

For further information on the court costs it is recommended you contact the Clerk of the Court, where the hearing will take place.