



Queensland Police Service

Application for Internal Review of Decision of Release Application (Seized Vehicle)

Police Powers and Responsibilities Act 2000 Section 123K

Please note:

If no application for an internal review is made within the review period of 28 days, the seized prohibited bike will be forfeited to the State and may be destroyed or otherwise disposed of.

Who can use this form

You can make an application for internal review if the decision to release a seized prohibited vehicle was refused.

You **must** be the original applicant who made the Release Application and the owner of the seized prohibited bike.

- **The owner (applicant)** means a person who made an Application for the Release of a Seized Prohibited Vehicle, and whose application was refused.

How to apply

You can make an Application for Internal Review by:

1. **Go to** www.police.qld.gov.au/emobility and submit the application via the online web portal.
2. **Attending any police station**, completing the Application for Internal Review form in person and submitting the completed application at the counter of the police station; or
3. **Downloading** the Application for Internal Review form available from www.police.qld.gov.au/emobility, completing and bring to a police station.

Required supporting documents

If you have been issued an Information Notice you will need to provide a copy and details.

Period for Application for Internal Review

The period within which an Application for an Internal Review may be made is:

- i. If you were given an information notice (refusal to release), you have **28 days** starting from the day after the date listed on the notice to make an internal review application.
- ii. If you were not given an information notice, you have **28 days** starting from the day after you found out that your application for release was refused.

What to expect after submitting the application

Within 20 days after receiving an Application for Internal Review, a reviewing officer will conduct an internal review and either:

- i. Provide the applicant with a QCAT Information Notice upholding the decision to not release the vehicle.
- ii. Provide the applicant with a Notice of Release granting the release of the vehicle.

The Commissioner of Police and the applicant may, before the end of the 20 days, agree to a longer review period. This may be needed if the reviewing officer needs more time to review the decision made in the release application.

If the Commissioner of Police does not give the owner (applicant) a QCAT information notice within the review period, or agreed period if extended, the Commissioner of Police is taken to confirm the original decision made in the release application.



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Used by an owner (applicant) to apply to the Commissioner of Police for the internal review of original decision.

Instructions:

- Complete all relevant parts of this form.
- Attach all required and/or supporting documents.
- Failure to provide sufficient information or necessary document(s) may result in a declined application.

Note: Parts marked with an asterisk (*) must be completed in full.

Part 1: Applicant details*

Family name

Given name(s)

Date of birth

Email

Phone

Residential address

Part 2: Details of Information Notice - Refusal to Release Vehicle (Prohibited Bike)*

Occurrence no.

Vehicle barcode no.

A previous release application **MUST** have been made and decided.

Have you been given an information notice for this decision? Yes No

If 'Yes' provide the date the decision notice was received;
or if 'No' the date you became aware of the decision.

Date you were advised of the decision.

I have attached the information notice to this application.

I have not attached the information notice (*explain why*).

Details of deciding officer (Name, rank, registration number and/or station.)

Part 3: Details of review*

Provide enough information to enable the reviewer to decide the application. Clearly explain why you believe the original decision should be reviewed.

You may include:

- (i) the vehicle is registered and lawful to use in public places,
- (ii) the vehicle is not a prohibited bike;
- (iii) the applicant did not ride and did not authorise the riding of the vehicle
- (iv) the vehicle was not ridden in a public place
- (v) other (as specified in your original release application)

(Attach additional pages or documents if required.)

Part 4: Attachments* *(Attach supporting documentation where applicable)*

Include a copy of your Information Notice - Refusal to Release (Prohibited Bike) and any other documents you plan to use as evidence to support your reason for review.

Please list **ALL** the documents you are attaching here.

Part 5: Declaration*

WARNING: Giving false or misleading information or documentation is an offence.

I, _____

(Insert full name of declarant.)

By signing this form, I declare that:

- The information provided in this form is complete and correct.
- I have read and understood the application form.
- I have read the privacy notice.

At

QUEENSLAND

on

(Day) (Month) (Year)

Signature of applicant

Privacy Notice

The Queensland Police Service (QPS) is committed to handling your personal information in accordance with the *Information Privacy Act 2009* and the Queensland Privacy Principles (QPPs). Your personal information is being collected in accordance with the *Police Powers and Responsibilities Act 2000* for the purposes of issuing you a seizure notice. Your personal information will only be disclosed to another entity when required or authorised by law. Your personal information may be disclosed to the Department of Transport and Main Roads for the purpose of storing the seized vehicle. If you are riding a vehicle owned by a shared e-mobility provider, your personal information may be disclosed to that provider in accordance with law. Information about how the QPS manages personal information and the privacy complaint process is contained in the QPP Privacy Policy (accessible at www.police.qld.gov.au). If you have questions about how your personal information will be handled contact the QPS Privacy Unit: privacy@police.qld.gov.au.

To submit application

Ensure you have completed the relevant parts of this application and included a copy of all required attachments and/or supporting documents as these are important in assisting police with their inquiries and decision-making.

If your application is complete, it will be examined by a police officer who will, when practicable, decide within 20 days to confirm the original decision or substitute another decision for the original decision.

If you are not given a QCAT information notice for the internal review decision, it is taken to confirm the original release application decision.

If the reviewing officer decides to substitute, for the original decision, a decision to release the prohibited bike, you will be given a written notice Release Notice - Seized Vehicle (Prohibited Bike).

Lodge at your local police station

Office use only

Date received

Receiving officer (Print name): _____

Decision maker assigned to application (Print name): _____