

Use this form to claim a seatbelt exemption for eligible infringement fines issued to an individual.

## What fines are eligible for a seatbelt exemption?

You can only claim a seatbelt exemption for a camera-detected fine issued for the offences:

- Driver with incorrectly worn seatbelt.
- Driver failing to ensure passenger wearing seatbelt.

## Nominating seatbelt offences

If the fine is at **Infringement** or **Penalty Reminder stage** and you were not driving the vehicle, you should nominate the person who was driving at the time of the offence. You should nominate the driver quickly, because once the fine reaches **Notice of Final Demand stage** it is too late to nominate. You can't nominate a passenger for a seatbelt offence. Information on the nomination process is available on the Fines Victoria website at:



[fines.vic.gov.au/Your-options/Nominate-driver](https://fines.vic.gov.au/Your-options/Nominate-driver)

## What fines are not eligible for a seatbelt exemption?

If you were stopped by a member of Victoria Police and received a fine for incorrectly wearing a seatbelt or failing to ensure a passenger is wearing a seatbelt, you should have provided evidence of the relevant exemption at the time you were stopped.

If you didn't provide evidence of your exemption when you were stopped, you are not eligible to claim a seatbelt exemption. You may be eligible to submit a review at:



[fines.vic.gov.au/Your-options/Request-a-review](https://fines.vic.gov.au/Your-options/Request-a-review)

## What are eligible exemptions?

You can claim a seatbelt exemption for a camera-detected fine under the following categories:

1. **Door-to-door service exemption** if you are required to get in or out of the vehicle frequently.
2. **Medical exemption** if there is a medical certificate exempting you or your passenger from wearing a seatbelt.
3. **Secretary exemption** if there is an exemption from the Secretary, Department of Transport and Planning.
4. **No seatbelt fitted exemption** if there is no requirement for a seat to be fitted with a seat belt.

For more information on the different types of exemptions, visit the Fines Victoria website at:



[fines.vic.gov.au/Support/Seatbelt-Exemption](https://fines.vic.gov.au/Support/Seatbelt-Exemption)

## What evidence is required?

You will need to provide evidence to support your seatbelt exemption statement. The type of evidence required will depend on the exemption you are claiming.

You should attach any supporting evidence to the statement. If supporting evidence is not provided, your application **may not be** successful.

For more information on the type of evidence required, visit the Fines Victoria website at:



[fines.vic.gov.au/Support/Seatbelt-Exemption](https://fines.vic.gov.au/Support/Seatbelt-Exemption)

## How do I claim an exemption?

Submit the completed form along with your supporting evidence via the Fines Victoria website at:



[fines.vic.gov.au/Support/Seatbelt-Exemption](https://fines.vic.gov.au/Support/Seatbelt-Exemption)

You can also submit the completed form and supporting documents:



### In person:

#### Fines Victoria

Ground Floor,  
277 William Street  
Melbourne, Victoria

Opening hours: 9am to 5pm  
Monday to Friday  
(except public holidays)



### By post:

#### Fines Victoria

PO Box 14487  
Melbourne Victoria 8001

## What happens after you submit your claim?

If your fine is at **Infringement** or **Penalty Reminder stage**, your seatbelt exemption statement will be processed by Victoria Police and you will be notified of the outcome by post.

If your fine is at **Notice of Final Demand stage**, your seatbelt exemption statement will be processed by Fines Victoria as an (Enforcement Review under the ground of Contrary to Law. You will be notified of the outcome via post.

## Are there other options for dealing with this fine?

If you are not eligible to claim a seatbelt exemption, the options available for dealing with your fine will depend on what stage the fine is at.

For more information visit:



[fines.vic.gov.au](https://fines.vic.gov.au)



### Do you require legal assistance?

You may be able to obtain assistance from one of the following organisations:

- Victoria Legal Aid | [legalaids.vic.gov.au](https://legalaids.vic.gov.au)
- Victorian Community Legal Centres | [communitylaw.org.au](https://communitylaw.org.au)
- Victorian Aboriginal Legal Service | [vals.org.au](https://vals.org.au)



### Privacy Statement

The Department of Justice and Community Safety collects personal information for the purposes of dealing with your outstanding fines. If your application is successful, we can disclose the information you provide to us to the enforcement agency responsible for your fine as authorised by the *Privacy and Data Protection Act 2014* and *Health Records Act 2001*.

## SEATBELT EXEMPTION STATEMENT:

Individual

Sections 267, 267A, 267B and 267C of the Road Safety Rules 2017

**Please select the offences from the options below:** (refer to the notice for offence details)

- |                          |   |
|--------------------------|---|
| <input type="checkbox"/> | Driver failing to occupy the driver's seating position with an approved seatbelt or failing to wear the approved seatbelt or both (Offence code 2490)     |
| <input type="checkbox"/> | Driver failing to ensure passenger is occupying a seating position with an approved seatbelt or wearing the approved seatbelt or both (Offence code 2492) |

If the fines was not issued for either of the above offences, **or** was not camera detected, you are not eligible to claim a seatbelt exemption.

**Please select the seatbelt exemption you are claiming:**

- ☐ You or your passenger had a medical exemption from wearing a seatbelt at the time the fine was issued.  
*You must provide a signed and dated exemption with an expiration date, issued to the driver/passenger, from a medical specialist*

☐ The fine was issued for a driver or passenger who was sitting in a position that was not fitted with a seatbelt, and there is no requirement for that position to be fitted with a seatbelt.  
*You are required to provide evidence to support this statement (e.g photo or certificate from the Department of Transport and Planning confirming there is no requirement for the driver or passenger seat to be fitted with a seatbelt.)*

☐ You were engaged in professional duties involving the door-to-door delivery or collection of goods and were required to get in or out of the vehicle at frequent intervals and the vehicle was not travelling at more than 25km per hour.  
*You are required to provide evidence to support this statement (e.g. copy of run sheet)*

☐ You, or your passenger, have an exemption from the Secretary, Department of Transport and Planning from wearing a seatbelt  
*You are required to provide evidence to support this statement (e.g photo or certificate from the Secretary, Department of Transport and Planning.)*

If you think there is a reason why the fine should be reviewed, for example, if you were not wearing a seatbelt because you were providing urgent medical care, you may be eligible to submit a review.

**If none of the above exemptions apply, you are not eligible for a seatbelt exemption.**



Please refer to the cover sheet for further details about valid exemptions and the type of evidence required, as well as other options for dealing with your fine.

## Obligation numbers

*You must complete this section.*

List infringement or obligation numbers that you are claiming an exemption for  
(Please only include fines that are exempt for the same reason as indicated above).

*If there is not enough space, you may attach a separate page.*

Details of the person named on the fine

You must complete this section.

Given names

Family name (Surname)

Date of birth

Residential address

Street address (include house, unit or apartment number )

  

Suburb/Town/City

State

Postcode

Country (if not Australia)

Driver licence number/Permit number

State/Country of issue

Preferred contact number

Email address

Postal address (include house, unit or apartment number ) or PO Box  
(if same as residential address, write 'AS ABOVE')

  

Suburb/Town/City

State

Postcode

Country (if not Australia)

Details of the passenger (if applicable)

Complete this section if the offences are for a **passenger** not wearing a seatbelt.

Given names

Family name (Surname)

Date of birth

Residential address

Street address (include house, unit or apartment number )

  

Suburb/Town/City

State

Postcode

Country (if not Australia)

Further detail

Include any further information to support your claim here.

If there is not enough space, you may attach a separate page.

## Authorised person's details

If you are applying on behalf of another person, please complete this section, including the declaration.

Given names

Family name (Surname)

Relationship to person named on fine

Organisation or company name (if applicable)

Position in organisation/company (if applicable)

Postal address (include house, unit or apartment number ) or PO Box

Suburb/Town/City

State

Postcode

Country (if not Australia)

Preferred contact number

Email address

- I have informed the driver/passenger that:
  - their personal information may be disclosed to the enforcement agencies that issued the fines, the Magistrates' Court and any person whose evidence is relied on in support of this seatbelt exemption statement, and
  - Fines Victoria may update its records with their contact details provided on this form, and that they may be contacted regarding any outstanding fines.
- I declare that the information supplied in this form, and any attachments to this form, are true and correct to the best of my knowledge.
- I understand that if I make a false or misleading statement in support of this seatbelt exemption statement, I may be prosecuted.
- The driver/passenger has consented to me making this seatbelt exemption statement on their behalf.

Declaration (Signature)

Date

## Declaration

- I authorise Fines Victoria to disclose my personal information to the enforcement agencies that issued the fines, the Magistrates' Court and any person whose evidence I rely on in support of this seatbelt exemption statement.
- I understand that Fines Victoria may update its records with my contact details provided on this form, and that I may be contacted regarding my outstanding fines.
- I declare that the information supplied in this form, and any attachments to this form, are true and correct to the best of my knowledge.
- I understand that if I make a false or misleading statement in support of this seatbelt exemption statement, I may be prosecuted.
- I acknowledge that if my fine is at Notice of Final Demand or Warrant stage my seatbelt exemption statement will be considered as an enforcement review under Contrary to Law grounds.

Declaration (Signature)

Date