



# Bush fire infringement appeal form

61 Broun Avenue, Morley WA 6062 | P: 9272 0622 | F: 9272 0665 | mail@bayswater.wa.gov.au | www.bayswater.wa.gov.au

Infringement Number: \_\_\_\_\_ Date of notice: \_\_\_\_\_

Full name of alleged offender: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Suburb: \_\_\_\_\_ Postcode: \_\_\_\_\_

Email: \_\_\_\_\_

Phone (home/mobile): \_\_\_\_\_ Phone (work): \_\_\_\_\_

**Infringements may be withdrawn in the following circumstances (supporting documentation must be provided). Please tick the circumstance that existed at the time the infringement was issued and provide further details in the section below.**

- Recent purchase of property - Settlement within 14 days from the commencement of bush fire season/inspection date.
- Special circumstances - please provide information in writing and supporting evidence. Conditions provided overleaf.

**NOTE: FAILURE TO PAY OR APPEAL YOUR INFRINGEMENT WITHIN 28 DAYS OF ISSUE MAY RESULT IN ADDITIONAL PENALTY COSTS**

Signature of alleged offender: \_\_\_\_\_ Date: \_\_\_\_\_

Please forward this completed form, together with supporting documentation to:  
Chief Executive Officer, City of Bayswater, PO Box 467 MORLEY WA 6943 or by email to mail@bayswater.wa.gov.au

If you have any queries regarding infringements issued by the City of Bayswater please visit the City's website - www.bayswater.wa.gov.au and refer to our Infringement Fact Sheet or phone Rangers and Security on (08) 9272 0972 during office hours.

Office use only

Date received:		Officer:	
Appeal form completed:	YES	NO	Date returned for completion:
Officer processing appeal:		Infringement placed on hold:	YES NO
Deadline for appeal review (30 days):		Referred to:	
Outcome:		Appellant advised:	YES NO

## Special circumstances

### Other than those listed overleaf;

- The infringement was unlawful. Where an infringement notice was issued based on prima facie evidence and the appellant provides additional evidence that demonstrates there was no alleged offence the infringement may be withdrawn.
- The alleged offender has elected in writing to exercise his/her right to have the matter determined by a Court.
- Extenuating circumstances. Such circumstances may include, but not limited to instances where the offender provides evidence of an extenuating circumstance, which would have identified his/her emotional state as a factor for not meeting bushfire conditions (financial hardship or medical reasons MAY be a consideration under these grounds).

## Non-appealable grounds

### The circumstances where a request for appeal will not be considered include:

- The owner/occupier advises that other blocks/properties do not appear to be cleared either.
- This is my first offence and I have always cleared my block on time.
- The owner/occupier was intending to clear the block/property at a later date.
- The owner/occupier was ill at the commencement of the bushfire season.
- The owner/occupier was unaware of bush fire season dates.
- The owner/occupier was unaware of the Bush Fire Act requirements
- Could not arrange for my contractor to slash the property prior to the commencement of the season or inspection.
- The owner/occupier attempted to clear the block.
- The owner/occupier was away / on holiday.
- The owner/occupier moved out of the area and didn't know.
- I own/have owned a block in a different local government and the bush fire season dates there are different.
- I have plans to develop the block that were delayed so I thought the block would be cleared in time.
- I used to own the block with my husband/wife/friend who used to clear the block, that person has passed away or otherwise no longer helps me with the block.
- The property is managed by a Property Manager and they didn't arrange the clearance.

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