

Rebecca Watson

From: official information
Sent: Monday, 12 August 2019 10:06
To: [REDACTED]
Cc: official information
Subject: LGOIMA 19207: infringement Notice - 3105817

Kia Ora,

Further to your request received on 19 July 2019 regarding infringement notice 3105817, please find below our response to your queries.

You requested:

"5. I formally request the amount of parking related tickets issued to vehicles parked in the same vicinity I was parked as potential evidence in this complaint."

Our response:

As you haven't specified a date from which you wanted the information, our response is based on the period from the start of 2017 up to and including early August 2019.

In October 2017, Hamilton City Council commenced a trial of a two-hour free on-street parking Monday to Saturday between the hours of 8am-8pm in the central city. As part of this trial, parking wardens manually validating parked vehicles in the central city addressed non-compliance parking behaviour (which includes the Worley Place shared zone).

Table 1.0: Parking Infringement Tickets Issued in the Worley Place Shared Zone

| Year | No. of Infringements |
|---------------------|----------------------|
| 2017 | 142 |
| 2018 | 915 |
| Up to 5 August 2019 | 801 |

You requested:

Can I please have a formal response and advice on what steps would now be taken.

Our response:

This email represents our formal response.

In terms of further advice, we can confirm we have and continue to apply a philosophy of "educate – engineering – enforcement" in managing non-complying parking activities in the shared zone.

Educate

In the first instance when our parking wardens observe non-complying parking activities happening and the driver is identifiable, our wardens take the opportunity to educate people, advise them parking vehicles in the shared zone is prohibited and ask them to move on.

Engineering

The Hamilton Traffic Bylaw 2015 (link provided) sets out the bylaw applying to shared zones (refer section 20), and includes the shared zone register the Worley PI (extension).

[https://www.hamilton.govt.nz/our-council/policies-bylaws-legislation/bylaws/Documents/Hamilton Traffic Bylaw 2015 including registers \(updated March 2017\).pdf](https://www.hamilton.govt.nz/our-council/policies-bylaws-legislation/bylaws/Documents/Hamilton%20Traffic%20Bylaw%202015%20including%20registers%20(updated%20March%202017).pdf)

In addition to having the relevant bylaw, all signage has been checked and complies with the NZTA Traffic Control Devices rule.

Enforcement

In the instances where no driver is identifiable, or our wardens' advice is not heeded, a parking infringement will be issued.

Next steps

Your infringement has been put onto an extension of time status during this review and pending the completion of the Local Government Official Information Act request response. Your infringement was also considered as part of our adjudication process and the decision was to uphold the infringement.

Based on this Local Government Official Information Act request being responded to by 12 August 2019 the new date this infringement must be paid by is 24 October 2019, and any unpaid infringement will be sent to the Courts on 31 October 2019.

Kind regards,

Amy Viggers

On behalf of the Privacy Officer

DDI: 07 8386727 | Email: amy.viggers@hcc.govt.nz



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From: official information

Sent: Monday, 22 July 2019 8:11 AM

To: [REDACTED]

Cc: official information <officialinformation@hcc.govt.nz>

Subject: RE: LGOIMA 19207: infringement Notice - 3105817

Kia ora,

I write to acknowledge your information request of 19 July 2019 in respect of the below, please note that the other points raised in your email are being reviewed as a part of the formal complaint process.

"5. I formally request the amount of parking related tickets issued to vehicles parked in the same vicinity I was parked as potential evidence in this complaint."

Please be advised that your request has been passed on to the relevant team within Council and you will be informed of the outcome.

The Local Government Official Information and Meetings Act 1987 requires that we advise you of our decision on whether the Council will provide the requested information or not "as soon as reasonably practicable", no later than 20 working days after the day we received your request. We will respond to you no later than 16 August 2019.

Kind regards,

Amy Viggers

On behalf of the Privacy Officer

DDI: 07 8386727 | Email: amy.viggers@hcc.govt.nz



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-----Original Message-----

From: [REDACTED]
Sent: Friday, 19 July 2019 8:29 AM
To: "info@hcc.govt.nz" <info@hcc.govt.nz>
Subject: Formal Complaint and request for information - Infringement Notice - 3105817

To whom it may concern,

Today I received a letter dated 11th July 2019 relating to the above infringement notice and your decision to proceed to issue the ticket. Thank-you for providing supporting information.

I wish to make an formal complaint for the following reasons.

1. It was raining very hard when I parked up and visibility was poor
2. Other vehicles were already parked up so I assumed it was okay
3. The signs are approx 10 -12 metres either side of where I parked facing inward which not visible unless you walk pass them
4. There are no appropriate signage that is easily visible in the area where I parked the vehicle.
5. I formally request the amount of parking related tickets issued to vehicles parked in the same vicinity I was parked as potential evidence in this complaint.

Can I please have a formal response and advice on what steps would now be taken.

I can pay the fine however will be seeking justice if the above points are reconsidered fairly.

Naaku noa na,

[REDACTED]