

Section 22 of the Infringements Act 2006

22. Application for internal review

- (1) A person who has been served with an infringement notice or a person acting on that person's behalf with the first-mentioned person's consent, may apply to the relevant enforcement agency for review of the decision to serve the infringement notice if the person believes—
- (a) the decision—
 - (i) was contrary to law; or
 - (ii) involved a mistake of identity; or
 - (b) that special circumstances apply to the person; or
 - (c) the conduct for which the infringement notice was served should be excused having regard to any exceptional circumstances relating to the infringement offence.
- (2) An application under sub-section (1)—
- (a) may be made—
 - (i) in the case of a lodgeable infringement offence, at any time before the infringement penalty is lodged with an infringements registrar; and
 - (ii) in the case of any other infringement offence, at any time before the expiry of the period for bringing a proceeding in relation to the offence to which the infringement notice relates;
 - (b) must be in writing; and
 - (c) must state the grounds on which the decision should be reviewed; and
 - (d) must provide the applicant's current address for service of the notice under section 24(3) of the outcome of the decision; and
 - (e) may only be made once in relation to any one infringement offence in respect of the applicant.