

4 July 2014

Ms Grace Haden

[fyi-request-1754-14fa4d2e@requests.fyi.org.nz](mailto:fyi-request-1754-14fa4d2e@requests.fyi.org.nz)

Dear Ms Haden

**Local Government Official Information and Meetings Act**

**CAS-314248-X4R2N1**

Thank you for your email of 21 June 2014 requesting a copy of all correspondence which Auckland Transport has referred to in declining this off set. You have also requested that a legal basis for this decline is provided.

Please refer to the attached letter sent to you from Auckland Transport (AT) dated 10 March 2014.

Auckland Transport would like to reiterate that the mowing of berms cannot be related to infringement notices and that the cheque you provided was to pay the infringement fee. Auckland Transport did not enter into any arrangements with you.

In addition, Auckland Transport confirms that:

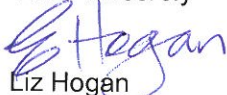
- The Set Off Act 1735 applies to mutual debts and does not apply here.
- Auckland Transport may enforce infringement offences under the Land Transport Act 1998. The procedure for dealing with infringement offences is contained in section 21 of the Summary Proceedings Act 1957. The Act provides that Auckland Transport may enter into arrangements to allow the infringement fee to be paid in instalments (s. 21(3B) – (3D)). Auckland Transport has made arrangements through Baycorp.

To date, Auckland Transport's records indicate that you have not paid the infringement fee for the infringement notice 3020604777. If you do not pay the fee, or arrange with Baycorp to do so, it will be lodged with the Ministry of Justice, where it becomes an unpaid fine. This is likely to increase your costs.

We trust that the above information has addressed your query. However you have the right in accordance with section 27(3) of the Local Government Official Information and Meetings Act 1987 (LGOIMA) to make a complaint to the Office of the Ombudsman if you are not satisfied with our response

Should you have any further queries please do not hesitate to contact Auckland Transport on 355 3553 quoting Official Information request number CAS-314248-X4R2N1.

Yours sincerely



Liz Hogan

**Manager Parking and Enforcement**

10 March 2014

GARDEN TRUSTEE LIMITED  
23 Wapiti Avenue  
Epsom  
Auckland 1051

Dear Sir/Madam

Ticket Number	Registration Number	Balance Due	Payment Due
3021572712	EZT568	40.00	Baycorp

Thank you for your further communication regarding the above infringement notice.

While I acknowledge your correspondence, please be advised that mowing of berms is a separate issue and cannot be related to this infringement notice.

Please call on 09-3553553 to find out more about mowing of berms.

Auckland Transport has received a cheque for payment of this infringement notice. Cheque will be processed in near future.

Thank you for the payment. This matter will be closed once payment is received by Auckland Transport.

Yours sincerely



Infringement Adjudicator  
**INFRINGEMENT REVIEW UNIT**