Request for Tolling Personal Information
For Law Enforcement Purposes & Statutory Investigative Functions

NSW GOVERNMENT | Transport for NSW

USER NOTES

APPLICANT ELIGIBILITY

This application Form may be used by **government agencies with law enforcement or statutory investigative functions** (see below for additional limitations on which agencies can apply for tolling camera photos or data). Other applicants are required to serve a subpoena or lodge a GIPA Act Access Application.

INFORMATION WE CAN PROVIDE

Non-Trip Account Information

We can provide you with the name and address of toll account holders, and the credit card and vehicles that have been nominated on an account. To identify the correct account you must provide either an account number or customer name and address or you can provide a vehicle registration number.

Trip Information Captured By Our e-Tags

We can provide you with trip details captured by a TfNSW e-Tag. To identify the correct account you must provide either an account number or customer name (together with an address) or you can provide a vehicle registration number.

Trip Information and/or Images Captured by Tolling Cameras

Special rules apply to information and/or images captured by Tolling Cameras under s.250A *Roads Act 1993* and clause 25 Roads Regulation 2018.

1. If the toll was paid when the trip was made then information and images can only be released under a subpoena, warrant or NSW or Commonwealth statutory demand notice.

2. If the toll was not paid when the trip was made we can release information and images:
   - under a subpoena, warrant or NSW or Commonwealth statutory demand notice OR
   - to the following (using this Form):
     - ✓ ICAC (NSW) (see s.250A *Roads Act 1993*);
     - ✓ Australian Crime Commission (see s.250A *Roads Act 1993*);
     - ✓ Police (any jurisdiction) (see clause 25(b) Roads Regulation 2018); or
     - ✓ any NSW Public Sector Agency as defined in s.3 P*rivacy & Personal Information Protection Act 1998* (see clause 25(c) Roads Regulation 2018).

CCTV & Security Cameras

For images collected by non-toll cameras use Form 5467.

TOLLING FRAMEWORK

Transport for NSW operates 2 toll roads: Sydney Harbour Bridge and Sydney Harbour Tunnel. Other toll roads are privately operated. Tolls may be collected via e-Tags or the use of tolling cameras combined with number plate recognition technology. Privacy rules (hence disclosure rules) vary depending on whether the information was collected by an e-Tag scanner or a tolling camera and whether or not the toll was paid at the time of the trip. Transport for NSW is the provider of e-Tags under the "E-Toll" brand. Other e-Tags are provided by the private toll service provider Tollaust Pty Ltd.

1. APPLICANT DETAILS

Note: applicant must be a government agency

Applicant Agency Name	Agency ABN

Agency Address

Your file or investigation reference number

2. INFORMATION REQUESTED

Note: choose one or more of the following 3 search types in 2(A), 2(B) or 2(C)

☐ **(A) e-Tag Account Information (non-trip information)**

Information Requested

☐ Registration Nos of all vehicles nominated on this account

☐ Name and Address of account holder

☐ Credit card nominated on account

☐ Other (specify) ....

Account to be searched

Note: provide as much information as you can as we cannot assit you unless we can identity the correct customer

Toll Account Number: ....   e-Tag Number: ....   Vehicle Rego Number: ....

Customer name & address: ....

☐ **(B) Trip Information (No Images)**

Search Type

☐ Full search (e-Tag and toll camera data)

☐ e-Tag only search

Note: there are special limitations on who data and images from tolling cameras can be released to so we might not be able to completely fulfil your request for a full search depending on your eligibility and depending on when the toll was paid. See the User Notes at the top of this Form

Account to be searched (Account Number or Customer Name & Address)	
Vehicle to be searched (Rego Number)	
Trip search dates	
Trip search times (Optional)	

☐ **(C) Toll Camera Image**

Note: you may request a search on a specific vehicle by nominating the rego number and the dates. If you request a more general search (eg all vehicles) then you must nominate the time and location as well

Vehicle Rego Number	
Other vehicle information	
Search dates	
Search times	
Search location	

Note: there are special limitations on who data and images from tolling cameras can be released to so we might not be able to fulfil your request depending on your eligibility and depending on whether the toll was paid. See the User Notes at the top of this Form

3. APPLICATION PURPOSE (OFFENCE)

Note: We can only release information for the investigation or enforcement of an offence under s.23(5) of the Privacy and Personal Information Protection Act 1998 (PPIP Act) or the exercise of a statutory investigative function under s.24(4) of the PPIP Act.

State the general nature of the offence or incident that is the subject of your investigation or enforcement	
State the section of the Act under which the offence is alleged or the statutory investigation is being conducted	

4. WARRANTY BY INTERSATE APPLICANT

Note: skip this paragraph if your agency is a NSW agency

Interstate Jurisdiction

Non-NSW Applicants to confirm their jurisdiction (please tick)

☐ Cwth   ☐ ACT   ☐ NT   ☐ QLD   ☐ SA   ☐ TAS   ☐ VIC   ☐ WA

Warranty By Non-NSW Applicants

Non-NSW agencies must satisfy one of the following additional conditions under ss. 19(2) or 23(7) of the PPIP Act (please tick):

☐	(a) The applicant is subject to local laws or legally binding rules which are similar to the *Australian Privacy Principles in the Privacy Act 1988 (Cth)* or the *Information Protection Principles in the PPIP Act* (s.19(2)(a) PPIP Act) **OR**
☐	(b) the applicant only seeks the information for the purposes stated in item (A) of Para 5 below (s.23(7) PPIP Act)

5. DECLARATIONS BY APPLICANT

Access Purpose

I certify that the information sought is reasonably necessary for one or more of the following purposes (please tick one or more):

- ☐ (A) To investigate a suspected criminal offence, or to commence legal proceedings for an offence or to enforce an offence (s.23(5)(a) PPIP Act); **OR**

- ☐ (B) to investigate a person who has been reported to the Police as a missing person (see s.23(5)(b) PPIP Act) **NOTE**: information can only be released to assist with missing person investigations if the applicant Agency is an "Investigative Agency" as defined in s.3 of the PPIP Act; **OR**

- ☐ (C) to protect public revenue (eg recover unpaid taxes or charges or fines) (see s.23(5)(d) PPIP Act); **OR**

- ☐ (D) For an investigation by the applicant Agency which may result in it exercising a function to take disciplinary or criminal or other formal action eg cancelling a licence or accreditation or terminating employment. (see s.24(4) PPIP Act)

Liability/Indemnity

The applicant Agency indemnifies Transport for NSW against any liability in the event that Transport releases information relying on information in this application which is incorrect.

Authorisation

I declare that I am authorised to make this application and I confirm the content of this application is true and correct.

Copyright

If Transport for NSW releases any images I understand that copyright remains vested in Transport for NSW and the images may not be published or released without Transport for NSW's permission.

Name of Authorised Officer	
Signature	
Position/Rank	
Staff Number	
Station/Unit/Branch	
Contact Number	
Email (work)	

6. HOW TO LODGE THIS APPLICATION

Send this form to tollingpolicerequests@transport.nsw.gov.au

7. TRANSPORT INTERNAL USE ONLY

EVIDENTIARY CERTIFICATES: these are not normally required for tolling information but they can be issued by the relevant Transport delegate under s.248(5) of the *Roads Act 1993*

Application number:	Received Date:
Date viewed by:	
Application approved/rejected:	
Rejection reasons	
Data released to applicant (data/method):	
Applicant advised of rejection (date/method):	
Decision-maker name:	
Decision-maker position:	
Decision-maker signature:	