

# Application for Exemption

## Peer Passenger, One Passenger or Prohibited Vehicle Condition

### This form is for P-platers who wish to have an exemption from:

- The peer passenger condition (applies to P1 drivers under the age of 25 only).
- The one passenger condition (applies to provisional P1 and P2 drivers reissued a provisional licence following a **disqualification** for a driving offence committed on or after 11 July 2005 only) and
- The prohibited vehicle condition (applies to provisional P1 and P2 licences issued from 11 July 2005).

Further information on these conditions is available at [nsw.gov.au](http://nsw.gov.au) or in the Road User Handbook.

### Completing this form

**You must always complete section A, section B and sign the declaration at section C.**

You must **also** complete:

- Section D if you are applying for a **peer passenger exemption**
- Section E if you are applying for a **one passenger exemption**
- Section F if you are applying for a **prohibited vehicle exemption**
- Section G if you are applying for a **variation to a current exemption**
- Section H if you are applying for a **replacement exemption letter**

The statutory declaration in section H must be completed by the **registered operator(s)** of a prohibited vehicle if the applicant is applying for a prohibited vehicle exemption.

### Lodging this form

- This application form must be lodged at a Service NSW centre.
- If a person other than you submits the form the representative details in section C must be completed.
- An exemption from the prohibited vehicle, one-passenger or peer-passenger condition may be granted in exceptional circumstances.
- You **must** attach supporting documentation and provide reasons why you have an exceptional circumstance to have your exemption request considered.
- The form will be processed and the applicant will be notified in writing of the result.
- You must hold a current provisional licence to apply for an exemption.
- A fee is payable when the form is lodged and is not refundable if an exemption is not granted.

### Exemption letters

If your application for an exemption is approved you will be sent an authorised Transport for NSW exemption letter. You must only drive in accordance with the exemption conditions in the letter and produce the letter to a police officer on demand. Transport for NSW may withdraw the exemption at any time.

### Service centre use only

- The application has been completed properly (in particular all contact details)
- Details on all prohibited vehicles have been provided
- Statutory declarations for prohibited vehicle/s have been signed (if applicable)
- Processed misc payment in DRIVES

Applicant's NSW Driver Licence/Customer number

POI primary proof

Document number

Secondary proof

Document number

Service centre name

Staff number

Signature

Date

Day / Month / Year

**CSR's to email application, all supporting documents and transaction receipt to the Exemption Unit at:  
[exemptions.unit@transport.nsw.gov.au](mailto:exemptions.unit@transport.nsw.gov.au)**

**Section A - Application details** (type of exemption you are applying for)

**I am applying for a:** (you may choose more than one)

- Peer Passenger Exemption  
Complete sections A, B, C and D
- One Passenger Exemption  
Complete sections A, B, C and E
- Prohibited Vehicle Exemption  
Complete sections A, B, C, F and I
- Variation to my current Exemption Letter  
Complete sections A, B, C and G
- Replacement Exemption Letter  
Complete sections A, B, C and H

**Section B - Your details** (customer details of applicant - must be a provisional licence holder)

NSW Driver Licence/Customer number

Name (as shown on provisional licence)

Residential address  
  
  
 Postcode

Date of birth  
 /  /   
Day / Month / Year

Daytime contact number

Email address

**Section C - Applicant declaration**

Please read carefully before you sign. If you do not tell the truth you can be fined. Any exemption you hold could be cancelled.

**I declare that the details in this application are true and complete.**

Applicant signature

Date  
 /  /   
Day / Month / Year

**Representative authority**

Complete this section if a representative will lodge the form on your behalf. The representative you choose should have a driver licence or be recorded as customer of Transport for NSW.

**I declare that the person named below is my authorised representative.**

Applicant signature

Date  
 /  /   
Day / Month / Year

**Representative details**

NSW Driver licence/Customer number (if applicable)

Surname

Given name(s)

Residential address  
  
  
 Postcode

Representative signature

Date  
 /  /   
Day / Month / Year

**Personal Information Collection Notice:** Transport for NSW is committed to protecting your privacy and ensuring your personal and health information is managed according to law. Find out why we collect your personal information, including how we use and manage it, by reading our privacy statement at [transport.nsw.gov.au](http://transport.nsw.gov.au) or phone 13 22 13 to request a copy.

**Section D - Peer Passenger Exemption**

This condition applies only to P1 drivers under 25 years of age. The peer passenger condition restricts the driver from carrying more than one passenger under the age of 21 between the hours of 11pm and 5am.

An exemption may be granted if:

- you are required as part of your employment responsibilities to transport passengers between 11pm and 5am and more than one of these passengers is, or is likely to be, under 21 years of age
- you can demonstrate a need to drive certain immediate family members between 11pm and 5am and that there are no alternative options
- you volunteer in community service work (e.g. Lifeline counselling) that requires the transport of passengers between 11pm and 5am and more than one of these passengers is, or likely to be, under 21 years of age.

If your application is for employment purposes or in connection with a community service work, **you must attach a statement** on your employer / community organisations' business letterhead. Signed by your employer or relevant person supporting your application outlining your days and hours of employment, details of work duties, name of employer/community service manager and their contact details.

**I am applying for a:**

- Family exemption  (complete details below)
- Employment exemption  } (attached a statement from employer / community organisation on the business letterhead)
- Community service work exemption  }

**How many passengers under 21 years of age do you need to carry at any one time between the hour of 11pm and 5am?**

What is your relationship with these passengers? (please insert the number in each category)

- Child/children  Brother
- Sister  Work colleague
- Spouse/partner
- Other

Explain why you require an exemption (attach a separate page if required)


What forms of transport do the passengers currently use between the hours of 11pm and 5am?


**Have you attached a statement from your employer / community service organisation? (if applicable)** Yes  No

**Section E - One Passenger Exemption**

The one passenger condition applies to P1 and P2 drivers who have been re-issued a provisional licence following a court disqualification for an offence committed on or after 11 July 2005. The condition restricts the driver from driving with more than one passenger at all times for a period of 12 months.

An exemption may be granted in exceptional circumstances such as for family or employment purposes. If your application is for employment purposes you must **attach a statement** on your employers business letterhead. Signed by your employer or relevant person supporting your application outlining your days and hours of employment, details of work duties, name of employer/manager and their contact details.

**I am applying for a:**

- Family exemption  (complete details below)
- Employment exemption  (attached a statement from employer on the business letterhead)

**How many passengers do you need to carry at any one time?**

What is your relationship with these passengers? (please insert the number in each category)

- Child/children  Brother
- Sister  Work colleague
- Spouse/partner  Parent/ guardian
- Other

Explain why you require an exemption (attach a separate page if required)


What forms of transport do the passengers currently use?


**Have you attached a statement from your employer? (if applicable)** Yes  No

**Section F - Prohibited Vehicle Exemption**

This condition restricts all P1 and P2 drivers, regardless of age, from driving 'prohibited vehicles'. From 1 August 2014, a prohibited vehicle is a motor vehicle which:

- has a Power to Mass Ratio (PMR) of greater than 130 kilowatts per tonne
- has had an engine modification
- is listed on the Authority's publication **Novice Driver-High Performance Vehicle Restrictions** as a high performance vehicle.

An exemption may be granted to a person who can:

- demonstrate that an exemption is required for employment purposes
- prove that they, or their parent, guardian, spouse, or partner, owned a vehicle prior to 1 August 2014, and that their vehicle was allowed under the previous definition of a high performance vehicle
- prove they owned the prohibited vehicle prior to 11 July 2005 or before an interstate/overseas licence transfer (attach proof of acquisition). Note, only a provisional driver who has **never** held a NSW licence before his/her licence transfer can apply for this exemption
- demonstrate any other exceptional circumstance, (attach any information necessary to support your exemption request).

**Note:** NSW provisional licences issued prior to 11 July 2005 were not subject to a condition. However, a provisional vehicle exemption condition will be applied if the provisional driver is disqualified for an offence committed on or after 11 July 2005. In these instances, the provisional holder may be granted an exemption if they can prove direct ownership of their current vehicle at the time of the offence that led to the disqualification (attach proof of acquisition).

An exemption from the prohibited vehicle condition will not be granted simply on the basis that the only vehicle available in a household is a prohibited vehicle.

If your application is for employment purposes, you must attach a statement on a business letterhead signed by your employer supporting your application.

The statutory declaration must be completed by the **registered operator(s)** of the nominated vehicle(s).

**Please tick the reason for your request and complete the sections that follow** (you may tick more than one if applicable)

1. I need to drive a prohibited vehicle in the course of my employment (complete the sections that follow and Section I)
2. I, or my parent, guardian, spouse, or partner, owned a vehicle prior to introduction of the scheme or prior to the change in high performance vehicle definition (please supply details below and complete Section I)
3. Other exceptional circumstances

**Please explain what the vehicle will be used for?**


**Why can't you continue to use existing forms of transport?**


**Have you attached a statement from your employer?** (if applicable) Yes  No

**Section G - Variation to my current exemption letter**

If your circumstances have changed, you must apply for a new exemption. For example, your reason for an exemption may not have changed but details on your exemption letter have altered, such as the registration of the exempted vehicle. However, if your changed circumstances have made your exemption invalid such as changing employment, you will need to apply for a new exemption by completing the relevant sections of this form. Your exemption is not valid until you have received a new exemption letter. You may be required to pay an additional fee.

**What exemption do you currently hold?** (please tick box/s)

- Peer Passenger
- One Passenger
- Prohibited Vehicle

**Provide details of the changes to your circumstances that will require a new exemption letter** (attach a separate page if required) **Note:** changes to your circumstances for a prohibited vehicle exemption may require the registered operator/employer to complete the Statutory Declaration in Section I.


**Section H - Replacement exemption letter**

You must apply for a replacement exemption letter if the original has been damaged, lost or stolen. Your exemption is not valid until you have received a replacement letter. A fee will apply.

**What exemption do you currently hold?** (please tick box/s)

- Peer passenger
- One passenger
- Prohibited vehicle

**Reason for a replacement exemption letter?** (tick the box which explains why you need a replacement)

- Lost
- Damaged
- Stolen

**Section I - Statutory declaration** (must be completed if applying for a prohibited vehicle exemption)

This section must be completed by the **registered operator(s)** of the nominated vehicle(s) and the declaration signed in front of a **Justice of the Peace or a solicitor**.

**Note:** If the vehicle is registered in a company name, the declaration must be completed by the employer (e.g. manager) or a nominated person who has authority to act on behalf of the company/business.

**Statutory declaration**  
*OATHS ACT, 1900 (NSW) EIGHTH SCHEDULE*

I / we, the undersigned\*

(\* Registered operator(s) name(s) in full)


of (Address)


of the State of New South Wales, and as the registered operator(s) of the vehicles identified in this declaration do solemnly and sincerely declare that (tick the appropriate box, you can tick more than one if applicable):

- as the parent, spouse, guardian, partner, custodian of the applicant, I give permission for the applicant to drive the nominated prohibited vehicle/s registered in my name
- as the employer/representative of the employer, I give permission for the applicant, being an employee of the business, to drive the nominated prohibited vehicle/s that are registered to the company or business
- as the employer/representative of the employer, I have more than 10 registered prohibited vehicles and authorise the applicant to drive prohibited vehicles registered in the company/business name (you do not have to provide vehicle details below)
- as the applicant, I am self employed and I need to use the nominated prohibited vehicle/s registered in my name to carry out my business
- as the applicant, I owned my current prohibited vehicle before 11 July 2005 (proof of acquisition must be provided)
- as the applicant, or the applicant's; parent, guardian, spouse, or partner, I owned the vehicle prior to the change in high performance vehicle definition on 1 August 2014 and the vehicle was not prohibited under the previous definition for a high performance vehicle
- as the applicant/registered operator, I owned the prohibited vehicle before transferring my licence to NSW or before licence cancellation due to disqualification (proof of acquisition must be provided)

**Provide details of the vehicles for which an exemption is sought** (attach separate sheet if there are more than three vehicles)

**Vehicle 1**

Vehicle registration number

Year of Manufacture

Make

Model

Cylinders

Gear type

**Does the vehicle have any other engine modifications?**

Yes  if yes, provide details below

No

Engine modification details


**Vehicle 2**

Vehicle registration number

Year of manufacture

Make

Model

Cylinders

Gear type

**Does the vehicle have any other engine modifications?**

Yes  if yes, provide details below

No

Engine modification details


Continued next page

**Vehicle 3**

Vehicle registration number

Year of manufacture

Make

Model

Cylinders

Gear type

**Does the vehicle have any other engine modifications?**

Yes  if yes, provide details below No

Engine modification details

  
  
  

**Do you also have vehicles registered to you / the company / business that are not considered to be a prohibited vehicle type?**

**Note:** if you answered **yes** to this question and have more than 20 registered vehicles in total (i.e. a fleet) you do not have to provide the vehicle details below but you must explain why the vehicle/s cannot be used.

Yes  No

If you answered **yes** explain why the vehicles cannot be used or are not suitable for the applicant's use.

  
  
  
  
  
  

Please provide your daytime contact details so that the information supplied can be verified.

Phone number

Mobile number

Email address

I am/we are aware that Transport for NSW will verify the details provided in this Statutory Declaration with the records held by Transport for NSW and I/we, make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1900*.

Subscribed and declared at

in the said state this

day

month

year

Signature(s)

  
  

In the presences of an authorised witness, who states:

I, (name of authorised witness)

  

a, (qualification of authorised witness)

(\* please cross out any text that does not apply)

1. I saw the face of the person \*

**OR**

I did not see the face of the person because the person was wearing a face covering, but I am satisfied that the person had a special justification for not removing the covering. \*

2. I have known the person for at least 12 months \*

**OR**

I have not known the person for at least 12 months, but I have confirmed the person's identity using an identification document and the document I relied on was: \*

(Describe identification document relied on)

Signature of authorised witness

Registration number (if applicable)

(JP registration number allocated to the JP by the NSW Attorney General's Department)