

Fines Enforcement Registrar's Website Discrimination

It is unlawful under the *Equal Opportunity Act 1984* (the Act) to discriminate against a person because their details have been published on the Fines Enforcement Registrar's website.



Equal Opportunity Commission

It is unlawful under the Act to discriminate against a person because their name and other relevant details have been published on the Fines Enforcement Registrar's website (the Registrar's website).

If a person has accrued a substantial amount of unpaid fines, a sheriff has the power to publish their name and other relevant details (such as how much in unpaid fines they owe, and the suburb where they live) on the Registrar's website. (<http://www.courts.dotag.wa.gov.au/apps/outstandingfines/default.aspx?uid=1526-7905-9176-1042>)

Direct discrimination occurs when a person is treated less favourably because of their name is published on the Fines Enforcement Registrar's Website compared to another person in the same or similar circumstances.

Indirect discrimination is when a requirement, condition or practice that is the same for everyone has an unfair effect on someone whose name is published on the Fines Enforcement Registrar's Website, and is unreasonable in the circumstances.

Where does the protection apply?

Under the Act it is unlawful to discriminate against a person because of the publication of relevant details on the Fines Enforcement Registrar's website in certain areas of public life, including:

- Work
- Provision of goods, services and facilities
- Accommodation

B Serial No. 02 291886
Public Transport Authority Act 2003
Public Transport Authority Regulations 2003
Infringement Notice

It is alleged that on NORTH FREMANTLE the 31st day of JUNE 2018 DATE 8/6/18

At about 7:58 hrs. committed the offence below -

Regulation 6 (1) Offence Modified Penalty (\$100)

(a) Travels on public transport service without a valid ticket

(b) Attempts to travel on public transport service

(c) Leaving a public transport service

3. If you do not wish to have a complaint for the alleged offence heard and by a court, the amount of money specified in this notice as being the penalty for the offence may be paid to the authorised person referred in paragraph 5 below within a period of 28 days after receiving this notice.

4. If the modified penalty is not paid within the time specified in this notice for the alleged offence may be heard and determined by a court.

5. Please see the reverse side of this form for payment options.

Note: If you wish to appeal this infringement you can do so via the website www.transperth.wa.gov.au/Contact-Us/Fines-and-Infringements or by writing to three business days for your infringement to be reviewed. For written reasons to the Director of Infringements, PO Box 6865, Perth WA 6000.

The Commissioner for Equal Opportunity provides information about the Act, investigates and conciliates complaints, conducts community education and training and develops programs to promote equal opportunity.

Example of discrimination

Direct discrimination may occur if you apply for accommodation in a rental property and the landlord or real estate agent refuses your application because your name appeared on the Registrar's website

Responsibilities

Organisations must ensure they provide a working environment and services that are free from discrimination and they must take all reasonable steps to prevent it from happening or they may be held responsible for their employees' actions.

A person causing, instructing, inducing, helping or permitting another person to do something unlawful is the same as doing it, for the purpose of the Act.

Making a complaint

A person who believes they have been discriminated against because of the publication of relevant details on the Fines Enforcement Registrar's website can lodge a complaint with the Commissioner. The onus of proof lies with the person making the complaint.

The incident or incidents in the complaint must have occurred within the 12 months previous to the date you lodge your complaint.

In some circumstances the Commissioner may decide there is good reason, or good cause, to include incidents that occurred more than 12 months before the complaint is lodged.

Disclaimer

The material in this brochure is not intended to be legal advice. The Commissioner expressly disclaims any liability in respect to anything done or not done to any person in reliance upon any of the contents of this publication.

The Government of Western Australia
www.wa.gov.au
March 2022

How to contact the Commission

Telephone

General enquiries: 9216 3900
Training courses: 9216 3927
Country callers: 1800 198 149

Email

eoc@eoc.wa.gov.au

Website

www.eoc.wa.gov.au



Interpreter service: 13 14 50

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