

City of Brampton
Administrative Penalty Reduction / Cancellation Guidelines
Accessible Parking Infractions Guideline

What is an Accessible Parking Permit?

Accessible Parking Permit (APP) (formerly known as the Disabled Person Parking Permit) means a current and valid parking permit issued by Service Ontario through the Ministry of Government and Consumer Services under the provisions of *Part III of the Highway Traffic Act and Regulation 581 Accessible Parking for Persons with Disabilities*. It could also be a current and valid permit, number plate or other marker or device bearing the international symbol of access (wheelchair symbol) issued by a jurisdiction outside Ontario.

The APP is issued to individuals and entitles the vehicle in which it is displayed to be parked in a designated accessible parking space. The individual to whom the permit is issued must be in the vehicle and the permit must be visibly displayed on the dashboard or sun visor when it is parked in the designated accessible parking space. The permit holder may use the permit in any vehicle in which they are travelling.

No APP may be copied or reproduced.

APPs issued after January 1, 2016 will be enclosed in a plastic sleeve to protect the permit and may not be laminated. These permits have enhanced security features intended to help in the reduction of fraudulent use and include:



- Custom trillium pantograph background print technology against copying and scanning
- When a permit is copied the word “COPY” will be displayed across the permit
- Unique identification code containing personal information about the permit holder and the permit status, type and expiry date
- Microprint technology located under the “Valid from” on the permit and contains a Microlaser line reading “MTOONTMTOONTMTOONTMT OONT”

An Identification Code is located on the front of the APP. This code is confidential and consists of key information. The following is how the code is read:

Description of location	Code Definition
Gender XXXX-XXXX-XXX-X-XXXX	1 – Male 2 - Female
Decade of Birth XXXX-XXXX-XXX-X-XXXX	Represents the first 3 numbers of year of birth (e.g. 1960 = 196)
First and last initial XXXX-XXXX-XXX-X-XXXX	Represents letters of the alphabet First initial – 1 to 26 Last initial – 1 to 26 (e.g. B = 2 and K = 11)
Permit Status XXXX-XXXX-XXX-X-XXXX	Passenger (P) is 160 Passenger/Driver (PD) is 164
Permit Type XXXX-XXXX-XXX-X-XXXX	Permanent is 1 Subject to Change is 2 Temporary is 3 Traveller is 0
Expiry XXXX-XXXX-XXX-X-XXXX	Represents month and year the permit expires (e.g. 10 is October and 18 is 2018)

Traveller permits have the same identification code as the holder's master permit and a "0" where the permit type identifier is displayed.

Company/non-profit permits do not have an identification code, the company/non-profit name is displayed in its place.

Interim paper permits issued by ServiceOntario centres do not have a security code.

APPs issued prior to January 1, 2016 may be laminated and may be in circulation and valid until January 1, 2021 depending on the type of permit issued



The following types of APPs are available:

- Permanent (blue) – issued to individuals with a permanent health condition and valid for 5 years
- Subject to Change (orange) – issued to individuals whose condition may improve and valid for 5 years
- Temporary (red) – issued to individuals with temporary medical conditions for up to 12 months
- Company (green) – issued to companies and/or organizations that own/lease vehicles primarily used for providing transportation services to people with physical disabilities and is valid for up to 5 years. Permits issued on or after February 2, 2014 will contain the plate and vehicle identification number (VIN) they have been issued to.
- Travellers (purple) – issued to individuals who have a valid APP and plan to fly from an Ontario airport. It is to be displayed in the individual's vehicle at the point of departure and allows the individual to travel with their regular permit. It is valid for up to 12 months
- Motorcycle decal – issued to individuals who hold a valid Class M or M2 motorcycle licence. They must be the registered owner of a valid licence plate attached to a motorcycle or motor-assisted bicycle. They are required to have a regular APP permit and must carry that with them at all times when using accessible parking spaces. The decal remains valid for as long as their regular APP is valid
- Visitor (blue) – issued to visitors to Ontario who can prove they hold a disabled symbol device or permit from out of province or prove they have a physical disability and is valid for up to 6 months.
- Interim paper permit (red) – issued at a ServiceOntario centre upon receiving a fully completed application for an APP or a lost/stolen Replacement Declaration. The permit is issued to the applicant while waiting for their new and/or replacement permit to arrive

Parking Penalty Infractions and Exemptions:

Unless the penalty notice is for one of the parking infractions eligible to be cancelled or voided, the person receiving the penalty notice is responsible for the parking penalty notice and may dispute the penalty notice through a Screening Review and/or Hearing Review.

If a driver is given a Penalty Notice and **does not** have the Accessibility Parking Permit displayed, but can produce the valid Accessibility Parking Permit at a later date, penalty notices may be cancelled or voided as determined by the City.

Evidence must be provided to establish that the criteria to cancel or void a penalty notice has been met, including:

1. A valid copy of the Accessible Parking Permit
2. If the vehicle is not registered to the Accessible Parking Permit holder, an original letter signed by the Accessible Parking Permit holder stating that they were with the registered owner on the date and at the time of infraction.

This information must be provided at the time of request to cancel or void a penalty notice due to a valid Accessible Parking Permit.

Exemptions for a Parking Penalty Notice with a Valid Accessible Parking Permit:

Parking Penalty Notices may be **cancelled by a Screening Review Officer or Hearing Review Officer** under this guideline for the following infractions, if a valid Accessible Parking Permit is displayed in the vehicle:

Penalty Notice Infraction (including section of Traffic By-law 93-93)
Section 43 (1) (k) – Park in an accessible parking space on any highway
Section 48 (5) (a) - Park in an accessible parking space in a public parking area

Parking Penalty Notices may be **voided by staff at the Brampton POA Court** under this guideline for the following infractions, if a valid Accessible Parking Permit is displayed in the vehicle:

Penalty Notice Infraction (including section of Traffic By-law 93-93)	Penalty Notice Void Authorization (Section of Traffic By-law 93-93)
Section 40 (1) – Park facing the wrong way	Section 40 (3)
Sections 42 (11) and (12) – Park between the hours of 2:00 a.m. and 6:00 a.m. or where parking is prohibited (sign stating No Parking)	Section 42 (14)
Section 49 – Park prohibited time as posted	Section 49.1
Section 51 – Park in excess of posted time limit	Section 51.1

Penalty Notice Infraction (including section of Traffic By-law 93-93)	Penalty Notice Void Authorization (Section of Traffic By-law 93-93)
Section 51.2 – Park on highway or part highway designated as authorized resident parking only zone	Section 51.2 (10)
Sections 56 (2) and (3) – Park in space without fee deposited in meter or in excess of period permitted	Section 56 (9)
Sections 56.1 (3), 56.1 (4) and 56.1 (5) – Park in pay and display zone and fail to display receipt, display valid receipt or prohibited time as posted	Section 56.1 (9)

Non-Exemptions for a Parking Penalty Notice with a Valid Accessible Parking Permit:

Unless specifically referenced in the above-noted exemptions, all other Parking Penalty Notices **shall not be voided or cancelled** under this guideline, even if a valid Accessible Parking Permit is displayed in the vehicle or produced in evidence.

This includes, but is not limited to, the following list of common penalty notice infractions:

Penalty Notice Infraction not subject to being Voided or Cancelled due to a valid Accessible Parking Permit (including section of Traffic By-law 93-93)
Section 42 (1) – Park obstructing a sidewalk
Section 42 (2) – Park within 3 metres of a fire hydrant
Section 42 (8) – Park in excess of 3 hours
Section 43 (2) – Stop in prohibited area
Section 46 (1) – park on private property
Section 47 (5) – Park in designated fire route
Section 48 (3) – Park on or behind an access aisle
Section 50 – Stop prohibited time as posted
Section 55 (1) – Park unlicensed vehicle
Section 56 (10) – Park on parking space with bagged on-street parking meter
Section 56.1 (10) – Park on parking space with bagged pay and display machines
Section 57 (12) – Park on municipal property