



Monash University (Council) Amendment No. 1 of 2019 Regulations

The Monash University Council makes the following Regulations:

1 Short title

These Regulations may be cited as the Monash University (Council) Amendment No. 1 of 2019 Regulations.

2 Authorising provisions

These Regulations are made under Part 5 of the **Monash University Act 2009** and the Monash University Statute.

3 Commencement

These Regulations come into operation on the date on which they are promulgated.

4 Part 10A – University Parking Rules

For regulations 72A, 72B, 72C and 72D **substitute–**

“72A. Interpretation

In this Part:

Annual Fee means the fee, if any, payable for the issue of a Permit pursuant to these Rules and specified annually by the Chief Operating Officer & Senior Vice-President or nominee;

MRC Caulfield means the Restricted Parking Area at the Caulfield Racecourse which is reserved for employee Blue Permits.

MRS means Monash Residential Services, and includes where applicable Monash Accommodation Services Pty Ltd;

Parking Area means an area marked by signs as a parking area and includes a Restricted Parking Area;

Parking Officer means a person appointed by the Executive Director, Buildings & Property Division of the University (or successor position or

title) as delegate of the University Council, as an officer for the purposes of each of sections 87(1) and 77(4) of the Road Safety Act 1986 (Vic);

Permit means a valid and current permit to park a Vehicle issued by the University pursuant to these Rules;

Permit Holder means the person to whom the University has issued a Permit;

Prescribed Mid-Year Date means the date that permits are available at half the Annual Fee, set each year by the Chief Operating Officer & Senior Vice-President or nominee;

Refund End Date means a date specified annually as the last date a permit can be returned for a fifty percent refund by the Chief Operating Officer & Senior Vice-President or nominee;

Replacement Fee means the fee, if any, payable by a Permit Holder for a replacement permit pursuant to the Rules and specified by the Chief Operating Officer & Senior Vice-President, or nominee, from time to time

Resident means any person who is currently residing in MRS accommodation;

Restricted Parking Area means a parking area limited in respect of days, periods of the day, classes of persons, classes of Vehicles or Permit types and indicated by signs to that effect;

Rules means these University Parking Rules;

University means Monash University a body corporate constituted in accordance with the *Monash University Act 2009* (Vic).

University Vehicles are vehicles that are owned or leased by the university and are badged accordingly;

Virtual Permit means a permit issued by the University's authorised online permit supplier or by the University, which records the vehicle registration number online and does not require display of permit or ticket on the vehicle.

72B Parking

- (1) For the purpose of authorising parking in a Restricted Parking Area, Permits shall be issued in accordance with these Rules
- (2) A Permit Holder must ensure that the Permit is clearly displayed at all times in or on any vehicle whilst parked within a Restricted Parking Area or alternatively must have a valid Virtual Permit.

- (3) Permits for a Vehicle, being a motor car or motor truck, must be either affixed to the passenger side of the Vehicle on the lower part of the windscreen or displayed on the passenger side of the dashboard of such Vehicle so as to be clearly visible to a Parking Officer, from the front of the Vehicle.
- (4) Permits for vehicles that do not have a windscreen or dashboard must be displayed in a manner that is both easily and clearly visible to a Parking Officer.
- (5) Expired Permits must be removed from a vehicle.
- (6) Carpoolers must display 2 or more valid carpool permits prior to parking. Carpoolers must arrive and park with 2 or more valid carpool permit holders. Carpoolers must park in designated Carpool areas on Caulfield, Clayton or Peninsula campuses.
- (7) Vehicles must not be parked on University campus roadways or reservations or be parked as to cause an obstruction or hindrance to others, damage to landscaped surfaces, or reduce the access or egress to University campus facilities or essential campus service infrastructure.
- (8) Vehicles must not be driven on or across campus pedestrian footpaths, grassed or landscaped areas, unless prior consent has been granted by the Chief Operating Officer & Senior Vice-President or nominee.
- (9) University Vehicles are permitted to park in Yellow and Blue Restricted Parking Areas without a Permit.

72C Parking Permits and Restricted Parking Areas

- (1) The types of Permits and the classes of persons to whom each such Permit type may be issued, and the details of the Restricted Parking Area for the type of Permit are:

Chancellery Permit – Available to authorised visitors of Chancellery. Approved for parking in Chancellery Permit Restricted Parking Areas at Clayton Campus.

Green Permit – Available to approved University senior executive management only. Approved for parking in Green Permit, Red Permit and Blue Permit Restricted Parking Areas at all University campuses.

Red Permit – Available to employees of the University. Approved for parking in Red Permit Restricted Parking Areas on all University campuses except Parkville campus (Parkville Red Permit holders can park in Red Permit Parking areas on all University campuses) and in Blue Permit Restricted Parking Areas

at any University campus.

Blue Permit – Available to employees and students of the University. Blue Permits issued to students are valid at all University campuses (excluding MRC Caulfield). Blue Permits issued employees are valid at Clayton, Peninsula and MRC Caulfield only. Blue Permit parking is not available at Parkville campus.

Yellow Permit – Available to University faculties and departments only, for official faculty/department business use only. Approved for parking in Yellow Permit and Blue Permit Restricted Parking Areas.

MRS Permit - Available to MRS Residents only. Approved parking in specified MRS Permit Restricted Parking Areas unless otherwise agreed by MRS.

MRS Visitor Permit – Available to persons visiting Residents. Approved parking for no more than two (2) hours at a time in specified MRS Permit Restricted Parking Areas.

Contractor Permit - Available to University approved contractors. Approved parking in Blue Permit Restricted Parking Areas at the relevant University campus or for no more than two (2) hours parking at a time in Yellow Permit Restricted Parking Areas.

Monash Sports Permit – Available to approved Monash Sports and Recreation members who are not employees or students of the University. Approved for parking in Blue Permit Restricted Parking Areas at Clayton and Peninsula campuses only.

Childcare Drop Off Zone Permit – Available to parents of children who are currently enrolled at a childcare centre where vehicle parking for the childcare centre is managed by the University. Approved for parking in specified Childcare drop off zones.

Childcare Permit – Available to persons currently working at a childcare centre where vehicle parking for the childcare centre is managed by the University. Approved for parking in specified Childcare Restricted Parking Areas.

VIP Green Permit – Available only upon determination and approval of the Chief Operating Officer & Senior Vice-President or nominee to persons, including University Council Members. Approved for parking in any Green Permit, Red Permit and Blue Permit Restricted Parking Areas.

VIP Blue Permit – Available to persons, designated Honorary or Adjunct by the University, who are not paid employees or

students of the University but who regularly visit the University. Approved for parking in Blue Permit Restricted Parking Areas at any University campus.

- (2) The number, type and Annual Fee for each type of Permit offered in any year shall be determined by the Chief Operating Officer & Senior Vice-President or nominee.
- (3) The number and type of Permits may be varied from time to time by the Chief Operating Officer & Senior Vice-President or nominee during any year.
- (4) The University gives no undertaking that parking space shall be available in any particular Parking Area.
- (5) All Permits shall be valid (unless expired, revoked, cancelled, returned or invalidated in accordance with these Rules) for the period stated in the relevant permit application and on the Permit.
- (6) A Permit may be issued by the University subject to the Rules and where an applicant has accepted the terms and conditions relevant to the Permit and paid the Prescribed Fee.
- (7) Permits are subject to availability and the University has absolute discretion in evaluating each application.
- (8) Where an application for a Permit is received after the Prescribed Mid Year date in any year, one half of the Annual Fee shall be payable.
- (9) Where the holder of a Permit for which there is an Annual Fee surrenders the Permit on or before the Refund End Date in any year, one half of the Annual Fee shall be refunded.
- (10) Permit Holders are not authorised to sell, trade or otherwise dispose of a Permit for use by another person.
- (11) Permits and parking tickets are not valid if copied, modified or falsified.
- (12) Applications for a Permit shall be completed by the applicant in the form and manner approved by the Chief Operating Officer & Senior Vice-President or nominee from time to time and may include (without limitation):
 - a. The type of Permit applied for;
 - b. The name, university identification reference, and the private address and, where relevant, the MRS address of the applicant;
 - c. An undertaking by the applicant that they have read, understood and accepted the Rules and the terms and

- conditions of an application;
 - d. Where applicable, the status, department or faculty of the applicant;
 - e. The make, colour and registered number of the Vehicle or Vehicles in respect of which the Permit is sought, and
 - f. The Annual Fee (if any) and method of payment.
- (13) Except with the consent of the Chief Operating Officer & Senior Vice- President or nominee, a Permit shall not be issued or if issued shall not be valid, if application has not been made in the manner prescribed in these Rules.
- (14) Where a Permit has been lost, destroyed or stolen, the University may, in its absolute discretion, issue a replacement permit, subject to the Permit Holder providing the University with sufficient and satisfactory information and evidence regarding the lost, destroyed or stolen permit together with the Replacement Fee in the form and manner required by the University.
- (15) Replacement Fees for each type of Permit shall be determined by the Chief Operating Officer & Senior Vice-President or nominee from time to time.
- (16) Where a Vehicle in respect of which a Permit has been issued is stolen or involved in a major car accident or for other extenuating circumstances, the University may, in its absolute discretion, issue a replacement permit at no cost to the Permit Holder upon production of satisfactory evidence of the theft or accident or other circumstances (e.g.the relevant police and/or insurance report).
- (17) A Permit shall cease to be valid and will be cancelled by the University if:
- a. The Permit Holder's authority or status to use the Permit is withdrawn by the University.
 - b. The Permit was issued to the Permit Holder because of certain eligibility requirements being met, for example, as an employee, Resident or student of the University, and the Permit Holder ceases to meet the eligibility requirement, for example, by ceasing to be an employee, Resident or student.
 - c. The period for which the Permit was issued has expired.
 - d. The Permit is used by a person other than the Permit Holder.
- (18) Permit Holders who breach these Rules may have their Permit cancelled by the University and their right to park in the relevant Restricted Parking Area revoked.
- (19) If a Permit Holder:
- a. is advised that their Permit has been cancelled or their Permit ceases to be valid; or
 - b. the Permit Holder is no longer entitled or eligible to use the

Permit (e.g. they are no longer an employee, Resident or student at the University), then the Permit Holder must immediately return their Permit to the University as directed by the University.

72D Scope and effect of Rules

- (1) The President and Vice-Chancellor of the University or, in his/her absence, the Chief Operating Officer & Senior Vice-President or nominee, may suspend the operation of these Rules in whole or part to such extent, for such period or periods, and for such area or areas within the boundaries of the University as they may from time to time determine, by reasonable notice.
- (2) Notwithstanding these Rules, the Chief Operating Officer & Senior Vice-President or nominee may at their discretion and on such conditions as they may specify, issue any type of Permit to any person and may set aside designated parking places for designated vehicles.
- (3) Permit Holders are only entitled to park in a Restricted Parking Area specific to the Permit they have been issued.
- (4) All drivers, Permit Holders or other persons park Vehicles at their own risk. The University shall not in any way be liable for any personal injury or damage to property, nor will the University be responsible for the safekeeping or safe-custody of any Vehicle or its contents while the Vehicle is parked or left standing within the boundaries of the University.”