TAXI SERVICES COMMISSION
Automatic indexation of fees and penalties
PUBLIC TRANSPORT TAXI-CABS AND PASSENGER VEHICLE PENALTIES

In accordance with the ***Monetary Units Act 2004***, the value for **2017-18** is:

Fee unit	$14.22
Penalty unit	$158.57

PLEASE NOTE: The following fees and penalties take effect from 1 July 2017.

The amount of fees are determined by multiplying the number of fee units contained in the legislation by the current value of the fee unit (section 7(1)) and rounded to the nearest 10 cents (section 7(3))
The amount of penalties are determined by multiplying the number of penalty units contained in the legislation by the current value of the penalty unit (section 7(2)) and rounded to the nearest dollar (section 7(4))

Relevant legislations and description of penalties		Infringement Penalty From 1 July 2017		Maximum Court Penalty From 1 July 2017	
		($)	Units	($)	Units
Transport (Compliance and Miscellaneous) Act 1983					
85C(1)	Limitations on disclosure etc. of information obtained under this Part - (1) A person must not disclose any information obtained while carrying out a function under this Part, or obtained under section 85E.	n/a	n/a	$9,514.00	60.00
131	Taxi-Cab Operator Operating Or Permitting Operation Of Taxi-Cab Without Being Accredited	$1,903.00	12.00	$9,514.00	60.00
131A(1)	Offence for provider of taxi-cab network services not to be accredited - (1) A person must not - (a) provide a taxi-cab network service; or (b) advertise or in any other way hold themselves out as able or willing to provide a taxi-cab network service - unless the person is accredited under this Division to provide that service.				
	In the case of a natural person	n/a	n/a	$38,057.00	240.00
	In the case of a body corporate	n/a	n/a	$190,284.00	1200.00
131	Taxi-cab operator operating or permitting to be operation of taxi-cab without being accredited - for a body corporate	$1,903.00	12.00	$47,571.00	300.00
133B	Failing To Comply With Condition Restriction Or Other Limitation Imposed On Accreditation				
	As a taxi-cab operator - for a natural person	$1,189.00	7.50	$4,757.00	30.00
	As a taxi-cab operator - for body corporate	$1,189.00	7.50	$23,786.00	150.00
133B	Failing To Comply With Condition Restriction Or Other Limitation Imposed On Accreditation				
	As a provider of taxi-cab network services - for a natural person	$1,189.00	7.50	$19,028.00	120.00
	As a provider of taxi-cab network services - for a body corporate	$1,189.00	7.50	$95,142.00	600.00
134(4)(a)	Failing To Notify Licensing Authority Of Recovered Certificate Of Accreditation	$793.00	5.00	$3,171.00	20.00
134(4)(b)	Failing To Return Recovered Certificate Of Accreditation To Licensing Authority unless informed by the Licensing Authority that it is not necessary to do so.	$793.00	5.00	$3,171.00	20.00
134A(2)	Failing To Produce Certificate Of Accreditation For Inspection	$198.00	1.25	$793.00	5.00
135E(1)	Failing To Return Certificate Or Provide A Statutory Declaration That Certificate Lost Or Stolen If Accreditation Cancelled Or Suspended	$793.00	5.00	$3,171.00	20.00
135F(5)	Failing To Comply With Improvement Notice				
	For a natural person	$793.00	5.00	$19,028.00	120.00
	For body corporate	$793.00	5.00	$95,142.00	600.00
137(3)	Accreditation cannot be transferred - (3) The holder of an accreditation must not purport to transfer or assign it to any other person or otherwise purport to deal with it.	n/a	n/a	$9,514.00	60.00
137A(4)	Failing To Notify Of Relevant Change In Circumstances				
137A(4)	As a taxi-cab operator	$1,903.00	12.00	$9,514.00	60.00
137A(4)	As a provider of taxi-cab network services - for a natural person	$1,903.00	12.00	$38,057.00	240.00
	As a provider of taxi-cab network services - for a body corporate	$1,903.00	12.00	$190,284.00	1200.00
137A(4)	Failing To Surrender Certificate If Certificate Of Accreditation Has Become Inaccurate Or Inapplicable				
	As a taxi-cab operator	$1,903.00	12.00	$9,514.00	60.00
	As a provider of taxi-cab network services - for a natural person	$1,903.00	12.00	$38,057.00	240.00
	As a provider of taxi-cab network services - for a body corporate	$1,903.00	12.00	$190,284.00	1200.00
137A(7)	Relevant person failing to provide information or comply with request - related to relevant change of circumstances	n/a	n/a	$3,171.00	20.00
137C	False representation in relation to accreditation - A person must not falsely represent that the person is accredited under this Division or holds an accreditation under this Division of a specified kind				
	In the case of a natural person	n/a	n/a	$4,757.00	30.00
	In the case of a body corporate	n/a	n/a	$23,786.00	150.00
144(1A)	Breaching Licence Condition Relating To A Commercial Passenger Vehicle (for a first offence)	$396.00	2.50	$1,586.00	10.00
144(1A)	Breaching Licence Condition Relating To A Commercial Passenger Vehicle (for a subsequent offence)	$396.00	2.50	$3,171.00	20.00
144(4)	Breaching Licence Condition Relating To Taxi-Cab Equipment (for a first offence)	$396.00	2.50	$1,586.00	10.00
144(4)	Breaching Licence Condition Relating To Taxi-Cab Equipment (for a subsequent offence)	$396.00	2.50	$3,171.00	20.00
144C	Imposition or collection of taxi non-cash payment surcharge				
	In the case of a natural person	n/a	n/a	$38,057.00	240.00
	In the case of a body corporate	n/a	n/a	$190,284.00	1200.00
144D	Offence to enter into certain contracts				

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Penalty unit	$158.57

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The amount of penalties are determined by multiplying the number of penalty units contained in the legislation by the current value of the penalty unit (section 7(2)) and rounded to the nearest dollar (section 7(4))

Relevant legislations and description of penalties		Infringement Penalty From 1 July 2017		Maximum Court Penalty From 1 July 2017	
		($)	Units	($)	Units
	In the case of a natural person	n/a	n/a	$9,514.00	60.00
	In the case of a body corporate	n/a	n/a	$47,571.00	300.00
150A(1)	Unauthorised person must not trade in taxi-cab licences - (1) A person must not trade in taxi-cab licences unless he, she or it is authorised to do so under regulations made under section 162.	n/a	n/a	$79,285.00	500.00
158(1) and 160(2)	Unauthorised Operating (Vehicle With Seating Capacity Of Not More Than 12)				
	For a natural person	$1,903.00	12.00	$7,929.00	50.00
	For body corporate	$3,171.00	20.00	$7,929.00	50.00
158(1) Or 158(3) and 160(1)	Unauthorised Operating (Any Other Vehicle) - first offence	$198.00	1.25	$793.00	5.00
158(1) Or 158(3) and 160(1)	Unauthorised Operating (Any Other Vehicle) - subsequent offences	$198.00	1.25	$1,586.00	10.00
158(1) Or 158(3) and 160(1)	Operating Outside Conditions Of Licence - first offence	$198.00	1.25	$793.00	5.00
158(1) Or 158(3) and 160(1)	Operating Outside Conditions Of Licence - subsequent offences	$198.00	1.25	$1,586.00	10.00
158(1) Or 158(3) and 160(1)	Breaching Driver's Certificate Conditions - first offence	$198.00	1.25	$793.00	5.00
158(1) Or 158(3) and 160(1)	Breaching Driver's Certificate Conditions - subsequent offences	$198.00	1.25	$1,586.00	10.00
158A(1)	Touting For Hire At A Specified Place	$1,903.00	12.00	$7,929.00	50.00
158A(2)	Touting For Hire At A Place Other Than At A Specified Place	$1,903.00	12.00	$7,929.00	50.00
158AA	Offence for taxi-cab to be operated without permission of accredited operator or related person - A person (the first person) must not permit another person to operate a taxi-cab unless the first person - (a) is the accredited operator; or (b) is a relevant person in relation to the accredited operator; or (c) is an employee of the accredited operator and does so under the express authority of the accredited operator.	n/a	n/a	$9,514.00	60.00
158AB(1)	Operator of taxi-cab commits offence if taxi-cab is operated by certain persons - (1) If a taxi-cab is permitted to be operated by a person - (a) who is not the operator of the taxi-cab; and (b) who does not have the permission of any of the following persons to permit another person to operate the taxi-cab - (i) the operator of the taxi-cab; (ii) a relevant person in relation to the accredited operator; (iii) an employee of the accredited operator where that employee has given that permission under the express authority of the accredited operator - the operator of the taxi-cab is guilty of an offence and is liable to a penalty not exceeding 60 penalty units.	n/a	n/a	$9,514.00	60.00
158AC(1)	Person operating taxi-cab commits offence if taxi-cab is operated by certain persons - (1) If a taxi-cab is permitted to be operated by a person - (a) who is not the operator of the taxi-cab; and (b) who does not have the permission of any of the following persons to operate the taxicab - (i) the operator of the taxi-cab; (ii) a relevant person in relation to the accredited operator; (iii) an employee of the accredited operator where that employee has given that permission under the express authority of the accredited operator - the person operating the taxi-cab is guilty of an offence and is liable to a penalty not exceeding 60 penalty units.	n/a	n/a	$9,514.00	60.00
158B(1)	Offences relating to security cameras and privacy of passengers - (1) A person must not download or print an image or other data obtained from the use of a security camera installed in a taxi-cab unless - (a) the person is acting in accordance with (i) an agreement under section 158C; and (ii) the regulations (if any); or and is acting in accordance with - (i) the written authorisation of the Secretary; and (ii) the regulations (if any).				
	In the case of a natural person	n/a	n/a	$38,057.00	240.00
	In the case of a body corporate	n/a	n/a	$190,284.00	1200.00
158B(2)	Offences relating to security cameras and privacy of passengers - (2) A person must not -(a) possess, publish, transmit or disclose to any other person an image or other data obtained from the use of a security camera in a taxicab; or (b) transmit images or data directly from a security camera in a taxi-cab - unless the person is acting in accordance with - (c) the written authorisation of the Secretary; and (d) the regulations (if any).				
	In the case of a natural person	n/a	n/a	$38,057.00	240.00
	In the case of a body corporate	n/a	n/a	$190,284.00	1200.00
158B(4)	Offences relating to security cameras and privacy of passengers - (4) A person must not make an audio recording of any person who has hired a taxi-cab (the passenger) while the passenger is travelling in the taxi-cab.				
	In the case of a natural person	n/a	n/a	$38,057.00	240.00
	In the case of a body corporate	n/a	n/a	$190,284.00	1200.00

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Penalty unit	$158.57

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Relevant legislations and description of penalties		Infringement Penalty From 1 July 2017		Maximum Court Penalty From 1 July 2017	
		($)	Units	($)	Units
162EA	Holder of taxi-cab operator accreditation operating without complying with maximum taxi fares and hiring rates requirements				
	In the case of a natural person	n/a	n/a	$9,514.00	60.00
	In the case of a body corporate	n/a	n/a	$47,571.00	300.00
162EC	Operator failing to ensure that information about maximum fares and hiring rates is made available to hirers	n/a	n/a	$3,171.00	20.00
162M	Offence to breach mandatory condition of driver agreement				
162M	In the case of a natural person	n/a	n/a	$19,028.00	120.00
	In the case of a body corporate	n/a	n/a	$95,142.00	600.00
165(1)(a)	Driving Commercial Passenger Vehicle Without Accreditation	$1,903.00	12.00	$9,514.00	60.00
165(1)(b)	Driving A Vehicle Being Used For The Operation Of A Private Bus Service Without Accreditation	$1,903.00	12.00	$9,514.00	60.00
169B	Failing To Comply With Condition Of Driver Accreditation	$396.00	2.50	$1,586.00	10.00
169DC	When working with children check exemption notice must be returned - A person who receives a notice under section 169DB must return the working with children check exemption notice they hold to the licensing authority within 7 days after the day on which they receive the notice.	n/a	n/a	$793.00	5.00
169EC	Failing To Notify Licensing Authority Of Suspension Or Cancellation Of Driver Licence Or Probationary Licence And To Return Certificate Of Accreditation	$198.00	1.25	$793.00	5.00
169Q	Offence not to sign certificate on receipt - The holder of a driver accreditation, on receiving a certificate of accreditation under section 169D, must sign the certificate.	n/a	n/a	$793.00	5.00
169R	Holder Of Driver Accreditation Failing To Notify Licensing Authority Of Change Of Residential Address And Return Certificate	$198.00	1.25	$793.00	5.00
169S(1)	Holder Of Driver Accreditation Failing To Notify Operator Of Suspension Or Cancellation Of Driver Accreditation	$198.00	1.25	$793.00	5.00
169T(1)	Holder Of Driver Accreditation Failing To Notify Licensing Authority Of Charge, Or Finding Of Guilt, Of Disqualifying Offence	$198.00	1.25	$793.00	5.00
169T(2)	Holder Of Driver Accreditation Failing To Notify Director Of Becoming Subject To Reporting Obligations	$198.00	1.25	$793.00	5.00
169U	Retaining An Illegible Certificate Of Accreditation	$198.00	1.25	$793.00	5.00
169V	Retaining certificate if accreditation is suspended or cancelled	$198.00	1.25	$793.00	5.00
169W	Failing To Carry Certificate Of Accreditation While Driving	$198.00	1.25	$793.00	5.00
169WA(2)(a)	Operator Permitting A Person Who Is Not A Holder Of A Driver Accreditation To Drive A Commercial Passenger Vehicle	$396.00	2.50	$1,586.00	10.00
169WA(2)(b)	Operator Permitting A Person Who Is Not A Holder Of A Driver Accreditation To Drive A Vehicle Used For The Operation Of A Private Bus Service	$396.00	2.50	$1,586.00	10.00
169WB(1)	Holder of accreditation must not permit non-accredited driver to drive commercial passenger vehicle etc. - (1) The holder of a driver accreditation must not permit a person who is not a holder of a driver accreditation (the second person) to drive - (a) a commercial passenger vehicle; or (b) a vehicle being used for the operation of a commercial bus service, a commercial minibus service or a local bus service.	n/a	n/a	$1,586.00	10.00
169X	Failing To Produce Certificate Of Accreditation, In Circumstances In Which The Driver Is Required To Carry It	$198.00	1.25	$793.00	5.00
191YA(3)	Power to obtain information and documents - (3) A person must not - (a) refuse or fail to comply with a notice under this section to the extent that the person is capable of complying with it; or (b) in purported compliance with a notice under this section, knowingly provide information that is false or misleading; or (c) obstruct or hinder the Taxi Services Commission in exercising a power under this section.				
	In the case of a natural person	n/a	n/a	$19,028.00	120.00
	In the case of a body corporate	n/a	n/a	$95,142.00	600.00
228DA	Accredited companies must comply with conditions - A passenger transport company or bus company or the Bus Association Victoria must not do, or omit to do, anything that is in breach of a condition to which its accreditation is subject.	n/a	n/a	$15,857.00	100.00
228DB	Offence to employ or engage authorised officer without accreditation under this Division - A passenger transport company, a bus company or the Bus Association Victoria must not employ or engage a person to act as an authorised officer without being accredited to do so under this Division.	n/a	n/a	$47,571.00	300.00

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Relevant legislations and description of penalties		**Infringement Penalty From 1 July 2017**		**Maximum Court Penalty From 1 July 2017**	
		($)	**Units**	**($)**	**Units**
228G	Requirement to notify Secretary about charges, etc. - If at any time while an accreditation is in force - (a) the accredited company becomes aware that an authorised officer employed or engaged by it has been convicted or found guilty of an offence or has been charged with an offence and the charge has not been finally disposed of; and (b) particulars of that conviction, finding or charge have not previously been given by the accredited company to the Secretary - the accredited company must immediately notify the Secretary of the particulars of that conviction, finding or charge.	n/a	n/a	$1,586.00	10.00
228H(1)	Notifications - (1) A company that holds an accreditation (other than a temporary accreditation) must notify the Secretary (in writing) of any relevant incident or occurrence within 48 hours after the incident or occurrence took place.	n/a	n/a	$7,929.00	50.00
228H(4)	Notifications - (4) A company that receives a request under subsection (2) must comply with that request within the period specified by the Secretary under subsection (3).	n/a	n/a	$7,929.00	50.00
228H(6)	Notifications - (6) A company must comply with any request for further information under subsection (5) within the period (if any) specified in that request.	n/a	n/a	$7,929.00	50.00
228HA(1)	Audit of certain books and records of accredited companies for compliance purposes - (1) An accredited company must keep books and records relating to the following - (a) any condition to which its accreditation is subject and its compliance with that condition; (b) the scope and operation of its authorised officer management system; (c) any notification, report or information provided by it under this Division; (d) any correspondence with the Secretary in relation to its accreditation, its authorised officer management system or any authorised officer employed or engaged by it; (e) any other prescribed matter.	n/a	n/a	$7,929.00	50.00
228QA(6)	Improvement notices - (6) A passenger transport company on whom an improvement notice is served must comply with the notice.	n/a	n/a	$15,857.00	100.00
228RE	Failure to return taxi compliance officer identity card	n/a	n/a	$1,586.00	10.00
228RH	Offence to impersonate taxi compliance officer	n/a	n/a	$9,514.00	60.00
228RM	Failure to assist taxi compliance officer				
	In the case of a natural person	n/a	n/a	$9,514.00	60.00
	In the case of a body corporate	n/a	n/a	$47,571.00	300.00
228RY	Refusal or failure to comply with request for information/document/device				
	In the case of a natural person	n/a	n/a	$9,514.00	60.00
	In the case of a body corporate	n/a	n/a	$47,571.00	300.00
Transport (Buses, Taxi-Cabs and Other Commercial Passenger Vehicles) (Taxi-Cab Industry Accreditation and Other Matters) Regulations 2017					
9	Driver identification not visible in taxi-cab	$198.00	1.25	$793.00	5.00
12(2), 12(4)	Failing to produce vehicle for inspection	$198.00	1.25	$793.00	5.00
12(3)	Failing to notify owner etc. that vehicle required for inspection	$198.00	1.25	$3,171.00	20.00
13(3)	Driver Failing To Give Defect Notice To Operator	$198.00	1.25	$793.00	5.00
13(4)	Operating vehicle before all maters set out in defect notice rectified	$793.00	5	$3,171.00	20.00
14(4)	Failing to produce evidence of inspection within 7 days	$793.00	5.00	$3,171.00	20.00
15(1)	Operating or driving vehicle without required signs	$198.00	1.25	$793.00	5.00
15(2)	Failing to ensure required signs are clearly visible at all times	$198.00	1.25	$793.00	5.00
16	Smoking in vehicle - Adult	$238.00	1.50	$793.00	5.00
16	Smoking in vehicle - child	$79.00	0.50	$793.00	5.00
17(1)	Refusing to accept assistance animal	$396.00	2.50	$1,586.00	10.00
18(1)	Failing to return licence to licensing authority within 7 days	$396.00	2.50	$1,586.00	10.00
19(2)	Operating taxi-cab that does not comply with taxi-cab specifications	$793.00	5.00	$3,171.00	20.00
20(1)	Operating taxi-cab without emergency warning device	$396.00	2.50	$1,586.00	10.00
20(2)	Activating switch on warning device not readily accessible	$396.00	2.50	$1,586.00	10.00
21(2)	Operator of a taxi-cab operating a taxi-cab without security camera	$793.00	5.00	$3,171.00	20.00
21(3)	Driver of a taxi cab operating a taxi cab without a security camera	$793.00	5.00	$3,171.00	20.00
22	Failing to fit protective screen at the driver's request	$396.00	2.50	$1,586.00	10.00
23(a)	Interfering with taxi-cab equipment	$595.00	3.75	$2,379.00	15.00

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Relevant legislations and description of penalties		Infringement Penalty From 1 July 2017		Maximum Court Penalty From 1 July 2017	
		($)	Units	($)	Units
24(1)	Operating taxi-cab without required information displayed on taxi-cab	$396.00	2.5	$1,586.00	10.00
24(2)	Operating taxi-cab if painted in not approved colour	$396.00	2.50	$1,586.00	10.00
25	Operating taxi-cab without taxi sign fitted	$396.00	2.50	$1,586.00	10.00
26(1)	Failing to take passenger to requested destination	$396.00	2.50	$1,586.00	10.00
26(3)	Failing to take nominated route	$396.00	2.50	$1,586.00	10.00
26(4)	Failing to take most direct route	$396.00	2.50	$1,586.00	10.00
27	Failing to assist passenger	$198.00	1.25	$793.00	5.00
28	Failing to wear uniform	$198.00	1.25	$793.00	5.00
29(1)	Charging of fare for delay in journey	$396.00	2.50	$1,586.00	10.00
29(2)	Charging of fare or additional charges exceeding amount permitted by determination of Essential Services Commission	$396.00	2.50	$1,586.00	10.00
29(3)	Charging of fare or additional charges exceeding amount submitted to licensing authority	$396.00	2.50	$1,586.00	10.00
30(1)	Failing to provide receipt	$396.00	2.50	$1,586.00	10.00
30(2)	Failing to give receipt that is legible and contains required information	$396.00	2.50	$1,586.00	10.00
31(4)	Failing to give receipt for deposit	$396.00	2.50	$1,586.00	10.00
31(5)(a)	Failing to deduct deposit if less than full fare	$396.00	2.50	$1,586.00	10.00
31(5)(b)	Failing to repay excess of deposit if over full fare	$396.00	2.50	$1,586.00	10.00
33(2)	Operating in regional or country zone without maximum fares and hiring rates clearly displayed	$793.00	5.00	$3,171.00	20.00
34(1)	Operating taxi-cab without correct fare calculation device	$396.00	2.50	$1,586.00	10.00
34(3)	Failing to ensure last-tested fare calculation device is operated in taxi cab	$396.00	2.50	$1,586.00	10.00
34(4)	Operating taxi-cab following alterations affecting fare calculation device without recalibrating	$396.00	2.5	$1,586.00	10.00
34(6)	Failing to comply with notice to have fare calculation device tested	$396.00	2.5	$1,586.00	10.00
34(7)	Operating taxi-cab if fare calculation device not working correctly	$396.00	2.5	$1,586.00	10.00
35(1)	Operating fare calculation device when taxi cab not hired	$396.00	2.5	$1,586.00	10.00
35(2)	Starting fare calculation device before taxi cab is ready to move off if wheelchair lifting subsidy payable	$396.00	2.5	$1,586.00	10.00
35(3)	Driver failing to ensure fare calculation device paused during wheelchair lifting activities	$396.00	2.50	$1,586.00	10.00
35(4)	Failing to inform hirer of new tariff	$396.00	2.50	$1,586.00	10.00
35(5)	Failing to stop fare calculation device when finished hiring	$396.00	2.5	$1,586.00	10.00
39(1)	Drinking from container containing or purporting to contain liquor in taxi-cab - Adult	$238.00	1.50	$793.00	5.00
39(1)	Drinking from container containing or purporting to contain liquor in taxi-cab - Child	$79.00	0.50	$793.00	5.00
39(2)	Possessing open container containing or purporting to contain liquor in taxi cab - Adult	$238.00	1.50	$793.00	5.00
39(2)	Possessing open container containing or purporting to contain liquor in taxi cab - Child	$79.00	0.50	$793.00	5.00
40(2)	Licence holder failing to keep required records of drivers	$396.00	2.50	$1,586.00	10.00
40(3)	Licence holder failing to keep required records of bookings	$396.00	2.50	$1,586.00	10.00
40(4)	Licence holder failing to keep required records in accessible manner	$396.00	2.50	$1,586.00	10.00
40(5)	Licence holder failing to retain records for required period	$396.00	2.50	$1,586.00	10.00
40(6)	Licence holder failing to keep records in English	$198.00	1.25	$793.00	5.00
40(7)	Licence holder failing to produce records for inspection	$396.00	2.50	$1,586.00	10.00
40(8)	Licence holder failing to give copy of records within specified time	$396.00	2.50	$1,586.00	10.00
41	Driver consuming alcohol while on duty	$476.00	3.00	$1,903.00	12.00
48(2)	Failing to comply with request to provide specified record	$396.00	2.50	$1,586.00	10.00
48(3)	Operator failing to provide copy of records	n/a	n/a	$1,586.00	10.00
56	Operating taxi-cab without functioning global positioning system	n/a	n/a	$3,171.00	20.00
58	Failing to provide records of global positioning system as requested	n/a	n/a	$1,586.00	10.00