



Administrative Monetary Penalties (AMP) Staff Report Overview Presentation

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Overview

- Introduction & Background
- Administrative Monetary Penalties (AMPS) - Overview
- New AMPS Model
- Financial Implications Benefits of AMPS
- Next Steps
- Questions

AMPS Overview

1. Municipally administered program replacing the Court system:

- a) Municipally administered program replacing the Court system
- b) Faster, more flexible and customer focused adjudication process for by-law offences.
- c) Transfers by-law disputes from court to municipality.
- d) For more serious offences may still opt for court process.

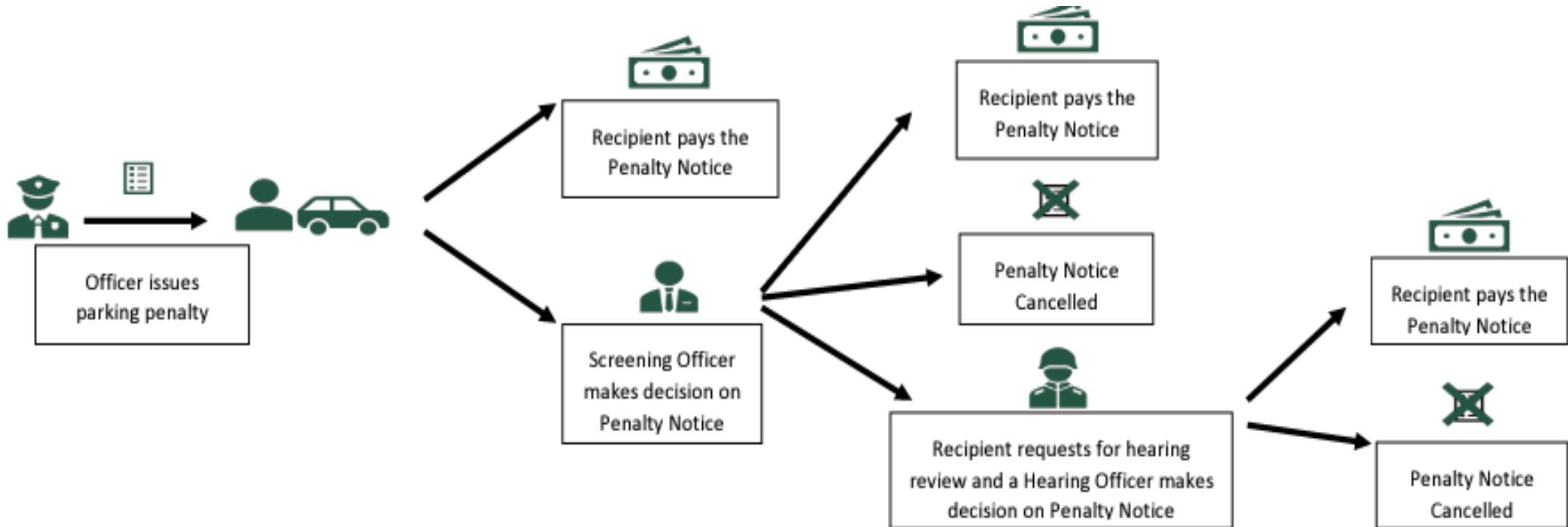
1. In accordance with legislation, AMPS process requires:

- a) AMPS procedural by-law, by-law to provide for appointment of screening and hearing officers and by-law to amend existing parking by-laws.
- b) a set of new policies to ensure fairness and accountability;
- c) approval of administrative fees for late or fail to respond/attend

AMPS Background

- ✓ **Several municipalities have implemented AMPS Successfully;**
 - Oshawa, Markham, Richmond Hill, Clarence-Rockland, Kitchener/Waterloo, Kitchener/Waterloo, Vaughan, Brampton, Oakville, Niagara Falls, Burlington, Burlington, Peterborough, Prince Edward County, Pelham, Town of Lincoln, Lincoln, Kingston, Halton Hills, Windsor.
- ✓ **Council endorsed and authorized Staff determining feasibility of implementing an Administrative Monetary System during the April 2022 recommendation on Parking Updates in the Town of Cobourg.**

AMPS Background



AMPS VS POA

Administrative Penalty System

- Enhanced Customer Service
- Compliance Driven Model
- Increased Efficiency/Effectiveness
- Increased Revenue/Cost Recovery
- Responsive to Public Input
- Three (3) Levels of Appeal
- Transparent & Fair System Design

POA Process

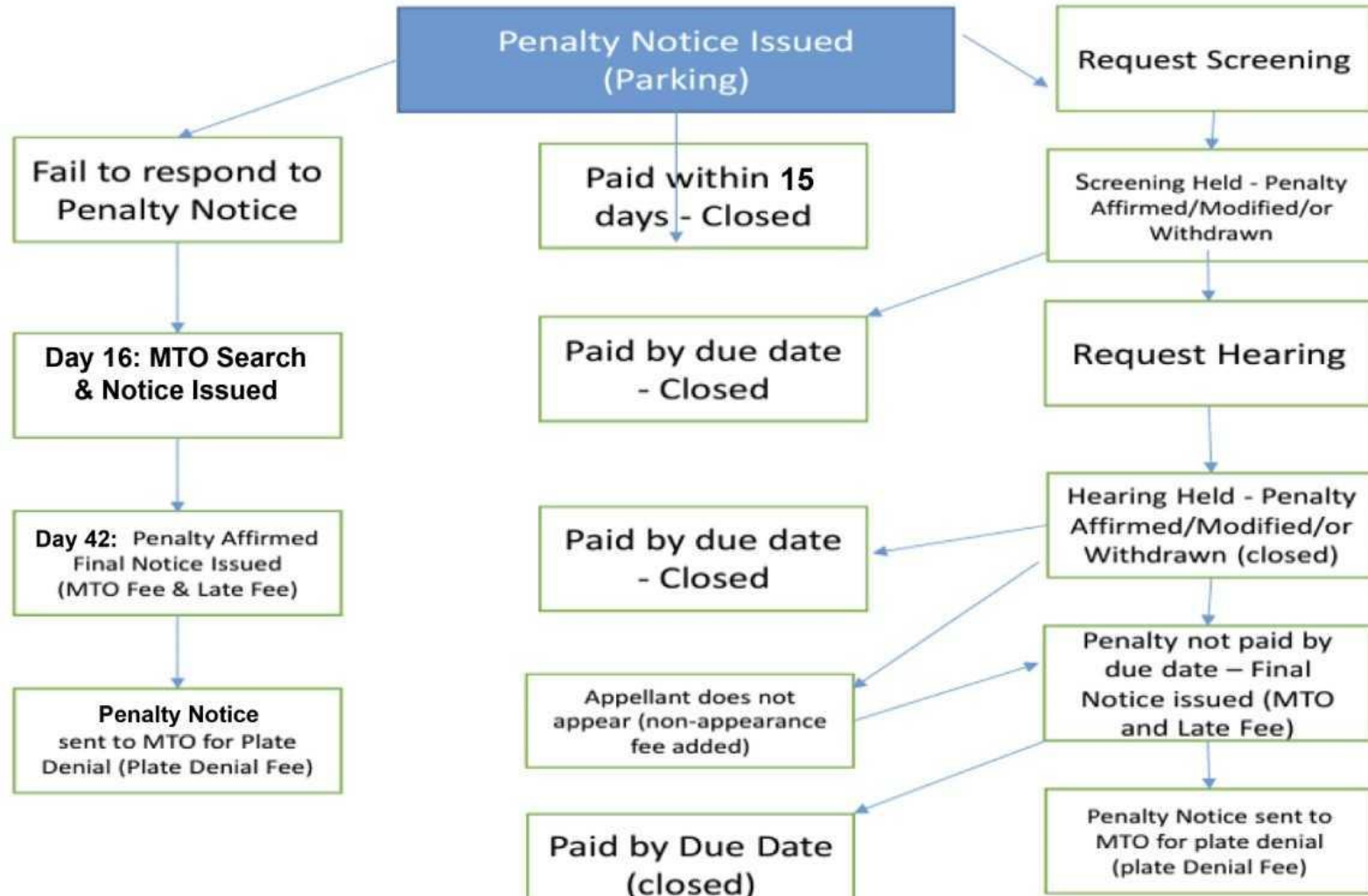
- Strict Judicial Process with Limits
- Punishment Oriented System
- Lengthy Delays/Limited Resources
- Shared Revenue/High Costs
- Few Options/Limited Accountability
- Costly, lengthy appeal periods
- External Rules & Process

Summary / Next Steps

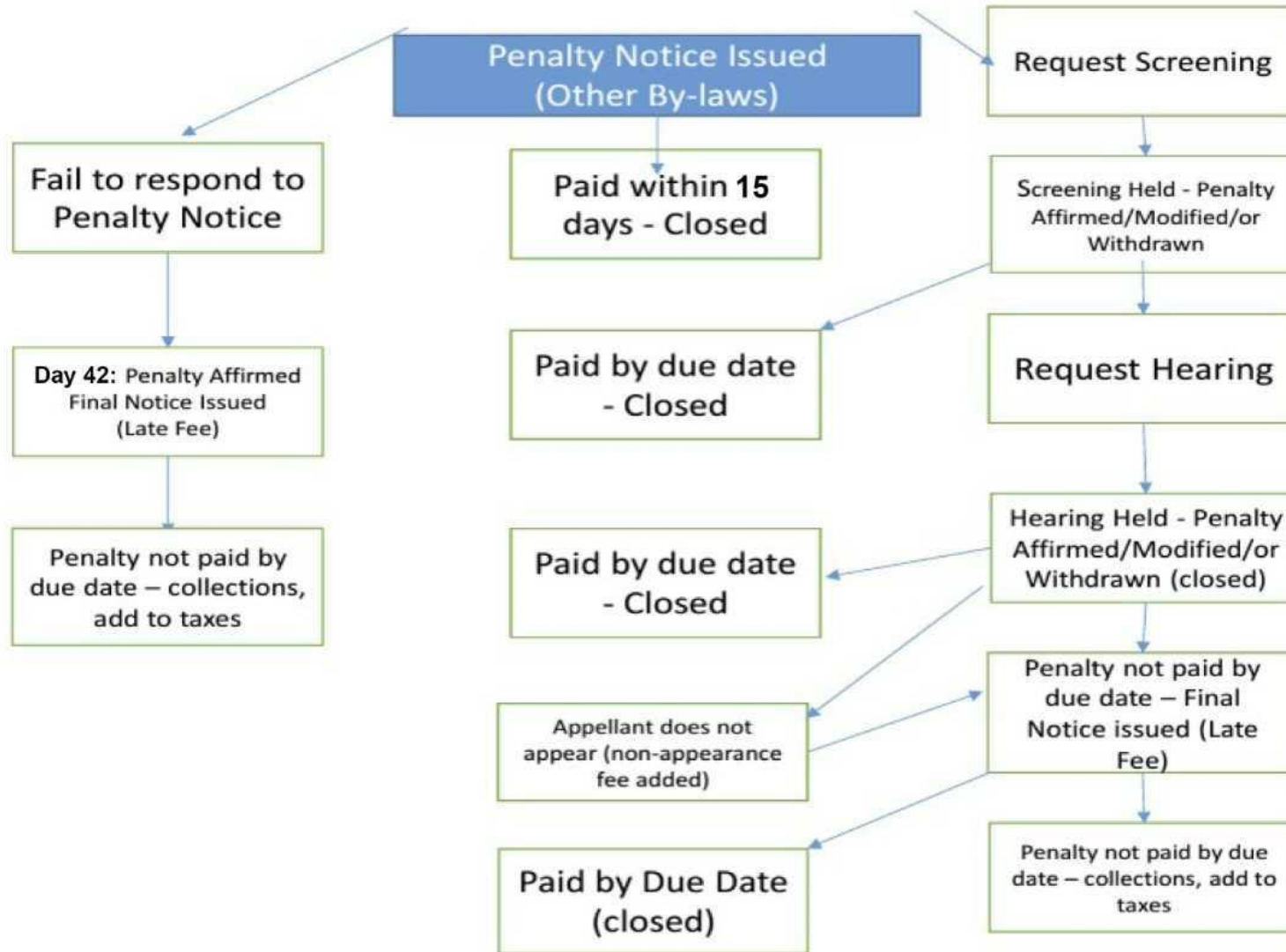
September 26, 2022 Council receives, considers reports and bylaws and considers approval.

If approved next steps would include:

- Preparation of a Communications plan (updating website, etc.)
- Preparation of Policies, templates, and forms;
- Retaining of a Hearing Officer - Recruitment of hearing officer(s);
- Training (of staff, screening, and hearing officers);
- Transition to AMPS starting Q1 of 2023 — tickets issued before that date to continue in POA system;
- Future update on implementation by way of briefing notes/internal memos and financial report.



Report GMS-RV-2022-02 Presentation AMPS



Administrative Monetary Penalty System (AMPS)

Appeals of Fine/Penalty through AMP – A simpler process:

- Fines Issued pursuant to the AMP System, may be disputed in an expedient manner through the Town and not the POA System. Registered Motor Vehicle Owners may appeal their penalty notices issued under the AMP System initially through the Town's Screening Officer either in person, or online through a written screening. The Screening Officer may affirm, cancel, reduce or extend the time to pay a penalty, or provide an extension of time to appeal.
- If the Registered Motor Vehicle Owner is not satisfied with the Screening Officer's decision, they may elect to appeal the decision in person to the Town's Hearing Officer who may similarly, affirm, cancel, reduce or extend the time to pay. The Hearing Officer's decision is considered final and is not subject to review by any courts.



QUESTIONS?



THANK YOU

Questions or feedback?

Contact By-law Enforcement and Licensing Services



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