

Inquiry into e-mobility safety and use in Queensland

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STATEMENT OF INCIDENT AND NOTICE OF INTENTION TO PURSUE ACCOUNTABILITY

Date of Incident: [REDACTED]

Time of Incident: [REDACTED]

Location: [REDACTED]

Involved Party:

[REDACTED]

Vehicle: Electric scooter/e-bike

Description of Incident

On the morning of Saturday [REDACTED], I was walking alongside my bicycle on the shared bike and pedestrian path near [REDACTED]. The path is approximately two meters wide, level, and free from obstructions. I was walking to the right-hand side of the path, beside my bike, leaving clear space on the left side for passing traffic.

Without warning—no sound of braking, no bell, no verbal alert—I was struck from behind by an electric scooter ridden by a male later identified as [REDACTED]. The force of the impact propelled me forward and caused me to fall heavily to the ground, with my bicycle landing on top of me. The incident occurred in broad daylight on a straight, open, and visible section of path.

I experienced immediate pain and disorientation. Upon regaining awareness, I noticed two alcoholic beverage cans and a mobile phone on the ground near the fallen scooter, raising immediate concerns regarding the rider's level of attention and possible impairment. When questioned, [REDACTED] denied drinking that morning but stated he was running late for work and repeatedly said, "I didn't see you."

Bystander Assistance

Two members of the public who were walking nearby arrived shortly after the incident. The male bystander assisted [REDACTED] with placing the chain back on my bicycle, and the female bystander, at my request, photographed my injuries. They provided me their contact details as witnesses.

During this time, I asked [REDACTED] for his name and phone number, which he provided. He then left the scene. I was comfortable with him leaving, as I was already on the phone with the police and other passersby had stopped to offer help.

Emergency Response

I contacted **Triple Zero (000)** at **8:32 AM** to report the incident. Police communication followed with two additional calls for location confirmation and further detail. Queensland Ambulance Services arrived at approximately **9:00 AM**, provided treatment on scene, and transported me to **Mossman Hospital**, where I underwent further examination and X-rays.

Summary

This was a serious and entirely preventable incident. It occurred in a public space, in clear conditions, and involved a motorized vehicle operating without due care. The physical injuries, emotional impact, and potential for far worse harm cannot be overlooked. The presence of alcohol, a mobile phone, and the rider's own admission of distraction reinforce the concern that this individual poses a risk to the safety of others if not held accountable.

Injuries Sustained

- Swelling and bruising to right hand (radial side)
- Impact injury to right shin (visible lump)
- Abrasions on knees and left ankle
- Muscle pain in left neck
- Pain in the hip from the fall

Relevant Legal Considerations

Under Queensland law:

- **Transport Operations (Road Use Management) Act 1995 (Qld)** and the **Australian Road Rules** govern e-bike use. E-bike riders are subject to similar obligations as other road users, including safe operation, attentiveness, and yielding to pedestrians on shared paths.
- Under **section 328 of the Criminal Code Act 1899 (Qld)**, it is an offence to operate a vehicle (including e-bikes) dangerously in a manner that endangers the public.
- Operating an e-bike while impaired by alcohol may also constitute an offence under **section 79 of the Transport Operations (Road Use Management) Act 1995** if proven,

The presence of alcohol containers and a phone, combined with [REDACTED] own admission of distraction and urgency, strongly suggests a breach of these duties.

Statement of Concern

Although I initially expressed to the attending constable that I did not wish to pursue charges, [REDACTED] subsequent behavior, including denying responsibility publicly, reports of continued dangerous riding, and appearing intoxicated while riding through Mossman later that night, has raised serious concern.

This incident could have resulted in serious if not life-threatening injuries. It is only due to the positioning of my bicycle that the full force of the impact was not absorbed by my body. I now believe that [REDACTED] conduct constitutes a risk to the safety of others and should be formally addressed.

Intended Action

I now formally express my intention to:

- Pursue any legal or civil remedies available for personal injury and negligence;
- Request a reassessment by Queensland Police of potential offences under relevant road and criminal legislation;
- Seek accountability for damages, physical injuries, and emotional distress caused by this reckless and preventable incident.

I urge authorities to reconsider this case in light of the above, not only in the interest of justice but for the protection of the wider community.