

## FACT SHEET

### *Heavy Vehicle Road Transport Amendment Bill 2010*

- The purpose of the Bill is to introduce nationally consistent legislation, developed by the National Transport Commission, to improve safety in the heavy vehicle road transport industry.
- It extends the reach of the Principal Act to include fatigue management and speed compliance. It also provides for the making of regulations for the purposes of the Intelligent Access Program.
- The provisions of the Bill for fatigue management and speed compliance are based on the National Transport Commission's model compliance and enforcement legislation, which has been enacted in New South Wales, Victoria, Queensland and South Australia, and which is due to be introduced in all remaining States and Territories in the near future.
- This Bill introduces the nationally uniform Work Diary which will replace the existing Log Books and Daily Driving Hours Records. The Work Diary, unlike existing documents, is a legally accountable document, with a unique number identifier recorded on the data base against the relevant driver licence.
- The Bill contains general provisions dealing with enforcement officers and their powers as well as evidentiary and penalty provisions.
- The general provisions of the Bill achieve a number of outcomes by-
  - extending accountability to parties in the road transport supply chain, other than the driver and operator, who may bear significant responsibility for the occurrence of a fatigue or speeding offence;
  - strengthen enforcement powers and sanctions in relation to chain of responsibility investigations attached to road laws; and
  - encourage parties to the road transport task to actively adopt risk-management strategies to prevent breaches of road laws.

- The Bill also provides for the making of regulations for the purposes of the Intelligent Access Program. The Intelligent Access Program is a voluntary program that uses vehicle telematics technology, through certified service providers, to remotely monitor heavy vehicles to ensure they are complying with their agreed operating conditions and report non-compliance information to relevant road authorities to an evidentiary standard. The regulations provide for road authorities to be able to use the Intelligent Access Program as a condition of increased or extended access under existing concessions, permits and schemes and offers compliance assurance to the public and road authorities for this increased access.