

## Heavy Vehicle National Law Review Workshop: Fatigue

Canberra  
Tuesday, 19 November 2019

The first Heavy Vehicle National Law Review policy solutions workshop took place in Canberra on Tuesday 19 November 2019.

More than 30 industry and government stakeholders participated in discussions on fatigue regulation to inform options for inclusion in the regulation impact statement (RIS) due for release in early 2020.

A panel of experts offered their perspectives on important considerations for the RIS, to stimulate thinking on the key elements for inclusion. The NTC put forward potential areas for assessment; these areas were the subject of morning and afternoon workshop sessions.



### Panel discussion

#### Panellists:

- Mr Peter Anderson – CEO, Victorian Transport Association
- Mr Andreas Blahous – Manager, Safety Policy and Risk, National Heavy Vehicle Regulator
- Prof Drew Dawson – Director, Appleton Institute
- Dr Sarah Jones – General Manager, Road Transport Safety and Compliance, Toll Group
- Mr Andrew Mahon – General Manager (Land Transport Safety and Regulation), Queensland Department of Transport and Main Roads

### Topics discussed:

- The scope of fatigue management
- Should fatigue be managed under WHS laws or the HVNL
- Management of acute risk factors (e.g. lifestyle, fitness for duty, time of day/night driving)
- Management of chronic factors (e.g. medical fitness)
- Record-keeping – administrative requirements and associated penalties
- Alternative work-and-rest hours models
- Considerations for a performance- or principle-based fatigue (risk) management system



### Workshop session 1 – WHS/HVNL, risk factors, scope and record keeping

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The aim of the workshop sessions was to identify factors the NTC should consider when assessing policy options.

#### Areas covered:

- Complementing WHS and other laws for best results
- Improving the controls for the shorter-term risk factors
- Improving the controls for the longer-term risk factors
- Scope of fatigue management requirements
- Efficient and effective record keeping



### Workshop 2 – Prescriptive hours, fatigue monitoring and fatigue risk management systems

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#### Areas covered:

- Improved prescriptive models (work and rest hours)
- Incorporating fatigue monitoring systems
- Fatigue risk management systems



#### Next steps

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- Workshop 2 – Melbourne, 21 November (Fundamentals of the law)
- Workshop 3 – Brisbane, 2 December (Building blocks of the law)
- Workshop 4 – Brisbane, 3 December (Vehicles and access)
- Preparation of Regulation Impact Statement (early 2020)
- Consultation on Regulation Impact Statement (mid 2020)
- Recommendations to ministers (November 2020)

#### Get involved

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For more information on what we have heard about effective fatigue management as part of the review, visit: [www.hvnlreview.ntc.gov.au/effective-fatigue-management-1](http://www.hvnlreview.ntc.gov.au/effective-fatigue-management-1)

We have also published [suggested policy options](#) for feedback. We invite you to suggest policy options or provide feedback on the suggested policy options already published.

#### Contact

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##### HVNL review team

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### Participants

Australian Livestock and Rural Transporters Association

Australian Trucking Association

Austrroads / Transport Certification Australia

Branstrans

CQ University

Department of Infrastructure, Planning and Logistics (NT)

Department of Infrastructure, Transport, Cities and Regional Development (Cth)

Department of Planning, Transport and Infrastructure (SA)

Department of State Growth (Tas)

Department of Transport and Main Roads (Qld)

Department of Transport Victoria

Justice and Community Safety Directorate (ACT)

Transport for NSW

Main Roads Western Australia

Linx Cargo Care Group

National Farmers' Federation

National Heavy Vehicle Regulator

National Transport Commission

NatRoad

NSW Police

Queensland Trucking Association

Ron Finemore Transport

StarTrack / Australia Post Group

Straightshot Transport Pty Ltd

Toll Group

Truck Industry Council

Victorian Transport Association