

ARTIO

Australian Road Transport
Industrial Organisation

New South Wales Branch

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The Courier

Information and Advice for NSW Transport Operators

Newsletter Vol. 3 No. 2: February 2017

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***'Safety Starts with You'*: SafeWork NSW's New Workplace Safety Campaign**

SafeWork NSW has launched a new campaign entitled *'Safety Starts with You'* aimed at making NSW the safest state to work in Australia.

In a media release issued on 28 February, SafeWork NSW Executive Director, Peter Dunphy said that while good progress has been achieved in the past decade in improving workplace health and safety, more needs to be done.

'Since 2005, there has been a 49 per cent drop in the number of workplace fatalities in NSW, and a 39 per cent reduction in serious illnesses and injuries,' Mr Dunphy said.

However, he said that in 2015-16 SafeWork NSW received reports of 30,902 major workplace injuries and illnesses, and 60 fatalities. Mr Dunphy said the economic cost of these workplace incidents is estimated at \$17.3 billion, or 3.7 per cent of Gross State Product.

The campaign includes paid advertising across a range of media and experimental activities such as radio competitions. The campaign's full tag line is *'No matter what you do, safety starts with you'*.

SafeWork NSW will also soon launch a new free 'Safe' app that helps to identify and resolve safety issues in a workplace. Users can create safety teams, raise discuss and resolve safety issues, and attach photos.

Editorial Comment

SafeWork NSW's *'Safety Starts with You'* campaign is an outcome of its *Work Health and Safety Roadmap for NSW 2022*. The Roadmap was launched by the former Minister for Innovation and Better Regulation, Victor Dominello, last August.

ARTIO NSW contributed to the development of the Roadmap and was represented at last year's launch along with representatives of other employer, union and community organisations representing many sectors of the NSW economy and broader community.

Another component of the Roadmap is consultation with representatives of industry with particularly high rates of death, injury and illness, including the road transport industry.

SafeWork NSW wants to hear ideas from the grassroots on where to focus effort to contribute to improved workplace health and safety outcomes in the industry to assist in developing a transport sector plan..

ARTIO NSW is running industry briefings in Wollongong, Queanbeyan and Newcastle between 8 and 14 March and SafeWork NSW representatives will attend these briefings to discuss these priorities with attendees. To register, please complete the registration form **attached** to this newsletter.

Transport Industry – General Carriers Contract Determination Update

Parties with an interest in the Transport Industry General Carriers Contract Determination were back before the NSW Industrial Relations Commission on 14 February where they put their positions in response to the submissions of the Crown Solicitor's Office on behalf of the NSW Government.

This matter is back before the Commission on 15 March.

Following these proceedings, it would appear there are no issues of substance to prevent a decision being made at some time after 15 March.

Private Sector Wages Growth Rate Drops to New Record Low

Figures released by the Australian Bureau of Statistics on 22 February for the 12 months ending December showed a continued downward trend in private sector wages growth and in wages growth in the transport, postal and warehousing sector.

In the private sector, wages when expressed in original terms excluding bonuses grew by 1.8 per cent in the year ending 31 December 2016, compared to 2 per cent in the year ending 31 December 2015 and 2.5 per cent in the year ending 31 December 2014.

In the transport, postal and warehousing sector, wages when expressed in original terms excluding bonuses grew by 1.8 per cent in the year ending 31 December 2016, compared to 2 per cent in the year ending 31 December 2015 and 2.4 per cent in the year ending 31 December 2014. This shows that the downward trend in wages growth in the transport and logistics sector is reflective of the private sector as a whole.

Wages have grown at slightly higher levels across the economy. This is because wage growth rates in the public sector have been slightly higher than in the private sector.

ACCC Outlines 2017 Priorities

The Chairman of the Australian Competition and Consumer Commission, Rod Sims, has outlined the ACCC's 2017 Compliance and Enforcement policy in a speech on 24 February to the Committee for the Economic Development of Australia. The policy outlines industries and issues the ACCC will focus on in the coming year.

Mr Sims said that priorities will be unfair contract terms, cartels and misconduct in the health, construction and agriculture sectors.

'I can foreshadow that we will have a big focus on unfair contracts in 2017, following the introduction of new laws to protect small business in 2016. What that means is that large companies can no longer have unilateral terms in their standard contracts that put small businesses at a significant disadvantage,' Mr Sims said.

Increase in Fuel Tax Credit Rates

Fuel tax credit rates have increased from 1 February in line with indexation of the Australian Government's fuel tax.

For eligible diesel trucks travelling on public roads which meet minimum environmental criteria, the fuel tax credit rate has increased to 14.2 cents/litre, up from 13.7 cents/litre. The fuel tax credit rebate used to power auxiliary equipment has increased to 40.1 cents/litre, up from 39.6 cents/litre.

Further information is available from the ATO website: www.ato.gov.au/Business/Fuel-schemes/Fuel/tax-credits-business/Rates-business.

Employers Urged to Ensure Contractors Have Fatigue Management Skills

(Adapted from article, OHS Alert, 7 February 2017)

Three Queensland-based companies have been found liable for a worker's injuries and a damages bill totalling \$1.25 million after an employee crashed his car and sustained brain injuries nearly 300km into a 430km drive home from the mine where he was working.

The employee worked as a dump truck driver and had just completed four consecutive 12-hour night shifts. The crash was attributed to fatigue.

Justice Duncan McMeekin in the Queensland Supreme Court found that the employee's employer, his host employer and the mine operator all breached their duty of care to the employee.

The court found that the mine operator had comprehensive documentation and policies and had identified employees such as dump truck operators as high risk workers requiring specific guidance and training.

The court also found that the mine operator would have discharged its duty if it had engaged a contractor able and suited to managing fatigue related risks.

However, Justice McMeekin found that the host employer 'effectively ignored' much of the mine operator's fatigue management system and that the mine operator was not aware of the host employer's 'competence or preparedness'.

Justice McMeekin ordered the majority of the worker's damages to be met by the host employer.

Kerle v BM Alliance Coal Operations Pty Limited & Ors (2016) QSC 304.

Consignor, Transport Operator and Driver All Fined for Dangerous Goods Breach

(Adapted from article, OHS Alert, 14 February 2017)

Three chain of responsibility parties, a consignor, a transport operator and a driver have each been fined after dangerous goods were found in a truck without the appropriate documentation.

The truck was carrying 13 1,000 litre intermediate bulk containers classified as dangerous goods when it was intercepted during a joint roadside operation conducted by the Environment Protection Authority, RMS and the NSW Police Force at Bega in early 2016.

The transport operator was fined \$2,000 for failing to ensure compliant transport documentation was carried while the driver was fined \$260. The consignor was fined \$1,300.

'...all had a responsibility to ensure the appropriate dangerous goods transport documentation was carried in the vehicle,' Gary Whytcross, EPA Regional Director (South and West) said.

RMS Updates Oversize Overmass Vehicle Interactive Map

RMS has updated the NSW Oversize Overmass Load Carrying Vehicle interactive map to display Limited Access Locations and Limited Access Zones. The incorporation of these features, which were previously contained in an appendix to the NSW Class 1 Load Carrying Vehicles Notice, should assist parties in planning and managing journeys.

Further information is available from the RMS website: www.rms.nsw.gov.au/business-industry/heavy-vehicles/maps/nsw-load-carrying-network/map/index.html.

Western NSW Councils Launch Free Cuppa for the Driver Scheme

A total of 22 local councils located across north, central and south-western NSW are joining forces to offer a free cuppa as an incentive to combat driver fatigue.

The Free Cuppa for the Driver scheme encourages drivers of trucks and other vehicles to take a break at participating businesses while travelling in western NSW.

Participating businesses donate a free cup of tea or coffee to any driver who had driven more than 100km from their home postcode as indicated in their driver's licence. Each participating business will be identified by the Free Cuppa for the Driver logo on the front door or window of the business.

The scheme commences on 1 March and runs till 31 May. Participating customers will be issued with an entry for a prize draw to be held at Leeton on 15 June.

The Free Cuppa for the Driver scheme is an initiative of the Local Government Road Safety Program in NSW and is a partnership between Transport for NSW, RMS and NSW participating local councils.

Further information is available from www.freecuppa.com.au.

Investigations Underway on M1 Motorway Upgrade between Picton Rd and Bulli Tops

Preliminary planning work has begun to upgrade the Princes Motorway between Picton Road and Bulli Tops, according to Gareth Ward, Parliamentary Secretary for the Illawarra and South Coast.

Mr Ward said the Australian and BAW Governments have allocated a combined \$84 million for Stage 1 of this upgrade.

'This section of the motorway carries around 37,000 vehicles per day, about 13 per cent of which are heavy vehicles,' Mr Ward said.

Mr Ward said that '(t)he steep alignment of the motorway can cause road safety issues particularly in several sections where heavy vehicles struggle to maintain speed'.

He said that the motorway upgrade will improve safety by separating slow and fast moving vehicles, reducing bends and improving travel times with extra lanes.

'The upgrade will also improve freight productivity by improving access in and out of the Illawarra,' Mr Ward said.

ASIC Issues Scam Warning

ARTIO NSW takes this opportunity to warn Members of a scam involving fraudulent emails which are purportedly from the Australian Securities and Investments Commission. Messages typically start with '*Please find information on the following link regarding the renewal of your company*' or '*Message from ASIC about your business*'.

Such emails have not been issued by ASIC.

Details of any fraudulent email should be reported to the Australian Competition and Consumer Commission via the following website; www.scamwatch.gov.au/report-a-scam.

Further information on scams related to ASIC is available from the following website: www.asic.gov.au/online-services/service-availability/scams-targeting-asic-customers.

NHVR Issues New Fatigue Notice for Livestock Operators

The National Heavy Vehicle Regulator has announced details of a new national heavy vehicle notice which allows livestock operators to add an hour to fatigue limits under specific circumstances in order to manage animal welfare requirements in unexpected circumstances.

'If a livestock operator is less than one hour from a suitable unloading site, this notice will enable that driver to reach the destination and humanely unload the livestock rather than keep them in the vehicle during a long rest break,' NHVR Productivity and Safety Executive Director, Geoff Casey, said.

The National Livestock Welfare Work and Rest Exemption (Notice) 2017 (No. 1) replaces expiring notices in NSW and SA and applies to all types of livestock and in all jurisdictions covered by the National Heavy Vehicle Law.

Further information is available from www.nhvr.gov.au/law-policies/notices-and-permit-based-schemes/national-notices.

TWUSUPER Super News February 2017

Free workplace education sessions

Whether you have employees approaching retirement age, or younger employees who need to know how super and insurance works, our workplace seminars can help.

We can come to your workplace and cover a range of topics including:

- **making additional contributions**
- **choosing an investment option**
- **covering yourself for emergency (insurance cover)**
- **retirement planning and retirement income products, and**
- **combining super.**

You can choose one of our standard sessions or work with us to tailor one specifically to your needs. These sessions are at no cost to you or your employees and we can arrange them at a time and location that suits you.

To register your interest, fill out the online form at twusuper.com.au/education or call 1800 241 877 for more information.

Helping your employees succeed in retirement

TWUSUPER is committed helping each of its members achieve the best retirement outcomes possible.

That's why, in 2017, we will be rolling out a number of campaigns to improve member ownership of their super and help them maximise their retirement savings. We have started with the *Round up your super campaign* - which allows members to consolidate their super with their TWUSUPER accounts just by calling us*.

For more information on this campaign, go to twusuper.com.au/roundup. If you're interested in promoting this campaign in your workplace, email communications@twusuper.com.au. We could provide supporting documents including posters and flyers.

And any member who rounds up their super with TWUSUPER if you do it by 2 June 2017 will go into the draw to win one of ten Bunnings gift cards valued at \$200**.

* Before closing any of your existing super accounts you should check details such as your insurance entitlements and costs and any exit fees that may apply. You can transfer existing insurance cover to TWUSUPER without health checks (subject to conditions). You should do this before closing your other accounts and rolling your money into TWUSUPER.

** Conditions apply, see www.twusuper.com.au/promotions. Open to AU res. who are a current TWUSUPER member & have not won a prize in any promotion run by the Promoter in the last 2 years from the start date. Starts: 16/1/17. Ends: 5pm AEST on 2/6/17. Limit 1 entry per person. Must still be a member at draw to be eligible. Funds must be received into the entrant's TWUSUPER account before end date. Draw: 11am AEST on 9/6/17 at S5, Erina Plaza, 210 Central Coast Hwy, Erina NSW 2250. Prizes: 10 x \$200 Bunnings gift card. Winners published at www.twusuper.com.au/promotions from 13/6/17. Promoter: TWU Nominees Pty Ltd (ABN 67 002 835 412), L25, 150 Lonsdale St, Melbourne, VIC 3000. NSW Permit No. LTPS/17/10810.

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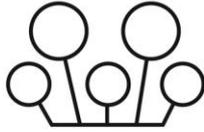
Economic and Industry Indicators

Indicator/Source ¹	As at	Unit of Measure	Quantity	% Variation
GDP latest quarter (ABS)	Sep Qtr 2016	\$m	419,299	2.2
CPI (ABS)	Dec Qtr 2016	Per cent		1.5
Cash rate (RBA)	Current	Per cent	1.5	
Estimated Residential Population (ABS)	As at 28 Feb 2017	Million	24.375	
Retail Turnover (ABS)	Dec 2016	\$m	25,683	3.2
Actual New Capital Expenditure (ABS)	Dec Qtr 2016	\$m	27,393	-14.4
Inventories held by private business (ABS)	Dec 2016	\$m	155,921	1.8
Dwelling unit approvals (ABS)	Dec 2016	Number	17,019	-13.2
Manufacturers Income (ABS)	Dec 2016	\$m	81,807	-3.2
Employed persons (ABS)	Jan 2017	Million	11,984	0.8
Unemployed persons (ABS)	Jan 2017	Percentage	5.7	-0.1
Wage Price Index (ABS)	Dec Qtr 2016	Per cent		

¹ ABS – Australian Bureau of Statistics; RBA – Reserve Bank of Australia; AIP – Australian Institute of Petroleum; TIC – Truck Industry Council/'Prime Mover' latest issue.

All employees				1.9
Transport, postal and warehousing				1.8
New motor vehicle sales (ABS)	Jan 2017	Number	97,231	-0.8
Cab Chassis/Prime Mover Sales (TIC)	12 months ending Dec 2016	Number	27,578	4.1
Vans (TIC)	12 months ending Dec 2016	Number	5,386	-2.3
AIP Terminal Gate Price-Diesel-Sydney	As at 28 Feb 2017	Cents per litre	115.3	

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Industry Briefings

Wollongong, 8 March 2017; Queanbeyan, 9 March 2017; Newcastle, 14 March 2017, 10am to 11.30am

**On and Off-Road Heavy Vehicle Compliance and Enforcement
WH&S Roadmap – Transport Sector Plan – Industry Consultation**

The Australian Road Transport Industrial Organisation NSW Branch is pleased to invite you to an industry briefing:

Presenters: **On and Off-Road Heavy Vehicle Compliance and Enforcement**
Paul Endycott, General Manager, Compliance Operations, RMS *(NB: a further briefing will be held in Sydney on 4 April with the NSW Police Force)*

WH&S Road Map – Transport Sector Plan

Tony Williams, Group Director, Regional Operations and Sector Initiatives SafeWork NSW

Lisa Foley, Director – Regional South, SafeWork NSW

Venue: Wollongong: Sage Hotel, 60-62 Harbour St, Wollongong
Queanbeyan: Roos Club, cnr Stuart St and Richard Ave, Crestwood
Newcastle: Chifley Apartments, 7/14 Honeysuckle Dr, Newcastle

Cost incl GST: ARTIO NSW Members: \$55 (including morning tea)
Non- Members: \$75 (including morning tea)

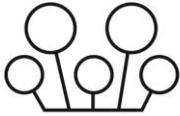
Attendees will have the opportunity to participate in a **question and answer session**.

This is a **must attend event** for:

- Company owners
- Directors/General Managers
- HR/IR/WH&S/Compliance Managers
- Operations Managers
- Branch/Depot Supervisors/Managers
- Your Customers



These events are sponsored by TWUSuper. ARTIO NSW appreciates TWUSuper's support



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**Australian Road Transport Industrial Organisation NSW Branch
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**Wollongong, 8 March 2017; Queanbeyan, 9 March 2017; Newcastle, 14 March
2017, 10am to 11.30am**

**On and Off-Road Heavy Vehicle Compliance and Enforcement
WH&S Roadmap – Transport Sector Plan – Industry Consultation**

Registration Form

Name/s: _____

Organisation: _____

Address: _____

Town/Suburb: _____ Postcode: _____

Tel: _____ Fax: _____

Email: _____

Preferred Location: Wollongong 8 March: (____) Queanbeyan 9 March: (____)
Newcastle 14 March: (____)

Total Cost – Members (Incl GST) (\$55 x (____) (No Attendees)): \$ _____

Total Cost – Non-Members (Incl GST) (\$75 x (____) (No Attendees)): \$ _____

Method of Payment (please indicate):

Cheque: (____) (please make cheque payable to ARTIO NSW Branch)

EFT: (____) to ARTIO NSW Branch, BSB: 082001 A/c No: 823836036

Please return completed registration forms 48 hours prior to event date to:

Mail: ARTIO NSW Branch, PO Box 277, Hurstville, NSW 2220

Email: hughmc@artionsw.com.au