



Australian Road Transport
Industrial Organisation

New South Wales Branch

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The Courier

Information and Advice for NSW Transport Operators

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2016-17 Subscriptions Now Due

The ARTIO NSW secretariat takes this opportunity to remind Members that 2016-17 subscriptions are now due.

Thank you for your support in 2015-16.

Reminder: Interim Transport Industry – General Carriers Contract Determination Takes Effect from 2 July

ARTIO NSW takes this opportunity to remind Members that the new Transport Industry – General Carriers Contract Determination takes effect from 2 July.

For further information, please refer to ARTIO NSW Industrial Circulars 12 issued on 22 June.

Reminder: Interim Transport Industry – General Carriers Contract Determination – Breakfast Briefing 20 July

ARTIO NSW encourages all Members to attend a Breakfast Briefing to be held at Breakfast Point on 20 July so they can be better informed on what the new Transport Industry – General Carriers Contract Determination means for the transport operators operating in NSW. Guest speaker is Maurice Baroni, who has represented ARTIO NSW in these proceedings.

For further details, please refer to the flyer accompanying this edition of 'The Courier'.

Transport Industry – General Carriers Contract Determination: Stage 2 Negotiations – Rates

As advised in ARTIO NSW Industrial Circular 12/2016 dated 22 June, the TWU as the applicant filed an amended application on 14 June 2016, which made clear its position with respect to rates as well as scope and coverage.

The TWU is seeking variations in rates to all classes of work covered by this Contract Determination on the following basis:

- From 1 January 2017 to all contracts of carriage:
 - Within the County of Cumberland (basically greater metropolitan Sydney); and
 - From one place to another place where the second place is no more than 50km from the first place.
- From 1 January 2018 to all contracts of carriage:
 - Within the Counties of Cumberland, Camden and Northumberland (basically from south of the Hunter River as far as Singleton, to north of the Shoalhaven River and including Goulburn and the Southern Highlands); and
 - From one place to another place where the second place is no more than 100km from the first place.
- From 1 January 2019 to all contracts of carriage covered by this Contract Determination.

ARTIO NSW has told the NSW Industrial Relations Commission it opposes this application.

Input is sought from its Members in relation to:

- The actual rates of remuneration paid in the industry for regional and long distance work;
- If minimum rates were introduced, an appropriate timeframe for transitional provisions; and
- Whether any Members wish to appear and give evidence to the NSW IRC.

Reminder: Increased Wages and Allowances to Apply from First Pay Period after 1 July

ARTIO NSW takes this opportunity to remind Members that wages and allowances payable under Modern Awards increase from the first pay period after 1 July.

For further information, please refer to ARTIO NSW Industrial Circulars 13/2016, 14/2016 and 15/2016 issued on 22 June.

National Wage Case Decision: Advice to Members Engaging Employees under an EBA

Adapted from advice provided by the Queensland Trucking Association

Members who have Workplace Agreements in place will need to ensure that wage rates payable under their agreement meet or exceed the new minimum award rates. Where Agreement pay increases are linked to the Fair Work Commission's Minimum Wages Panel decision, the pay rates will need to be adjusted within the Workplace Agreement accordingly.

The increases can be absorbed into any amounts now being paid over and above the relevant minimum rates. However be aware the Fair Work Ombudsman makes it clear that over award pay-rates cannot off-set other award entitlements (e.g. penalties or loadings) unless there is a formal agreement in place. Rates for juniors, trainees and apprentices will also be adjusted, as usual, on a proportionate basis.

Transport Industry – Car Carriers (NSW) Contract Determination – Variation in Rates

Rates payable by principal contractors to contract carriers under the Transport Industry – Car Carriers (NSW) Contract Determination will fall by 1.16 per cent following a decision of the NSW Industrial Relations Commission. This decision followed an agreement on rate variations reached between employer representatives, including ARTIO NSW and the TWU.

Underpinning a fall in rates was a fall in fuel prices.

The new rates take effect from 10 September.

2016-17 NSW Budget: The Big Picture

The NSW Treasurer, Gladys Berejiklian has forecast further improvement in the NSW Government's financial position in 2016-17 after handing down the 2016-17 NSW Budget on 21 June. In her Budget speech to the NSW Parliament, Ms Berejiklian said the 2016-17 Budget had a projected surplus \$3.71 billion. The budget forecasts revenue will increase to \$77 billion compared to \$73.29 billion in expenditure.

Projections for major economic indicators are:

- Gross State Product – up by 3%.
- Employment – up by 1.75%.
- Unemployment – down to 5.25% from 5.5%.
- Inflation – up by 2%.
- Wages – up by 2.5%.
- Population – up by 1.5%.

Ms Berejiklian told State parliament that NSW's AAA credit rating is secure. She said that NSW should not come under more pressure to subsidise smaller states through the GST.

'Ironically we are the victims of our own success when it comes to GST,' she said.

Ms Berejiklian also said underlying trends in revenue and expenditure will see some deterioration in the budget bottom line as revenue from stamp duty on property sales reverts to more normal levels. A third factor underpinning a deteriorating fiscal outlook going forward is an expected fall in Commonwealth education and health funding,

2016-17 NSW Budget: Record Roads Budget Announced

NSW Roads, Maritime and Freight Minister, Duncan Gay, has announced a record \$9.7 billion in road, maritime and freight infrastructure in the 2016-17 financial year as part of the NSW Government's 2015-16 Budget. This represents an increase of 29.3% over 2015-26.

Highlights include:

- \$2.9 billion to WestConnex, including widening of the M4 motorway, building the new M5 motorway and planning for the M4-M5 link. \$657 million will be spent on planning and pre-construction on WestConnex
- \$1.5 billion to the Pacific Highway, including ongoing construction works between Port Macquarie and Glenugie, progressive commencement of the final section between Glenugie and Ballina and further planning for the Coffs Harbour bypass.
- \$283 million towards construction of the NorthConnex (twin tunnels under Pennant Hills Road connecting the M1 and M2 motorways).
- \$125 million to address congestion in Sydney, including:
 - Construction and planning work to address pinch points.
 - Planning for the Smart Motorways program.
 - Delivering real time travel information.
- \$147 million for road upgrades in Western Sydney, including:
 - Upgrade of Schofields Road.
 - Upgrade of Richmond Road.
 - Upgrade of Old Wallgrove Road.
- \$338m to upgrade roads associated with the proposed construction of Badgery's Creek Airport, including:
 - Allocations to ongoing upgrades of Bringelly Road and The Northern Road.
 - Completion of the Werrington Arterial Road between the M4 motorway and the Great Western Highway.
- \$36m to progress planning and identification of future links in the Sydney motorway network including the Western Harbour Tunnel, M1 Princes Motorway extension, Outer Sydney Orbital and Bell's Line of Road – Castlereagh Connection.
- \$79 million for road works in the Sydney Airport precinct, including the Wentworth Avenue Extension and upgrades of Joyce Avenue and Marsh Street.
- \$198m to continue upgrades of the Princes Highway including:

- Construction of the Foxground and Berry bypass.
- Preconstruction of the Berry to Bomaderry upgrade.
- Planning and design work between Bulli Tops and Picton Road as well as the Albion Park Rail bypass.
- Realignment at Dignam's Creek.
- \$88 million to continue upgrades of the Great Western Highway including:
 - Improvements at Hartley Valley and Forty Bends.
 - Completion of upgrades at Kelso.
- \$195 million for upgrades of Central Coast roads including widening of the M1 motorway between Tuggerah and Doyalson.
- \$79 million for upgrades of Hunter roads, including:
 - Widening of Cormorant Road, Kooragang Island, and the new Tourle Street bridge.
 - Completing the upgrade of New England Highway intersections at Maitland.
 - Inviting tenders for the construction of the Scone bypass.
 - Planning for bypasses of Singleton, Muswellbrook and the Newcastle Inner City Bypass between Rankin Park and Jesmond.
- \$46 million for regional NSW infrastructure, including funds for construction of an additional bridge over the Clarence River at Grafton.
- \$46 for upgrades on the Newell Highway including:
 - Realignment works at Grong Grong and Trewilga.
 - Planning for the Parkes bypass.
- \$32 million for planning for future links on the Sydney motorway network, including the Western Harbour Tunnel and Beaches link, the South - M1 Extension and the Bells Line of Road Castlereagh connection
- \$28 million for construction of the Showground Road upgrade at Castle Hill.
- \$20 million for widening Alford's Point Road between Illawong and the Georges River.
- \$17 million for initial works and planning to improve road access in the Sydney CBD.
- \$20 million for the Guanna Hill upgrade on the Mitchell Highway between Orange and Molong.
- \$6.3 million for upgrades on the Oxley Highway including planning and commencement of construction of a second road over rail bridge at Gunnedah.
- \$12 million to continue sealing on the Cobb and Sliver City highways.
- \$8.4 million for the Bells Line of Road Corridor Improvement Program.
- \$111 million for regional roads including the Bridges for the Bush program and replacement of timber truss bridges.
- \$14 million to progress upgrading of Gocup Road.

NSW 2016-17 Budget: More Funds for Road Safety

The NSW Government has announced an increase in spending on road safety measures in its 2105-16 Budget. Measures include:

- \$25 million to fund 'additional high visibility police enforcement', including 97,000 random drug tests under the Roadside Drug Testing Program. Delivery would represent a tripling in the number of road side drug tests in two years.
- \$23.2 million to identify and improve black spots in the road network.

NHVR Announces Replacement of Existing Oversize and Over Mass Permits

The following are Multi-State Class 1 Load Carrying Vehicles Mass and Dimension Exemption Notices issued by the NHVR:

- [draft Multi-State Class 1 Load Carrying Vehicles Dimension Exemption \(Notice\) 2016 \(No. 1\) \(PDF, 1MB\)](#)
- [draft Multi-State Class 1 Load Carrying Vehicles Mass Exemption Notice 2016 \(No. 1\) \(PDF, 956KB\)](#)

These Dimension and Mass Exemption Notices are intended to replace the existing annual permits for Class 1 Load Carrying Oversize and Over Mass (OSOM) vehicles in NSW, Queensland, South Australia and Victoria.

Once implemented, the Notices allow will OSOM operators instant access to the network that was afforded under the annual permit schemes, without having to wait for a permit.

Further information is available from www.nhvr.gov.au/news/2016/06/10/nhvr-seeks-feedback-on-new-notices.

RMS Announces Reforms to Oversize and Over Mass Escort Vehicle Drivers Scheme

From 1 July 2016, Roads and Maritime Services will manage a new Oversize and/or Over Mass (OSOM) Escort Vehicle Drivers Scheme.

The NSW OSOM Escort Vehicle Driver Scheme (OSOM EVDS) aims to provide greater flexibility to the OSOM industry by providing a greater pool of appropriately trained and accredited service providers and authorised escort vehicle drivers to facilitate OSOM moves.

Scheme documents and application forms are now available on the Roads and Maritime website at <http://www.rms.nsw.gov.au/business-industry/heavy-vehicles/road-access/restricted-access-vehicles/oversize-overmass/escort-accreditation-scheme/index.html>.

New Heavy Vehicle Inspection Manual

The NHVR has advised that effective 11 June 2016, the National Heavy Vehicle Inspection Manual (NHVIM) Version 2.1 became the inspection standard for all heavy vehicle inspections in New South Wales.

This is part of a national rollout that will have all participating state and territory transport authorities adopting the NHVIM Version 2.1 into their heavy vehicle inspection regimes by 1 July 2016.

Details on the NSW implementation can be found in the [NHVIM Information Sheet – New South Wales \(PDF, 329KB\)](#)

For further information on the implementation of the NHVIM in other states and territories visit www.nhvr.gov.au/nhvim-resources

Meanwhile the NHVR has issued a new NHVIM Fact Sheet which clarifies some of the brake testing requirements in *Section 2 Brakes* of the National Heavy Vehicle Inspection Manual. Further information is available from [NHVIM Fact Sheet – Brake testing \(PDF, 344KB\)](#).

Electronic Work Diaries

The NHVR has advised that it has received a number of enquiries about the use of Electronic Work Diaries (EWDs).

EWDs will be introduced as a voluntary alternative to the written work diary in **2017**. Although there are currently a number of commercially available electronic recording systems, there are no EWDs approved by the NHVR at this time.

This means that a written work diary must still be used to record driver work and rest times even if an electronic system is in use. For more information please visit www.nhvr.gov.au/ewd

NSW Government Announces Plans to Reform CTP

The NSW Government has announced that it plans to overhaul the state's Comprehensive Third Party Motor Accident Insurance Scheme with the aim of making it fairer and more affordable. The planned overhaul was announced by the Minister for Innovation and Better Regulation, Victor Dominello on 29 June.

Mr Dominello said the NSW Government plans to introduce defined benefits for low severity injuries and lump sum payments for the most seriously injured. He said that without such reform premiums are expected to rise by 10 to 20 per cent in coming years.

'The current scheme returns just 45 cents in every Green Slip dollar to injured road users, with the rest going to scheme costs, including insurer profits, legal fees and medical fees,' Mr Dominello said.

Mr Dominello said the NSW CTP scheme was the least affordable in Australia.

An expert panel has been set up to provide advice the NSW Government and to make recommendations on the enabling legislation.

Mr Dominello said that subject to Parliament's approval the new scheme could come into effect by 1 July 2017.

ACCC Issues Public Warning Notice about the Conduct of the Australian Business Funding Centre Pty Ltd

Information provided by the Australian Competition and Consumer Commission

Are you a small business looking for information about government grants?

On 27 June, the ACCC issued a [public warning notice](#) about the conduct of Australian Business Funding Centre Pty Ltd (also known as Australian Business Financing Centre or ABFC) which operates the website www.australiangovernmentgrants.org.

The ABFC purports to offer, for a fee, access to an online database of the Australian government grants and loans available to small businesses.

However, we've received numerous complaints from small businesses alleging ABFC made false or misleading representations on its website and over the phone:

- about the availability and extent of government grants a small businesses was eligible to receive
- about the uses and benefits of ABFC's online searchable database of government grants and loans
- that the small businesses providing testimonials on the 'success stories' section of ABFC's website had used the ABFC service to obtain government grants, when this was not the case.

Small businesses who signed up to access ABFC's database have told us they paid fees ranging from \$497 to \$701, only to find there were no suitable grants or they were not eligible for any grants listed in the database.

Always remember that legitimate information about government grants can be obtained for free at www.business.gov.au and other websites ending with .gov.au.

TWUSUPER Super News June 2016

Free Super Clearing House access

TWUSUPER offers free access to SCH Online*, a Super Clearing House that allows you to pay all your employees' super with a single login and one payment.

Our TWUSUPER Employer Services team can help you identify if SCH Online will be a good fit for your business and assist you to set up and manage your online contributions. Contact us on **1800 241 877** from 8am to 8pm (AEST/AEDT) to find out more.

*SCH Online is a financial product operated by The Superannuation Clearing House Pty Limited (Authorised Representative Number 290290) (TSCH), an authorised representative of Pacific Custodians Pty Limited (Australian Financial Services Licence Number 295142) (Pacific Custodians).

Which USI is right for your employees' TWUSUPER account?

Under SuperStream, you need to quote the USI when making an employee contribution. Your employees with TWUSUPER will have either a TWUSUPER or Transuper account. The USI for each account is:

- TWUSUPER: TWU0101AU
- Transuper: TWU0001AU

SuperStream deadline extended for small businesses

The deadline to be on board with SuperStream was 30 June 2016. However, the ATO has stated they will provide compliance flexibility to small businesses that are not yet SuperStream ready until 28 October 2016.

This means the ATO will not be taking compliance action against small businesses with 19 or fewer employees that missed the 30 June deadline, provided they are compliant by 28 October 2016.

After that date no more cheques, paper instructions, or email instructions can be used when making super contributions.

If your business hasn't made the switch, TWUSUPER can help you to become compliant. Call TWUSUPER on **1800 241 877** 8am to 8pm (AEST/AEDT) weekdays.

Note: If you use Employer Access to make contributions, you're automatically SuperStream compliant.

This information is of a general nature only and does not take into account your objectives, financial situation or needs. Before acting on this information, you should consider its appropriateness having regard to your objectives, financial situation and needs. A copy of TWUSUPER's current Product Disclosure Statement should be obtained from us (by calling 1800 222 071 or visiting twusuper.com.au) and considered carefully before you make a decision in connection with TWUSUPER. TWU Nominees Pty Ltd ABN 67 002 835 412, AFSL 239163, is the trustee of TWUSUPER ABN 77 343 563 307 and the issuer of interests in it. Transuper and TransPersonal are divisions of TWUSUPER.

Economic and Industry Indicators

Indicator/Source ¹	As at	Unit of Measure	Quantity	% Variation
GDP latest quarter (ABS)	Mar Qtr 2016	\$m	419,560	3.2
CPI (ABS)	Mar Qtr 2016	Per cent		1.3
Cash rate (RBA)	Current	Per cent	1.75	
Estimated Residential Population (ABS)	As at 30 Jun 2016	Million	24.115	
Retail Turnover (ABS)	Apr 2016	\$m	24,970	3.4
Actual New Capital Expenditure (ABS)	Mar Qtr 2016	\$m	30,724	-15.4
Inventories held by private business (ABS)	Mar Qtr 2016	\$m	154,771	0.3
Dwelling unit approvals (ABS)	Apr 2016	Number	19,700	-2.9
Manufacturers Income (ABS)	Mar 2016	\$m	82,083	-4.0
Employed persons (ABS)	May 2016	Million	11,919	1.9
Unemployed persons (ABS)	May 2016	Percentage	5.7	-0.4
Wage Price Index (ABS)	Mar Qtr 2016	Per cent		
All employees				2.1
Transport, postal and warehousing				2.1
New motor vehicle sales (ABS)	May 2016	Number	96,978	1.5
Cab Chassis/Prime Mover Sales (TIC)	3 months ending Mar 2016	Number	7587	3.9
Vans (TIC)	3 months ending Mar 2016	Number	1710	0.5
AIP Terminal Gate Price-Diesel-Sydney	As at 30 Jun 2016	Cents per litre	109.1	

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

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Australian Road Transport Industrial Organisation NSW Branch

Breakfast Briefing, 20 July 2016

Transport Industry – General Carriers Contract Determination Decision – Industry Impact

The Australian Road Transport Industrial Organisation NSW Branch is pleased to invite you to a breakfast briefing on:

Transport Industry – General Carriers Contract Determination Decision – Industry Impact

Venue: Breakfast Point Country Club, 72 Village Dr, Breakfast Point

Date: Wednesday, 20th July, 2016 **Time:** 7.30am – 9am

Cost inc. GST: **ARTIO NSW Members:** \$60 (including breakfast)
Non-Members: \$90 (including breakfast)

Member Discount Offers:

- A **10% discount** will apply where **five or more participants** attend this event.
- A **20% discount** will apply where **ten or more participants** attend this event.
- A **20% discount** will apply to **any guest** of a Member - another transport operator or a customer. (NB: Guest **excludes** colleagues from the same business).

Presenter: Maurice Baroni, Principal, McCabes Lawyers

On 29 April, a decision was handed down in the NSW Industrial Relations Commission which has significantly increased coverage of the Determination. **All contracts of carriage, including refrigerated transport within NSW will be covered and various interstate contracts of carriage may be captured. Coverage has also extended to furniture removals, private pathology and cash in armoured vehicles.** Formal orders were issued on 14 June. This new Determination takes effect on **2 July**.

Maurice Baroni acts for ARTIO NSW and for Linfox in these proceedings. He **is well placed to brief industry on what this decision means.**

It is also proposed to run a **question and answer session.**

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

Company owners	Directors/General Managers
HR/IR Managers	Compliance/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

Breakfast Briefing, 20 July 2016, 7.30am-9am

**Transport Industry – General Carriers Contract Determination
Decision – Industry Impact**

Registration Form

Name/s: _____

Organisation: _____

Address: _____

Town/Suburb: _____ Postcode: _____

Tel: _____ Fax: _____

Email: _____

Cost: **Members** (Inc. GST) (\$60 x (____) (No Attendees))²: \$ _____

Member Guests (Inc. GST) (\$48 x (____) (No Attendees)): \$ _____

Cost: **Non-Members** (Inc. GST) (\$90 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 by 4pm, 18 July 2016 to:

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

Email: hughmc@artionsw.com.au

² Less discount where available. Please refer to previous page.