



# Australian Road Transport Industrial Organisation (ARTIO)

## *Submission to the Road Safety Remuneration Tribunal in Response to the RSRT Statement – Draft First Annual Work Program, released on 2<sup>nd</sup> November 2012*

ARTIO refers to the Tribunal's statement of 2 November 2012 requesting submissions or suggestions in relation to

- (a) the Draft First Annual Work Program; and
- (b) how the inquiry contained in a finalised first Annual Work Program should be conducted, including the timetable for the inquiry.

And submits as follows;

### **a) The Draft First Annual Work Program**

Australian Road Transport Industrial Organisation (ARTIO) in principle supports the Draft Annual Work Program as published. Having regard to all of the material so far placed before the Tribunal, including submissions to various Government Inquiries leading to the drafting of the Legislation, it would appear reasonable for the RSRT to prioritise the long distance freight task as a priority in the Work Program.

ARTIO submits that it would appear that the Tribunal has identified the key practices which impact on the freight task and therefore impact on any particular Sector within the freight task.

We submit that the number of identified issues and practices are in the first instance ambitious. ARTIO submits that the Tribunal should consider:

- Whether it has the resources in place to undertake this Work Program.
- Whether rationalisation is possible and appropriate.
- Development of priorities having regard to issues such as simplicity, complexity and level of significance.

ARTIO submits that the Tribunal in its establishment phase and should focus on:

- Building relationships with industry stakeholders and relevant government bodies.
- Identifying key issues and priorities understanding what is most likely to require either simple or complex investigation and analysis, and whether such work will generate either significant or insignificant safety outcomes.

---

**ARTIO** PO Box 5, South Melbourne, Victoria, 3205 T 03 9646 8590 F 03 9646 8596 E [reception@vta.com.au](mailto:reception@vta.com.au)  
**ARTIO VIC** PO Box 5, South Melbourne, Victoria, 3205 T 03 9646 8590 F 03 9646 8596 E [reception@vta.com.au](mailto:reception@vta.com.au)  
**ARTIO QLD** PO Box 325, Stones Corner, Queensland, 4120 T 07 3394 4388 F 07 3397 9324 E [admin@qta.com.au](mailto:admin@qta.com.au)  
**ARTIO NSW** PO Box 277, Hurstville, New South Wales, 2220 T 02 9579 2333 F 02 9579 2333 E [hughmc@artionsw.com.au](mailto:hughmc@artionsw.com.au)  
**ARTIO WA** 239 Star St, Westpool, Western Australia 6106 T 08 9355 3022 F 08 9355 3122 E [reception@transportforumwa.com.au](mailto:reception@transportforumwa.com.au)  
**ARTIO TAS** PO Box 728, Riverside, Tasmania 7250 T 0409 274 482 E [ed@tta.org.au](mailto:ed@tta.org.au)

To assist in developing priorities ARTIO suggests that as part of the Tribunal's inquiry into Sectors e.g. retail, livestock, rural, interstate long distance, that it requests:

- Evidence to support specific issues and allegations.
- Written submissions to be made prior to any appearance/verbal submission to the Tribunal.

**b) How the inquiry contained in a finalised first Annual Work Program should be conducted, including the timetable for the inquiry.**

ARTIO does not propose any specific timeframes that would impose constraints on the Tribunal to investigate matters thoroughly. However a timeframe set to deliver an outcome based on a thorough and evidence based examination on a case by case basis would appear appropriate to investigate any particular Sector of the freight task and the relevant parties therein, as defined in the Road Law Chain of Responsibility provisions.

ARTIO submits that the Tribunal should undertake and or commission its own research in relation to all elements of the freight task including crash data, legislative and regulatory requirements, Codes of Practice and Industry Accreditation. The outcomes of this research should identify enforcement and compliance practice and its effectiveness.

ARTIO is supportive of the Tribunal's responsibility to conduct Sector related Inquiries provided by the Act, however we submit that before identifying any particular Sector the Tribunal needs to be satisfied that prima-face there is a compelling reason built on adverse road safety outcomes and / or identified Sector practice, encouraged by contract relationships, which place adverse pressure on economic outcomes and adequate return on investment.

All relevant parties should be invited to make submissions and where appropriate present evidence for cross examination.

Parties should be required by the Tribunal to make submissions in relation to remedy following a Tribunal Inquiry into Industry Sector or Industry practice.

ARTIO intends to exercise its rights, as provided for in the relevant Legislation, as a Registered Union of Employers and foreshadows its ongoing interests in and response to the activities and proceedings of the Road Safety Remuneration Tribunal as provided for in the Legislation.

***Australian Road Transport Industrial Organisation (ARTIO)***

***16<sup>th</sup> November 2012***

---

ARTIO PO Box 5, South Melbourne, Victoria, 3205 T 03 9646 8590 F 03 9646 8596 E reception@vta.com.au  
 ARTIO VIC PO Box 5, South Melbourne, Victoria, 3205 T 03 9646 8590 F 03 9646 8596 E reception@vta.com.au  
 ARTIO QLD PO Box 325, Stones Corner, Queensland, 4120 T 07 3394 4388 F 07 3397 9324 E admin@qta.com.au  
 ARTIO NSW PO Box 277, Hurstville, New South Wales, 2220 T 02 9579 2333 F 02 9579 2333 E hughmc@artionsw.com.au  
 ARTIO WA 239 Star St, Westpool, Western Australia 6106 T 08 9355 3022 F 08 9355 3122 E reception@transportforumwa.com.au  
 ARTIO TAS PO Box 728, Riverside, Tasmania 7250 T 0409 274 482 E ed@tta.org.au