

Chain of Responsibility check list

All parties that have control or influence over the transport task are responsible for complying with the Heavy Vehicle National Law (HVNL). A person may be a party in the supply chain in more than one way and legal liability can apply to their actions, inactions and demands.

This checklist will help you identify what role or roles you may play in the transport operation.

If you select (yes) in ANY of the following checkboxes for a specific role/s, you are a party in the transport supply chain under the HVNL.

Are you a loading manager?

1. An average of five heavy vehicles are loaded or unloaded at the premises each day the premises are operated for loading/unloading heavy vehicles

AND you do the following tasks:

2. Goods are loaded or unloaded onto or from a heavy vehicle **AND**
- 3a) You are responsible for the operation of the regular loading or unloading premises **OR**
 - b) You have been assigned by the manager or the person responsible for supervising, managing or controlling activities carried out by the loader

Are you a consignee?

1. You have agreed to and been named as a consignee in the documentation for the road transport of the goods **OR**
2. You receive the goods after road transport (but not merely the unloader)

Note: In some circumstances, this also applies when acting through an agent or intermediary

Are you an operator?

1. You control or direct the use of a heavy vehicle

Are you a consignor?

1. You have agreed to and been named as a consignor in the documentation for the road transport of the goods
2. You request an operator of the heavy transport vehicle (directly, indirectly or through their representative) to transport the goods by road
3. You load a vehicle with the goods (and the goods are in your possession or control) immediately before the operator transports them
4. You load a vehicle with the goods for road transport at an unattended storage/collection location. The goods are stored, or temporarily held waiting for collection

Note: This storage/collection location would be unattended, other than by the vehicle's driver or someone else necessary for the normal use of the vehicle, during loading

5. The goods are imported into Australia and you are the importer

Are you a scheduler?

1. You schedule the transport of goods or passengers **OR**
2. You schedule the work/rest times of a heavy vehicle driver

Are you a packer?

1. You pack goods **AND**
 - a) You put goods into packaging
 - b) You assemble goods in an outer packaging (e.g. mixed products bundled on a pallet)
 - c) You supervise, manage or control packaging

Are you a loader and unloader?

1. You load or unload goods in or from a heavy vehicle
2. You load or unload the vehicle or any container that is in or part of the vehicle
3. You load or unload the vehicle with a freight container (whether or not it contains goods for road transport)

What is a heavy vehicle load?

- All the goods, passengers, drivers and other persons in the vehicle
- All fuel, water, lubricants and readily removable equipment carried in the vehicle and required for its normal use
- Personal items used by the vehicle's driver or someone else necessary for the normal use of the vehicle
- Anything that is normally removed from the vehicle when not in use

Are you an employer?

1. You employ someone to drive a heavy vehicle (including casual, permanent, part time, contract driving and labour hire)

Are you an executive officer?

1. You are the Director of the corporation
2. You are a person who is concerned or takes part in the management of the corporation

Are you a prime contractor?

1. You engage driver/s to drive a heavy vehicle under a contract for services

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Telephone: 1300 MYNHVR (1300 696 487)*
Email: info@nhvr.gov.au

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