

HEAVY VEHICLE NATIONAL LAW (HVNL) STEERING COMMITTEE

via GovTeams videoconference, 14 November 2022

FINAL MEETING OUTCOMES

ATTENDEES

CHAIR:

Mr Jim Betts

Secretary, Department of Infrastructure, Transport, Regional Development, Communications and the Arts (Commonwealth)

MEMBERS:

Mr Rob Sharp

Secretary, Transport for New South Wales (New South Wales)

Ms Joanna Robinson (proxy for Mr Neil Scales)

Deputy Secretary, Land Transport Safety and Regulation, Department of Transport and Main Roads (Queensland)

Mr Karl Frank (proxy for Mr Neil Scales)

Executive Director, Heavy Vehicles and Prosecutions, Department of Transport and Main Roads (Queensland)

Mr Gary Swain

Deputy Secretary, Transport and Infrastructure, Department of State Growth (Tasmania)

INDEPENDENT

ADVISORS:

Mr Matt Pinnegar

Chief Executive Officer, Australian Local Government Association

Mr Ken Kanofski

Ken Kanofski Advisory

Apologies

Mr Neil Scales

Director-General, Department of Transport and Main Roads (Queensland)

Non-member officials Ms Angela French

Chief of Staff, Office of the Secretary, Department of Infrastructure, Transport, Regional Development, Communications and the Arts

SECRETARIAT

Commonwealth Department of Infrastructure, Transport, Regional Development, Communications and the Arts

Mr Andrew Madsen

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Transport, Regional Development, Communications and the Arts

DECISIONS AND ACTION ITEMS

2. Endorse the Steering Committee's Terms of Reference (TOR)

The Steering Committee:

AGREED the TOR, subject to revising the description of working groups to note expectations that working groups implement reforms consistently with the ITMM-agreed package.

ACTIONS

(2a) The Commonwealth Department to update Terms of Reference.

(2b) The Steering Committee Secretariat to circulate terms of reference to bodies leading reforms.

3. Update from Ken Kanofski - Update on his consultations with industry and discussion of key risks

The Steering Committee:

NOTED Mr Kanofski's update.

AGREED the Reform Advisory Committee Plus (RAC+) forum should be used to engage with industry stakeholders on the legislative and non-legislative reforms.

ACTIONS

(3a) The Commonwealth Department to prepare a statement to industry on recent reform progress.

4. Progressing implementation of automated access arrangements – next steps

ACTIONS:

s47C, s47B

(4b) Mr Swain to brief Mr Betts on Tasmania's Heavy Vehicle Access Management System.

(4c) Mr Betts and interested Steering Committee members to meet with Mr Petrocchio (Chief Executive Officer, National Heavy Vehicle Regulator (NHVR) and the Hon Mr Gay (Chair, NHVR) to explain scope of the front and back-end national automated access systems.

(4d) The Commonwealth Department to engage a technical consultant to advise on interoperability of national automated access system components, particularly the NHVR portal and back end systems.

5. Endorse template for implementation plans relating for non-legislative reforms

AGREED the Implementation Plan template and completed Implementation Plans will be a standing item at Steering Committee meetings, with escalation to ITSOC and ITMM as necessary.

ACTIONS:

(5a) The Commonwealth Department to propose implementation milestones for non-legislative reforms, for relevant leads to report against using the agreed template.

6. Strategic direction of the NTC

AGREED drafting instructions for the primary and subordinate legislation are not required to be developed at the same time. The NTC should develop guidance on proposed content regulations.

ACTIONS:

(6a) The NTC to revise their reporting template to incorporate additional details agreed by the Steering Committee, and provide a progress report using this template for consideration at the next Steering Committee meeting.

HEAVY VEHICLE NATIONAL LAW (HVNL) STEERING COMMITTEE

via GovTeams videoconference, 16 December 2022

FINAL MEETING OUTCOMES

ATTENDEES

CHAIR:

Mr Jim Betts

Secretary, Department of Infrastructure, Transport, Regional Development, Communications and the Arts (Commonwealth)

MEMBERS:

Mr Matt Fuller (proxy for Mr Rob Sharp)

Deputy Secretary, Regional and Outer Metropolitan, Transport for NSW (New South Wales)

Ms Susie Harwood (proxy for Mr Rob Sharp)

Executive Director of Freight, Transport for NSW (New South Wales)

Mr Geoff Magoffin (proxy for Mr Neil Scales)

Deputy Director-General, Department of Transport and Main Roads (Queensland)

Mr Gary Swain

Deputy Secretary, Transport and Infrastructure, Department of State Growth (Tasmania)

INDEPENDENT

ADVISORS:

Mr Matt Pinnegar

Chief Executive Officer, Australian Local Government Association

Apologies

Mr Rob Sharp

Secretary, Transport for NSW

Mr Neil Scales

Director-General, Department of Transport and Main Roads (Queensland)

Mr Ken Kanofski

Ken Kanofski Advisory

Non-member officials

Mr Andrew Madsen

Acting First Assistant Secretary, Surface Transport Emissions and Policy Division, Department of Infrastructure, Transport, Regional Development, Communications and the Arts

Ms Paula Stagg

Assistant Secretary, Land Transport Policy Branch, Surface Transport Emissions and Policy, Department of Infrastructure, Transport, Regional Development, Communications and the Arts

DECISIONS AND ACTION ITEMS

2. Endorse outcomes from previous meeting (14 November 2022) and review action items

The Steering Committee:

AGREED the updated Terms of Reference.

NOTED the industry statement was circulated to the 13 December 2022 Reform Advisory Committee (+) (RAC+), Mr Swain will brief Mr Betts on the Heavy Vehicle Access Management System (HVAMS) on 19 December 2022 and the Commonwealth is preparing to engage a technical advisor on the access system, subject to Steering Committee discussions at this meeting.

3. Update from the National Transport Commission (NTC) on the legislative reform program

The Steering Committee:

NOTED the update from the NTC on the legislative reform program, including risks associated with delivery timeframes, fatigue reforms, audit standards, mass dimension and loading reforms and the technology and data framework.

NOTED jurisdictions' Cabinet approval and passage of legislation is more likely to occur in 2024 rather than late 2023.

NOTED the need for the NTC to escalate issues to the Steering Committee early and to transparently reflect risks in reporting.

NOTED the NTC's approach to delivering the primary law Decision Regulatory Impact Statement (D-RIS), and advice from the Office of Impact Assessment that characterises its content as 'machinery of government' rather than having significant regulatory impact. The main regulatory impacts will be assessed in the Consultation Regulatory Impact Statement and D-RIS developed for the subordinate legislation.

ACTIONS

(3a) The Commonwealth to highlight where non-legislative reforms may require legislative amendment.

(3b) The NTC to attend each Steering Committee meeting to report on the legislative reform program.

(3c) The NTC to explain to jurisdictions its proposed approach to passing primary and subordinate legislation through Queensland Parliament.

4. Progressing implementation of automated access arrangements

ACTIONS:

(4a) The Commonwealth to refine the paper for Item 4 to reflect jurisdictions' work to date on automated access and to further clarify roles, including specifying NHVR as an observer of the Austroads access project, rather than having a decision-making role.

(4b) Feedback on the updated paper to be returned to the Commonwealth by 21 December 2022. Queensland to provide feedback in the first half of January 2023.

(4b) Agreed the approach to progressing Recommendation 2.4 outlined in the Item 4 Agenda Paper.

5. Milestone reporting of non-legislative reforms implementation – verbal update

NOTED the Commonwealth's verbal update on developing draft milestones and discussions with Victoria and the National Heavy Vehicle Regulator on non-legislative reform leads.

ACTIONS:

(5a) The Commonwealth to bring a paper to the next Steering Committee meeting on the scope and role of a Commonwealth HVNL Reform program manager, with the paper to be presented to Infrastructure and Transport Senior Officials' Committee if needed.

6. Other business

AGREED Mr Kanofski to present at the Australian Trucking Association Conference.

AGREED Mr Swain to continue to attend RAC+ meetings in his capacity as a Tasmanian official.

ACTIONS:

(6a) The Commonwealth to diarise 2023 Steering Committee meetings. Meetings to be held monthly for the time being.

Heavy Vehicle National Law Reform Implementation Steering Committee

FINAL Meeting Outcomes

DATE	LOCATION	
6 February 2023	Via GovTeams Video Conference	
MEETING TITLE	START TIME	END TIME
Heavy Vehicle National Law (HVNL) Reform Implementation Steering Committee – Meeting 3	9.30 am	10.35 am
ATTENDEES		
Name	Position / Organisation	
Mr Jim Betts (Chair)	Secretary, Department of Infrastructure, Transport, Regional Development, Communications and the Arts – DITRDCA (Commonwealth)	
Mr Rob Sharp	Secretary, Transport for New South Wales (NSW)	
Mr Gary Swain	Deputy Secretary, Transport and Infrastructure, Department of State Growth (Tasmania)	
Mr Geoff Magoffin (proxy for Mr Neil Scales)	Deputy Director-General, Department of Transport and Main Roads – TMR (Queensland)	
Mr Dennis Walsh (Guest)	Chief Engineer, TMR (Queensland)	
Mr Matt Pinnegar (Independent Advisor)	Chief Executive Officer, Australian Local Government Association	
Mr Ken Kanofski (Independent Advisor)	Expert Advisor	
Mr Aaron de Rozario (Guest Presenter)	Executive Leader, Regulatory Reform, National Transport Commission	
Mr Andrew Madsen (Non-member Official)	A/g First Assistant Secretary, Surface Transport Emissions and Policy Division, DITRDCA	
Ms Paula Stagg (Non-member Official)	Assistant Secretary, Land Transport Policy Branch DITRDCA	
Secretariat	Heavy Vehicle Reform, DITRDCA	
APOLOGIES		
Name	Position / Organisation	
Mr Neil Scales	Director-General, TMR (Queensland)	

Decisions and Action Items

Agenda Item 2:	Endorse outcomes of previous meeting and review action items	Jim Betts
<ul style="list-style-type: none"> The Steering Committee ENDORSED the draft Outcomes from the 16 December 2022 meeting. 		
Agenda Item 3:	Update from the National Transport Commission (NTC)	Aaron de Rozario

- The Steering Committee **NOTED** the update provided on the program of legislative reforms, and the advice from NTC on how the 'amber' rated items were being managed. NTC advised there was no requirement for Steering Committee intervention at this stage.

s47B

- ACTION:**

- o s47B

- Note: Item 3 was handled after Item 4 due to timing of NTC attendance at the meeting.*

Agenda Item 4: Non-legislative reform update

Jim Betts

- The Steering Committee **AGREED**
 - the non-legislative reform implementation milestones set out in the table attached to this item
 - that implementation milestones for recommendations 2.8, 2.9, 3.1 and 4.1 be provided for Steering Committee consideration out of session
 - the implementation approach for recommendation 1.4b should align with the approach for recommendation 2.4 (as previously agreed by the Steering Committee)
 - to retain the approach to recommendation 1.3 as originally agreed by Ministers.
- The Steering Committee **NOTED** jurisdictions have been advised that comments and issues with reform recommendations should be communicated directly to the reform lead in the first instance rather than immediately being elevated to the Steering Committee.

Agenda Item 5: National Automated Access System

Jim Betts

s47C

- Given implementation of HVNL review access recommendations will be leveraging work that Austroads is doing, it was felt Austroads should be invited to brief the Steering Committee on their progress to date.
- s45
- ACTIONS:**
 - s47C
 -
 - The Commonwealth will facilitate a forum at which states, Austroads and the NHVR can work together to agree how to exchange data between their systems.
 - Secretariat to invite Austroads to present to the next Steering Committee meeting. (*Note: NHVR also to be invited, as per item 7).*

Agenda Item 6: Role of the Commonwealth as the HVNL non-legislative reform implementation program manager	Jim Betts
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- The Steering Committee **AGREED** to the proposed scope of the program management function.
- **ACTION:**
 - DITRDCA to fill the two program management positions ASAP. Steering Committee members to nominate potential secondees by COB 13 February 2023.

Agenda Item 7: Other business	Jim Betts
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- s45
- [REDACTED]
- NHVR Chair and Chief Executive Officer (CEO) to be invited to attend the next meeting of the Steering Committee subject to finalisation of the automated access paper, and asked to prepare a paper that sets out the role and requirements of the portal.
- The Steering Committee **AGREED** to Mr Kanofski's attendance at the Bus Industry Confederation summit.
- The Steering Committee **NOTED** the Victorian Department of Transport and Planning's approach to undertaking economic assessments for recommendations 2.6 and 2.7, and **AGREED** to a paper on their proposal being provided to the Steering Committee at the next meeting.

Summary of Action Items

ITEM	TIMEFRAME	RESPONSIBILITY
1. s47B [REDACTED]	20 March 2023	NTC
2. Revised draft National Automated Access System paper to be circulated to jurisdictions for final comment.	ASAP	DITRDCA
3. s47C [REDACTED]	20 March 2023	DITRDCA
4. Commonwealth to facilitate a forum at which states, Austroads and the NHVR can work together to agree how to exchange data between their systems.	TBC	DITRDCA
5. Austroads to be invited to present to next Steering Committee meeting.	20 March 2023	DITRDCA Austroads
6. Details of potential program managers to be provided to the Steering Committee Secretariat.	13 February 2023	All
7. s47C [REDACTED]	ASAP	DITRDCA
8. NHVR Chair and CEO to be invited to attend the next meeting of the Steering Committee s47C [REDACTED]	20 March 2023	DITRDCA NHVR

Heavy Vehicle National Law Reform Implementation Steering Committee

FINAL Meeting Outcomes

DATE	LOCATION		
20 March 2023	Via GovTeams Video Conference		
MEETING TITLE	START TIME	END TIME	
Heavy Vehicle National Law (HVNL) Reform Implementation Steering Committee – Meeting 4(a)	9.00 am	10.20 am	
ATTENDEES			
Name	Position / Organisation		
Mr Jim Betts (Chair)	Secretary, Department of Infrastructure, Transport, Regional Development, Communications and the Arts – DITRDCA (Commonwealth)		
Mr Rob Sharp	Secretary, Transport for New South Wales (NSW)		
Mr Gary Swain	Deputy Secretary, Transport and Infrastructure, Department of State Growth (Tasmania)		
Mr Geoff Magoffin (<i>proxy for Mr Neil Scales</i>)	Deputy Director-General, Department of Transport and Main Roads – TMR (Queensland)		
Mr Dennis Walsh (Guest)	Chief Engineer, TMR (Queensland)		
Mr Simon Hicks (Guest)	TMR (Queensland)		
Mr Sanjiv Sathiah (<i>proxy for ALGA Interim CEO, Independent Advisor</i>)	Director, Transport and Infrastructure, Australian Local Government Association (ALGA)		
Mr Ken Kanofski (Independent Advisor)	Expert Advisor		
Mr Aaron de Rozario (Guest Presenter)	Executive Leader, Regulatory Reform, National Transport Commission (NTC)		
Mr Michael McCarthy (Guest)	A/g Head of Engagement and Impact, NTC		
Dr Geoff Allan (Guest Presenter)	Chief Executive, Austroads		
Mr Lachlan McDonald (Guest Presenter)	Executive Director, Intergovernmental Relations, Department of Transport (Victoria)		
Mr Andrew Madsen (Non-member Official)	A/g First Assistant Secretary, Surface Transport Emissions and Policy Division, DITRDCA		
Ms Belinda Sachse (Non-member Official)	A/g Assistant Secretary, Land Transport Policy Branch DITRDCA		
Secretariat	Heavy Vehicle Reform, DITRDCA		
APOLOGIES			
Name	Position / Organisation		
Mr Neil Scales	Director-General, TMR (Queensland)		
Ms Liz de Chastel	Interim Chief Executive Officer, ALGA		

Decisions and Action Items

Agenda Item 2: Endorse outcomes of previous meeting and review action items	Andrew Madsen
<ul style="list-style-type: none"> The Steering Committee ENDORSED the draft Outcomes from the 6 February 2023 meeting. The Steering Committee NOTED the status of the action items including that the Meeting 3 Industry Statement had been published. 	
Agenda Item 3: Non-legislative reform update	Jim Betts
<ul style="list-style-type: none"> The Steering Committee NOTED the verbal update provided on the program of non-legislative reforms. The Steering Committee also NOTED that the new Commonwealth Program Manager and support officer (due to commence in late March 2023) will engage with each of the non-legislative reform projects and provide progress reports on implementation for each meeting of the Steering Committee. Steering Committee members were advised that it has been agreed with the National Heavy Vehicle Regulator (NHVR) that they (not Victoria) will be the lead on the four unresolved items (recommendations 2.8, 2.9, 3.1 and 4.1). The table of non-legislative leads for each reform has now been confirmed and the Steering Committee AGREED to publish the final table. Gary Swain noted that recommendation 2.4 would need to be updated to reflect what the Steering Committee had agreed at its second meeting, and to manage industry expectations. 	
Agenda Item 4: National Automated Access System (NAAS)	Jim Betts
<ul style="list-style-type: none"> s47C 	
<ul style="list-style-type: none"> Ken Kanofski advised that feedback from his industry discussions confirmed a strong interest in industry having a single point of entry. The importance of finalising these papers as a matter of priority was reiterated. This will ensure that all stakeholders have a clear agreed understanding of what we are seeking to achieve and provide meaningful information to the heavy vehicle industry. 	
Agenda Item 5: Presentation by Austroads	Geoff Allan
<ul style="list-style-type: none"> Austroads was invited to provide an overview of the work they are doing on their project NEF6393 – Contemporary Heavy Vehicle Access Decision Making for Road Managers. Steering Committee members acknowledged the importance of work being undertaken and noted the linkages and relevance to the development of the NAAS. In response to a question about where other states and territories were up to in automating their decision making, Geoff advised that South Australia, Western Australia and the Northern Territory had expressed interest in adopting the Austroads system when ready. Victoria has recently switched its focus to using the same mapping system as the NHVR. 	
Agenda Item 6: Legislative reform update from the NTC	Aaron de Rozario
<ul style="list-style-type: none"> The Steering Committee NOTED the update provided on the program of legislative reforms, and that the 'amber' rated items had not changed significantly since the last meeting. NTC advised that while work is progressing on the Decision RIS (D-RIS), timeframes for jurisdictions and the NTC were very tight and effective collaboration by all parties is needed to ensure timeframes can be met. NTC needs jurisdictions to provide constructive feedback targeted on critical matters and to provide detail and suggested content (rather than commentary) in documents as they are circulated. 	

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- It was suggested that NTC provide a 'heat map' to the Commonwealth to identify areas of concern re jurisdictional input on the D-RIS.
- The NTC outlined four suggested actions to address the risk of delay in preparing the draft HVNL bill. The Committee was open to pursuing an amendment bill rather than a bill for a completely new law.
- The NTC flagged that some D-RIS sections may need to be cut and picked up instead in the second RIS (for regulation changes) if they won't be ready in time. For example, the Technology and Data Framework, which offers benefits for industry but is not a high priority, could as a last resort be cut if workshops this week suggest the details can't be landed on time.
- The NTC also flagged that they were coming around to the position of many jurisdictions that drafting an amendment bill offers a quicker path than a whole new HVNL. The Chair suggested NTC firm that up as a recommendation to put to ITSOC in April.
- The NTC also provided a verbal update on progress in engaging with jurisdictional police forces on fatigue management and was asked to provide feedback on this issue through the Secretariat.
- The Chair **AGREED** to write to all jurisdictions urging them to work with the NTC and police agencies to deliver the fatigue management recommendations agreed by ITMM.

Agenda Item 7: Victorian paper on recommendations 2.6 and 2.7**Lachlan McDonald**

- Lachlan McDonald attended the meeting to present a paper on recommendations 2.6 and 2.7, for which Victoria is proposing a single national approach to economic appraisals of increased access.
- It was acknowledged the paper had been circulated very late and Steering Committee members had not had time to fully consider the impact of the proposal on their jurisdictions.
- The Steering Committee sought a response to several questions – specifically:
 - s47C
 -
- Lachlan McDonald undertook to provide further information in response to these questions.
- Steering Committee members were asked to endorse the paper or provide comments by 5 April 2023.

Agenda Item 8: Other business**Jim Betts**

- Steering Committee members were reminded that the NHVR will present to a special one-off meeting on 22 March 2023.
- Gary Swain raised the issue of whether the digital transformation process being undertaken by the Commonwealth would place platform constraints on government departments which may in turn impact the IT parameters around the NAAS. He noted HVAMS uses a 'titles system'.
 - The Commonwealth agreed to seek advice on this issue and report back to the Steering Committee.
- Rob Sharp noted the importance of demonstrating progress to industry of the reform process.

Summary of Action Items

ITEM	TIMEFRAME	RESPONSIBILITY
1. Table of non-legislative reform leads to be published on the DITRDCA website at the same time as the Meeting 4 Industry Statement.	5 April 2023	DITRDCA
2. s47B	ASAP	Steering Committee
3.	27 March 2023	Steering Committee
4.	ASAP	NTC
5. Commonwealth to discuss with NTC other strategies to address the risk of delay in preparing the draft HVNL bill	ASAP	DITRDCA
6. Chair to write to all jurisdictions about the importance of the NTC's reform work including in the area of fatigue management and seek their commitment to effective engagement with the NTC.	ASAP	DITRDCA
7. NTC to provide feedback from their discussions with jurisdictions on fatigue management to the Secretariat.	TBC	NTC
8. Victoria to respond to the questions asked on recommendations 2.6 and 2.7.	ASAP	Lachlan McDonald
9. Steering Committee members to endorse or provide comments on the Victorian paper.	5 April 2023	Steering Committee
10. Further information on the current digital transformation process to be sought and feedback to be provided to Steering Committee members.	TBC	DITRDCA

Heavy Vehicle National Law Reform Implementation Steering Committee

FINAL Meeting Outcomes

DATE	LOCATION	
22 March 2023	Via GovTeams Video Conference	
MEETING TITLE	START TIME	END TIME
Heavy Vehicle National Law (HVNL) Reform Implementation Steering Committee – Meeting 4(b)	11.00 am	11.40 am
ATTENDEES		
Name	Position / Organisation	
Mr Jim Betts (Chair)	Secretary, Department of Infrastructure, Transport, Regional Development, Communications and the Arts – DITRDCA (Commonwealth)	
Mr Rob Sharp	Secretary, Transport for New South Wales (NSW)	
Mr Gary Swain	Deputy Secretary, Transport and Infrastructure, Department of State Growth (Tasmania)	
Mr Geoff Magoffin (<i>proxy for Mr Neil Scales</i>)	Deputy Director-General, Department of Transport and Main Roads – TMR (Queensland)	
Mr Dennis Walsh (Guest)	Chief Engineer, TMR (Queensland)	
Mr Sanjiv Sathiah (<i>proxy for ALGA Interim CEO, Independent Advisor</i>)	Director, Transport and Infrastructure, Australian Local Government Association (ALGA)	
Mr Ken Kanofski (Independent Advisor)	Expert Advisor	
The Hon Duncan Gay (Guest Presenter)	Chair, National Heavy Vehicle Regulator (NHVR) Board	
Ms Catherine Scott (Guest)	Member, NHVR Board	
Mr Sal Petroccitto (Guest Presenter)	Chief Executive Officer, NHVR	
Mr John Barry (Guest Presenter)	Digital Products Manager, Data and Technology, NHVR	
Ms Emma Higginson (Guest)	Director, Office of the Chief Executive Officer, NHVR	
Mr Andrew Madsen (Non-member Official)	A/g First Assistant Secretary, Surface Transport Emissions and Policy Division, DITRDCA	
Ms Paula Stagg (Non-member Official)	Assistant Secretary, Land Transport Policy Branch DITRDCA	
Secretariat	Heavy Vehicle Reform, DITRDCA	
APOLOGIES		
Name	Position / Organisation	
Mr Neil Scales	Director-General, TMR (Queensland)	
Ms Liz de Chastel	Interim Chief Executive Officer, ALGA	

Decisions and Action Items

Agenda Item 1: Presentation by the NHVR		Duncan Gay Sal Petrocchitto
<ul style="list-style-type: none"> The NHVR was invited to Meeting 4(b) of the Steering Committee to provide an overview of their system and work they are doing relevant to a National Automated Access System (NAAS). Steering Committee members raised a number of questions in relation to the functionality and role of the NHVR Portal and system in the development of the NAAS. Gary Swain asked about the capacity of the NHVR Portal to undertake functions other than access decisions. <ul style="list-style-type: none"> NHVR advised the portal is being continually developed as a 'one-stop shop' for a range of NHVR services. NHVR acknowledged that data is needed from a range of other systems to make this work effectively. Ken Kanofski raised the issue of how spatial information gets into the NHVR portal, and sought their views being open to the bi-directional exchange of data with road manager systems. Ken also questioned whether access decisions can be made in other systems and integrated into the portal. <ul style="list-style-type: none"> The NHVR indicated compatibility issues with spatial data in the current design of the portal meant bi-directional information flows are not currently possible, and it expected access decisions would need to be taken within the NHVR portal. The Chair observed the principles of the system are understood however further work is needed to sort out the technical solution. The Chair noted the key role WSP will play in advising on the technical feasibility of different solutions to deliver those principles. s47C 		
<ul style="list-style-type: none"> In relation to the NHVR's request to attend further meetings of the Steering Committee, it was acknowledged by the Chair it would be beneficial for them to have an ongoing role. <ul style="list-style-type: none"> The issue will be discussed with Steering Committee members out-of-session to seek views / agreement to the nature of the NHVRs participation in further Steering Committee meetings. 		

Summary of Action Items

ITEM	TIMEFRAME	RESPONSIBILITY
1. DITRDCA to seek Steering Committee members views on the nature of NHVR involvement in future meetings.	ASAP	DITRDCA

Heavy Vehicle National Law Reform Implementation – Non-legislative Agency leads

Review recommendation	Agreed Agency lead
1.2 Participating jurisdictions required to report every three years on improvements to heavy vehicle productivity, including infrastructure and regulatory settings, based on metrics set by Ministers and produce a three-year forward program for future access improvements.	<ul style="list-style-type: none"> National Access Framework for Heavy Vehicles Access Working Group (NSW led) (potentially leveraging data collected through Heavy Vehicle Road Reform).
1.3 The law and relevant supporting documents should make clear the roles of the respective government parties with respect to heavy vehicle productivity.	<ul style="list-style-type: none"> National Transport Commission as legislative reform lead (where legislative changes required). Participating jurisdictions will be responsible for updating supporting documents as applicable in their jurisdiction. Queensland to coordinate this work. National Heavy Vehicle Regulator to update their documents as required.
1.4 Recognise that the National Heavy Vehicle Regulator role in productivity is specific to: <ol style="list-style-type: none"> Facilitating productivity improvements without compromising safety. Creating and maintaining a national integrated access decision making process and system, including the production of statistics. Supporting uptake of safer and higher productivity vehicles. Collaborating with road managers to drive national harmonisation of access. 	<ul style="list-style-type: none"> Legislative reform lead (where overlaps with legislative reforms). Leverage Statement of Expectations development (currently NSW led but rotates across participating jurisdictions).
2.2 Retain the existing decision-making criteria for access, however, update ministerial guidelines on access decisions to consider the productivity benefits of the application and require decision makers to consider the impact of rejecting access.	<ul style="list-style-type: none"> National Transport Commission as legislative reform lead (where legislative changes required). National Access Framework for Heavy Vehicle Access Working Group (NSW led).

Review recommendation	Agreed Agency lead
<p>2.3 Set targets to implement upgraded access arrangements within 3-5 years:</p> <p>a) Automated real time decision making within 3 years.</p> <p>b) Implementation of automated access assessment, such that the number of access permits required is reduced by 50% within 3 years and 90% within 5 years for all classes of heavy vehicles (including those under the Performance Based Standards (PBS) scheme).</p>	<ul style="list-style-type: none"> Commonwealth, NSW and Tasmania. Austroads.
<p>2.4 A national implementation plan to be produced through Austroads project NEF6393 for upgraded access arrangements, to be prepared for ITMM endorsement (in early 2023).</p> <p>- The NEF6393 project has governance arrangements in place, including reference groups for industry and regulators and road managers, and an oversight group agreed by the Austroads Board) – Austroads Freight Taskforce.</p> <p>- A specialist technical advisor has been engaged by the Commonwealth to provide independent advice to the Steering Committee on the proposed approach, and any concerns or recommendations.</p>	<ul style="list-style-type: none"> Commonwealth, NSW and Tasmania, supported by Austroads Freight Taskforce. WSP is providing independent technical advice and will liaise with jurisdictions, Austroads and the NHVR, on requirements for interoperability.
<p>2.5 The National Heavy Vehicle Access Policy Framework (NHVAPF) (NSW) be expedited and brought to the next ITMM for approval.</p>	<ul style="list-style-type: none"> NSW supported by National Heavy Vehicle Access Framework Access Working Group.
<p>2.7 An economic appraisal be conducted on the costs and benefits of an ambitious reform agenda of projects to open as-of-right access routes along to the National Road Transport Network, and business cases be prepared where benefits significantly outweigh costs.</p>	<ul style="list-style-type: none"> NSW, SA, WA, Tasmania, NT, Queensland, Victoria (in relation to routes in their jurisdiction). <ul style="list-style-type: none"> Victoria to coordinate this work. Support from Austroads or Australian Road Research Board.
<p>2.8 That PBS approvals be better linked with access to networks to: provide certainty of access for PBS Design Approvals, PBS vehicles and common and proven PBS combinations; and improve effectiveness of the PBS design review process by requiring applicants to submit approvals digitally to the National Heavy Vehicle Regulator.</p>	<ul style="list-style-type: none"> National Heavy Vehicle Regulator with participating jurisdictions to facilitate access approval.

Review recommendation	Agreed Agency lead
2.9 Provide corresponding access networks for PBS vehicles to a standard vehicle, general access (up to 50.5t GCM) for PBS Level 1 vehicles, and B-double access for PBS Level 2 vehicles.	National Heavy Vehicle Regulator with the support of the Commonwealth and participating jurisdictions to facilitate access approval.
2.10 Proposed improvements to the PBS Scheme: a) Enable manufacturers of PBS vehicles to self-certify that the build is as per the design. b) Type approval of component vehicles for the PBS Scheme. c) Update PBS standards to reflect learnings over the last 20 years and recognise technologies where appropriate. d) Streamline governance of PBS scheme and continue to gazette networks for PBS vehicles, until online notices are developed. e) Allow transfer of approvals with sale of a PBS combination.	<ul style="list-style-type: none"> National Heavy Vehicle Regulator with input from participating jurisdictions. Legislative reform lead (where overlaps with legislative reforms).
3.1 Fatigue detection and distraction technology should be pursued as a mechanism for actively managing fatigue.	<ul style="list-style-type: none"> National Heavy Vehicle Regulator with support from all participating jurisdictions and their law enforcement agencies. Legislative reform lead (where overlaps with legislative reforms).
3.7 Duties and Driver Health: a) The commercial standards in Australian Fitness to Drive (AFTD) Guidelines should be upgraded to include risk-based screening tests for diabetes, sleep apnoea and cardiovascular issues. b) All heavy vehicle drivers should be required to have regular medicals against the standards as part of the driver licensing process, licensing/accreditation requirements.	<p>3.7a</p> <ul style="list-style-type: none"> National Transport Commission is leading this project as requested by Infrastructure and Transport Ministers' Meeting in February 2022. <p>3.7b</p> <ul style="list-style-type: none"> National Transport Commission
4.1 The shift to risk-based safety-focused law needs to be supported by skills/resourcing for effective enforcement/compliance.	<ul style="list-style-type: none"> National Heavy Vehicle Regulator and law enforcement agencies. Legislative reform lead (where overlaps with legislative reforms)

Review recommendation	Agreed Agency lead
4.2 That road managers in participating jurisdictions need assurance that there is adequate enforcement and compliance for restricted access vehicles across the national network. As part of the Implementation Plan for the new access arrangements outlined in recommendation 2.3 and 2.4, a review of compliance and the enforcement of access permission should be conducted.	<ul style="list-style-type: none"> National Heavy Vehicle Regulator and law enforcement agencies, with Queensland supporting coordination. Legislative reform lead (where overlaps with legislative reforms).
4.3. That record keeping systems be overhauled so that the number and type of penalties being issued by each enforcement body can be readily ascertained and collated at a national level.	<ul style="list-style-type: none"> National Heavy Vehicle Regulator and law enforcement agencies with Queensland supporting coordination.
4.4. A national regulatory forum be convened once per year by the National Heavy Vehicle Regulator to for all enforcement agencies to discuss with industry strategies for ensuring enforcement is more consistent.	<ul style="list-style-type: none"> National Heavy Vehicle Regulator.
8.1. Jurisdictions that don't currently allow businesses the option of paying heavy vehicle registration monthly by direct debit should consider implementing this customer service improvement.	<ul style="list-style-type: none"> All jurisdictions.
9.1. Reform the delegation of authority in the HVNL so the National Heavy Vehicle Regulator Board has the power to sufficiently regulate and be held accountable for doing so. At present, many operational and technical matters are still referred to ITMM.	<ul style="list-style-type: none"> National Transport Commission as legislative reform lead (this should be progressed as a legislative reform).
9.2 The new law is likely to give the National Heavy Vehicle Regulator Board greater discretion and flexibility. It seems appropriate to review the composition and skills mix of the Board and its governance (noting that the Board should remain skills-based). The review findings should be incorporated into the new regulatory framework.	<ul style="list-style-type: none"> National Transport Commission as legislative reform lead (this will require legislative changes as the Board's skills are specified in the HVNL). Queensland.

Review recommendation	Agreed Agency lead
<p>9.3. Detailed proposals on ITMM/Non-ITMM Decision-making:</p> <p>a) The National Heavy Vehicle Regulator should develop, approve, amend and cancel Codes of Practice, subject to statutory consultation requirements. The National Heavy Vehicle Regulator can develop a Code of Practice at the request of industry, or at the direction of Ministers.</p> <p>b) Business Rules for certification should be developed and approved by the National Heavy Vehicle Regulator.</p> <p>c) Application forms should be developed and approved by the National Heavy Vehicle Regulator (without being subject to any statutory consultation requirements).</p> <p>d) Ministerial guidelines should be reviewed, and consideration given to adopting an approach that focuses on Ministerial Directions.</p> <p>e) The specific ministerial power in s654(1)(a) to approve a standard for sleeper births should be removed. Any sleeper berth standard under the law should be made as part of the vehicle standards Heavy Vehicle Safety Obligations.</p> <p>f) Mechanisms should exist for the decision to approve a Code of Practice to be challenged (and therefore overturned) for circumstances where a party believes a Code of Practice was not developed in line with statutory consultation requirements (process review not merit-based review).</p>	<p>9.3a</p> <ul style="list-style-type: none"> National Heavy Vehicle Regulator. National Transport Commission as legislative reform lead (where overlaps with legislative reforms). <p>9.3b</p> <ul style="list-style-type: none"> National Transport Commission as legislative reform lead (this should be progressed as a legislative reform under activities in 9.1). <p>9.3c</p> <ul style="list-style-type: none"> National Heavy Vehicle Regulator. National Transport Commission as legislative reform lead (if legislative amendments required). <p>9.3d</p> <ul style="list-style-type: none"> National Transport Commission as legislative reform lead (this should be progressed as a legislative reform under activities in 9.1). <p>9.3e</p> <ul style="list-style-type: none"> National Transport Commission as legislative reform lead (this should be progressed as a legislative reform). <p>9.3h</p> <ul style="list-style-type: none"> National Transport Commission as legislative reform lead (this should be progressed as a legislative reform).

Note: Some reforms have been redrafted for brevity.

The full report and associated reforms can be found at the Heavy Vehicle National Law Reform Implementation Steering Committee site [here](#).

Heavy Vehicle National Law Steering Committee

Chairs Brief

MEETING TITLE	START TIME	END TIME
HVNL Steering Committee (SC) Meeting #1	11:00am	12:30pm
ATTENDEES		
Rob Sharp	Secretary, Transport for NSW	
Karl Frank Joanna Robinson For Neil Scales	Director-General, Department of Transport and Main Roads (QLD)	
Gary Swain	Deputy Secretary, Department of State Growth (TAS)	
SPECIAL ADVISORS		
Matt Pinnegar	Chief Executive Officer, Australian Local Government Association (Advisor)	
Ken Kanofski	Ken Kanofski Advisory (Independent Expert Advisor)	

Agenda

	AGENDA ITEM	BRIEFING NOTES
1	Welcome and Acknowledgment of Country	
2	Endorse the Steering Committee's Terms of Reference (TOR) <i>Paper 1: HVNL Steering Committee Terms of Reference</i>	The department recommends SC agrees the revised Terms of Reference (ToR), which now contains input from jurisdictions. <ul style="list-style-type: none">A draft ToR was circulated to jurisdictions ahead of the 27 September ITSOC Meeting and recirculated on 12 October, with feedback required by COB 14 OctoberACT and Queensland approved the draft ToR with no further comments.Victoria, South Australia, Tasmania and NSW provided feedback which is largely reflected in the amended ToR.

	AGENDA ITEM	BRIEFING NOTES
		<ul style="list-style-type: none"> This draft ToR as amended with jurisdictional feedback has not been considered by jurisdictions. We propose circulation once approved by the SC. NSW is likely to raise their request for the SC to endorse NTC's HVNL project plan and review updates from NTC against it. s47C,s47B <ul style="list-style-type: none"> s47C,s47B NSW also provided further input on timeframes for distribution of SC papers and documents by the HVNL SC Secretariat. Tasmania requested the ToR include further engagement with non-SC jurisdictions and agencies to resolve implementation issues, which will be actioned in circulating relevant papers and communicating SC outcomes. Tasmania also requested the SC support Mr Kanofski's involvement in leading legislative reform consultation. Victoria added references to the role of pre-existing working groups within the SC structure, in the ToR. Once finalised and agreed, ToR will be circulated in full to SC members, ITSOC, ALGA and transport bodies including the NTC, Austroads and NHVR.
3	Update from Ken Kanofski An update on his consultations with industry and discussion of key risks	<ul style="list-style-type: none"> Andrew Madsen met with Mr Ken Kanofski on Thursday 21 October. Ken noted the criticality of progressing the reform and continuous engagement with peak bodies/industry to facilitate ongoing reform support. s45 Rather than continuing dialogues and high-level discussions, a better approach may be to gather evidence of each organisation's implementation plan and readiness to deliver the automated road access initiative.
4	National automated road access implementation discussion	The department recommends an independent consultant is engaged to undertake a mapping exercise of the existing work related to automating HV road access (including NHVR, Austroads and jurisdictions).

	AGENDA ITEM	BRIEFING NOTES
		<ul style="list-style-type: none"> • An independent consultant would be well positioned to gather all relevant information and provide impartial advice to SC. • This could identify complementary and incompatible activities; when this mapping is concluded, a few viable implementation options could be presented to SC for consideration. • s47B
5	<p>Endorse template for implementation plans relating for non-legislative reforms</p> <p><i>Paper 2: Implementation Plan Template</i></p>	<p>The department recommends you approve the proposed Implementation Plan template for non-legislative reforms.</p> <ul style="list-style-type: none"> • The Implementation Plan template is designed to inform the SC on are the leads progressing implementation of the reform. it will also enable monitoring of how adequately are various initiatives and efforts aligning with the initial set of reform recommendations agreed by Ministers. • The plan should include sufficient milestone updates on progress to reforms, including key actions, timeframes consultations and cost benefit analysis. • They should also outline any conflict in relation to policy positions and unresolved issues.
6	<p>Strategic direction of the NTC</p> <ul style="list-style-type: none"> - Accountability, transparency and reporting - Key messages to provide to the NTC - Any emerging concerns with the current work and directions <p><i>Paper 3: NTC Implementation Plan</i></p>	<p>NTC is on standby should they be required to address any questions/issues raised by the committee.</p> <p>NTC provided a HVNL reform package of documents for the committee's consideration including:</p> <ul style="list-style-type: none"> - HVNL Reform SC Cover Paper - Attachment A: ITMM Legislative Reform Propositions - Attachment B: HVNL Overall High-Level Project Plan - Attachment C: HVNL Forward Engagement Plan - Attachment D: HVNL Implementation SC – Risks. • s47C

	AGENDA ITEM	BRIEFING NOTES
		<p>s47C</p> <ul style="list-style-type: none"> • [REDACTED] • NTC provided a high-level work plan (Gantt chart) and set of papers that outline the delivery of HVNL legislative reform, including the primary and subordinate legislation . • NTC is preparing for primary legislation to be drafted in 2023 and regulations in 2024. • s47C [REDACTED] • At the 30 September Infrastructure and Transport Ministers' Meeting, Queensland requested the D-RIS and drafting process develop both primary legislation and regulations. <ul style="list-style-type: none"> ○ This approach has subsequently been supported by Victoria and NSW. • s47C [REDACTED] • [REDACTED] • [REDACTED] • NTC has continued to progress working groups and consultation on reforms, the department suggest this is a priority to ensure their work aligns with agreed reforms
7	Bi-monthly calendar of meetings for the remainder of the FY year <i>Paper 4: Proposed meeting calendar</i>	<p>The department recommends you endorse the agreed tempo/frequency of Steering Committee meetings.</p> <ul style="list-style-type: none"> • The next meeting is tentatively proposed for Tuesday, 13 December 1 – 2pm AEDT
8	Other business	
	Close	

Heavy Vehicle National Law Steering Committee

Chairs Brief

MEETING TITLE	START TIME	END TIME
HVNL Steering Committee Meeting #2 Friday 16 December 2022 Via Microsoft Teams Click here to join the meeting	9.30 am	10.30 am
ATTENDEES		
Rob Sharp	Secretary, Transport for NSW	
Susie Harwood	Director of Freight, Transport for NSW	
Geoff Magoffin (for Neil Scales)	Deputy Director-General, Department of Transport and Main Roads (QLD)	
Gary Swain	Deputy Secretary, Department of State Growth (TAS)	
SPECIAL ADVISOR		
Matt Pinnegar	Chief Executive Officer, Australian Local Government Association (Advisor)	
GUEST ATTENDEES		
Gillian Miles	Chief Executive Officer, National Transport Commission	
Aaron de Rozario	Executive Leader, Regulatory Reform, National Transport Commission	
APOLOGIES		
Ken Kanofski	Ken Kanofski Advisory (Independent Expert Advisor)	

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Annotated Agenda


	AGENDA ITEM	BRIEFING NOTES
1	Welcome and Acknowledgment of Country	<ul style="list-style-type: none"> • Rob Sharp can only attend for the first half of the meeting; he is arranging for a proxy (Susie Harwood) to replace him for the second half. • Ken Kanofski is not available to attend this meeting, but will provide a written update to be circulated before the meeting. You may need to bring in Ken's thoughts as the Committee discusses each of the agenda items below. • We have invited Gillian Miles and Aaron de Rozario of the National Transport Commission to attend for the agenda item 3 – Update from the NTC.
2	<p>Endorse outcomes from previous meeting (14 Nov); review action items</p> <p><i>Paper: Steering Committee meeting 1 outcomes</i></p>	<ul style="list-style-type: none"> • The draft outcomes from Steering Committee meeting 1 were circulated to members, and no corrections or comments have been received. They can be formally endorsed. • Please advise the Steering Committee the Secretariat will circulate agenda, papers and outcomes of each meeting to ITSOC Deputies (i.e. all jurisdictions) for information and visibility, as per the Committee's Terms of Reference. • Action items (full list attached) from meeting 1 are complete except for: <ul style="list-style-type: none"> ○ The updated Terms of Reference for the Steering Committee will be circulated shortly to all non-legislative leads. ○ Gary Swain will brief you on the Tasmanian HVAMS on 19 December. ○ The verbal briefing for you from Sal Petrocchio on the NHVR portal will be scheduled soon; your office is arranging this. ○ The Department can then arrange the meeting between interested Steering Committee members, Sal Petrocchio and Duncan Gay—to discuss non-negotiables on the automated access system. ○ The Department is about to approach the market seeking a consultant to provide independent expert advice on interoperability between the NHVR portal and state/territory road asset management systems.
3	<p>Update from the National Transport Commission</p> <p><i>Papers from NTC:</i></p> <p><i>Attachment A: Progress update on HVNL legislative reform propositions</i></p> <p><i>Attachment B: HVNL Engagement and Consultation (Nov-Dec 2022)</i></p>	<ul style="list-style-type: none"> • The NTC has been invited to speak to their written update, which has been provided in a revised format to match the request from the first Steering Committee meeting for more granular reporting against individual HVNL recommendations. • The NTC will exit the meeting after this agenda item. • The Committee should consider if it is happy with the format of the NTC's more granular progress reporting. Ken Kanofski may also have comments on this in his written report to this meeting. We will update you at the pre-brief on 15 December.

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	AGENDA ITEM	BRIEFING NOTES
	<p><i>Attachment C: HVNL Engagement Forward Plan</i></p> <p><i>Attachment D: HVNL Decision RIS - Overview</i></p>	<p>○ s47C</p> <p>• [REDACTED]</p> <ul style="list-style-type: none"> • You could ask for further details about the expected level of consultation with industry. <ul style="list-style-type: none"> ○ . The NTC and Ken Kanofski hosted an RAC+ meeting on 13 Dec to provide an update on progress with the legislative and non-legislative reforms. • Other questions you might ask the NTC: <ul style="list-style-type: none"> ○ Will the NTC develop some guidance material on the subordinate instruments, to accompany the draft primary legislation? That would address state/territory concerns that doing the two sequentially in isolation will prevent dynamic links between the two sets of legislative drafting. ○ What is the timeframe for the subordinate instruments D-RIS? <p>• s47B [REDACTED]</p> <p>• s45 [REDACTED]</p>
4	<p>Progressing implementation of national automated road access arrangements</p> <p><i>Paper: Proposal to progress recommendation 2.4</i></p> <p><i>Attachment: National automated heavy vehicle access system—objectives, requirements and roles</i></p>	<ul style="list-style-type: none"> • We are asking the Steering Committee to agree the recommended approach to progressing HVNL recommendation 2.4. <ul style="list-style-type: none"> ○ This approach reflects the significant work Austroads is doing to design a national automated access system, and to prepare an implementation plan, as tasked by the Austroads Board. This tasking was agreed since Ken Kanofski drafted his HVNL recommendations. ○ Leveraging this Austroads work will prevent duplicating work and make the best use of limited resources and time. <p>○ s45 [REDACTED]</p> <ul style="list-style-type: none"> ○ The Steering Committee will benefit from the independent expert advice from the independent consultant on

	AGENDA ITEM	BRIEFING NOTES
		<p>interoperability between the NHVR portal and state/territory road asset management systems. s47C, s45</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>s45</p> <p>[REDACTED]</p> <p>o s47B</p> <p>[REDACTED]</p> <ul style="list-style-type: none"> • We believe this approach—to deliver on the <i>intent</i> of recommendation 2.4—is something the Steering Committee can agree without needing to go back to ITSOC. • s47C,s47B • [REDACTED] • [REDACTED] • NSW has been leading development of a National Access Framework for Heavy Vehicles (NAFHV). Its aim is to support road managers and industry work together to improve access decision-making, including through automation and innovation. <ul style="list-style-type: none"> o NSW may mention its intent to transfer the NAFHV to Austroads in early 2023, to bring the policy and technical advice on access together under one agency.
5	<p>Milestone reporting of non-legislative reforms implementation</p> <p><i>Paper: Table of non-legislative leads (for reference only)</i></p>	<ul style="list-style-type: none"> • This item is an opportunity for you to give the Steering Committee an update on milestone reporting of non-legislative reforms implementation: <ul style="list-style-type: none"> o The Department has prepared draft interim milestones for non-legislative reform implementation, and has circulated these to jurisdictions and other non-reform leads for review and further input.

	AGENDA ITEM	BRIEFING NOTES
		<ul style="list-style-type: none"> ○ These are not official Commonwealth positions and are suggestions only. Comments on the draft milestones are due mid-January 2023. ○ The Department will revise the draft milestones based on feedback and circulate for consideration at a Steering Committee meeting in early 2023, for endorsement. ○ In the meantime, the Department has tidied up the table of non-legislative leads with some cosmetic edits to improve consistency, brevity, accuracy and clarity. A tracked change version of the table is part of the papers for this meeting, just for the reference of Steering Committee members. <ul style="list-style-type: none"> • s45,s47B,s47C <div style="background-color: #cccccc; height: 200px; width: 100%;"></div> <ul style="list-style-type: none"> • s45,s47B,s47C <div style="background-color: #cccccc; height: 100px; width: 100%;"></div>
6	<p>Written update from Ken Kanofski</p> <p><i>Paper: Ken Kanofski report</i></p>	<ul style="list-style-type: none"> • Ken will provide a written update in lieu of attending the meeting [expected COB Wed 14 Dec]. We will update you at the pre-brief on 15 December. • There may be aspects of Ken's report to discuss at this point in the meeting, or Ken's input may have already been dealt with under previous agenda items.
7	<p>Other business</p> <p>NTC report to Steering Committee – standing item (NSW)</p> <p>Schedule of 2023 meeting dates</p> <p>Proposal from Mr Kanofski to speak at ATA's 2023 Annual Conference</p> <p>Confirmation of distribution list</p>	<ul style="list-style-type: none"> • s47C,s47B <div style="background-color: #cccccc; height: 80px; width: 100%;"></div> <ul style="list-style-type: none"> • You can advise the Committee a schedule of meeting dates for all of 2023 will be circulated out-of-session.

	AGENDA ITEM	BRIEFING NOTES
		<ul style="list-style-type: none">○ Please ask if the Committee is happy to aim for an early February meeting, followed by an early March meeting, and then meetings each two months (as per the Terms of Reference).● Ken Kanofski has been invited by the Australian Trucking Association to present a keynote address at their Trucking Australia 2023 conference on 30 March 2023. The topic would be progress of the HVNL legislative and non-legislative reforms.○ Please ask the Steering Committee if it is comfortable with Ken presenting. <p>s47G</p>  <ul style="list-style-type: none">● Following the meeting, the Secretariat will be sending a request to Steering Committee member and observer jurisdictions, asking them to confirm contact details for officials who should be included in communications related to the Steering Committee.
	Close	


Heavy Vehicle National Law Steering Committee

Chairs Brief

MEETING TITLE	START TIME	END TIME
HVNL Steering Committee Meeting #3 Monday 6 February 2023 Via Microsoft Teams Click here to join the meeting	9.30 am	10.30 am
ATTENDEES		
Rob Sharp	Secretary, Transport for NSW	
Geoff Magoffin	Deputy Director-General, Transport and Main Roads Queensland	
Gary Swain	Deputy Secretary, Department of State Growth (TAS)	
SPECIAL ADVISOR		
Matt Pinnegar	Chief Executive Officer, Australian Local Government Association (Advisor)	
Ken Kanofski	Ken Kanofski Advisory (Independent Expert Advisor)	
GUEST ATTENDEES		
Gillian Miles	Chief Executive Officer, National Transport Commission	
Aaron de Rozario	Executive Leader, Regulatory Reform, National Transport Commission	
APOLOGIES		
Neil Scales	Director-General, Transport and Main Roads Queensland	

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Annotated Agenda

	AGENDA ITEM	BRIEFING NOTES
1	Welcome and Acknowledgment of Country	<ul style="list-style-type: none"> Neil Scales is an apology, Geoff Magoffin is attending on his behalf.
2	<p>Endorse outcomes from previous meeting (16 Dec); review action items</p> <p><i>Paper: Steering Committee meeting 2 outcomes</i></p>	<ul style="list-style-type: none"> The draft outcomes from Steering Committee meeting 2 were circulated to members, and no corrections or comments have been received. Action items (full list noted in the Outcomes paper attached) from meeting 2 are complete. <ul style="list-style-type: none"> The Industry Statement was circulated concurrently with outcomes. NSW & TAS proposed minor amendments, QLD approved it. The Industry Statement was taken as endorsed and published. We propose to make this the standard practice - following each meeting, the outcomes and industry statement will be provided to Steering Committee members and the Special Advisors for input. If no substantive changes the industry statement are received, it will be updated and published. Please note to the Steering Committee the Secretariat will circulate agenda, papers and outcomes of each meeting to ITSOC Deputies (i.e. all jurisdictions) for information and visibility, as per the Committee's Terms of Reference.
3	<p>Update from the National Transport Commission</p> <p><i>Papers from NTC:</i></p> <p><i>Attachment A: Progress Update on ITMM Endorsed Legislative Reform Propositions</i></p> <p><i>Attachment B: HVNL Engagement and Consultation (Dec 2022 – Jan 2023)</i></p> <p><i>Attachment C: HVNL Engagement Forward Plan</i></p>	<ul style="list-style-type: none"> The NTC will speak to their written update. They will exit following this agenda item. The NTC has noted a working draft D-RIS was circulated within the NTC in January. The NTC remains on-track to distribute a draft to jurisdictions in February. <p>s47B</p>  <ul style="list-style-type: none"> <i>You may wish to ask the NTC to elaborate on the issues, and how they will be overcome.</i> Recommendation 3.7(c), on driver duties and health is AMBER. NTC notes it intends to propose recommendation 3.7(c) does not proceed, as any amendment may complicate (rather than simplify) the primary duty. <ul style="list-style-type: none"> Recommendation 3.7(c) is to 'Extend the duty to avoid driving while fatigued (s 228) to include a duty not to drive a HV if not fit to do so for other reasons'.

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	AGENDA ITEM	BRIEFING NOTES
		<ul style="list-style-type: none"> The NTC notes further research, including a NSW Supreme Court case, indicates the current definition of the Primary Duty is sufficient. <ul style="list-style-type: none"> You may wish to ask if NTC has consulted on this suggestion and to share any feedback it has received. The NTC notes recommendation 9.3 <i>delegation of authority</i> is rated AMBER due to strong and divergent views. The NTC notes recent workshops were positive and achieved in principle agreement on progressing this recommendation. However written feedback from jurisdictions is pending. <ul style="list-style-type: none"> s47B
4	<p>Non-legislative reform update</p> <p><i>Paper: Table of non-legislative leads, draft milestones and non-legislative reforms that require legislative amendment.</i></p>	<p>Milestone reporting</p> <ul style="list-style-type: none"> We are seeking Steering Committee endorsement of the draft milestones for non-legislative reform leads, with the exception of recommendations 2.8, 2.9 (2.10), 3.1 and 4.1 (discussed further below). <ul style="list-style-type: none"> At the request of the Committee, the department prepared draft milestones for non-legislative reforms as a starting point for consideration by states, territories and other reform leads. Draft milestones were circulated on the 15 December 2022, for input by COB 16 January 2023. The department has revised the draft milestones based on feedback from reform leads. <p>Amendments to reform leads</p> <ul style="list-style-type: none"> s47B,s47C

	AGENDA ITEM	BRIEFING NOTES
		<p>s47C</p> <p>[REDACTED]</p> <ul style="list-style-type: none"> • s47B, s47C • [REDACTED] • We propose responsibility for these recommendations can be resolved out of session following the next Steering Committee meeting. <p>Non-legislative reforms for legislative amendment</p> <ul style="list-style-type: none"> • Following the NTC's legislative update at the Steering Committee meeting held on 16 December 2022, the Commonwealth was tasked with highlighting where non-legislative reforms may require legislative amendment. • The department has reflected this in the attached table. This is a high-level review only. We would recommend that, should the Committee seek further detail, this be provided

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	AGENDA ITEM	BRIEFING NOTES
		by reform leads as they will have greatest familiarity with the detail of specific reforms.
5	<p>s47B,s47C</p> <p>Verbal update on the procurement of a Technical Advisor</p> <p>s47B,s47C</p>	<p>s47B,s47C</p> <ul style="list-style-type: none">• s47B,s47C <p>•</p> <ul style="list-style-type: none">○ s47B○○ <ul style="list-style-type: none">• s47B, s47C

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	AGENDA ITEM	BRIEFING NOTES
		<p>s47B,s47C</p> <p>[REDACTED]</p> <p>Update on procurement of independent technical advisor</p> <ul style="list-style-type: none"> Procurement is proceeding and there were four tenders received. NSW has assisted with the tender evaluation. We are close to finalising the procurement. We will update you ahead of the Committee meeting on progress in appointing a preferred supplier.
6	<p>Role of the Commonwealth as HVNL reform implementation program manager</p> <p><i>Paper: Proposal on the Commonwealth's role as program manager</i></p>	<ul style="list-style-type: none"> At the 16 December 2022 meeting of the HVNLR Steering Committee, the Commonwealth was tasked with bringing a paper to the next Steering Committee meeting on the scope and role of a Commonwealth HVNL Reform program manager (action item 5a). The Commonwealth proposed a 2 person team to provide the program management function (1x EL2, 1x APS6/EL1) This will be embedded in the Secretariat, and provide detailed oversight of the- non-legislative reform package. The Commonwealth is seeking agreement to the scope of the program management function as outlined in the paper. The Commonwealth is seeking assistance from jurisdictions to identify suitable candidates for the program management roles, including via secondment. <ul style="list-style-type: none"> In the tight current labour market, identifying available and suitably skilled staff poses a risk to establishing the program management function in a timely way.
8	<p>Other business:</p> <ul style="list-style-type: none"> NHVR request to meet with HVNL Steering Committee Bus Industry Confederation National Summit (21-22 March Canberra) Update from Victoria on Rec 2.7 	<p>Meeting request from NHVR</p> <ul style="list-style-type: none"> s45 <p>[REDACTED]</p> <p>Bus Industry Confederation National Summit</p> <ul style="list-style-type: none"> The Bus Industry Confederation (BIC) has invited Mr Kanofski to speak at the 21-22 March summit in Canberra on HVNL. The Department supports this proposal. s47C <p>[REDACTED]</p>

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AGENDA ITEM	BRIEFING NOTES
	<ul style="list-style-type: none"> ○ s47C [REDACTED] ○ Mr Kanofski will already be Canberra for another function, limiting travel costs (if not nil). • The NTC presented at the BIC summit in 2022. <p>Victoria Update – Recommendation 2.7</p> <ul style="list-style-type: none"> • The Victorian Department of Transport and Planning (DTP) has obtained additional information on the process and costing for the recommendations involving economic assessments (recs 2.6 and 2.7). • Victoria notes recommendation 2.6 is assigned to the legislative program, while 2.7 is assigned to the non-legislative workstream, but the same assessment methodologies and underlying data can be used when addressing both recommendations. • DTP has had positive discussions with jurisdictions and the NTC about using the assessment methodologies it has developed (with ARRB) for both recommendations. • To progress this approach it is suggested DTP provides a briefing to officer level contacts of Steering Committee members prior, to providing an Out of Session paper for Steering Committee consideration. <ul style="list-style-type: none"> ○ This provides the best option to achieve the Q4 2023 implementation milestone for Rec 2.7 and to accommodate the NTC's legislative amendment timeframes for Rec 2.6.
Close & Next Meeting	<ul style="list-style-type: none"> • The next meeting of the Steering Committee is scheduled for Monday, 20 March 2023 at 9:30am via MS Teams.

Heavy Vehicle National Law Reform Implementation Steering Committee

Chairs Brief

MEETING TITLE	START TIME	END TIME
HVNL Reform Implementation Steering Committee Meeting #4 Monday 20 March 2023 Via Microsoft Teams	9.00 am	10.30 am
ATTENDEES		
Rob Sharp	Secretary, Transport for New South Wales (NSW)	
Geoff Magoffin	Deputy Director-General, Transport and Main Roads – TMR (Queensland)	
Dennis Walsh	Chief Engineer, TMR (Queensland)	
Simon Hicks	TMR (Queensland)	
Gary Swain	Deputy Secretary, Department of State Growth (Tasmania)	
SPECIAL ADVISORS		
Sanjiv Sathiah	Director, Transport and Infrastructure, Australian Local Government Association (ALGA)	
Ken Kanofski	Ken Kanofski Advisory	
GUEST ATTENDEES		
Gillian Miles	Chief Executive Officer, National Transport Commission (NTC)	
Aaron de Rozario	Executive Leader, Regulatory Reform, NTC	
Michael McCarthy	A/g Head of Engagement and Impact, NTC	
Geoff Allan	Chief Executive, Austroads	
Lachlan McDonald	Executive Director, Intergovernmental Relations, Department of Transport (Victoria)	
APOLOGIES		
Neil Scales	Director-General, Transport and Main Roads Queensland	
Liz de Chastel	Interim Chief Executive Officer, ALGA	

Annotated Agenda

	AGENDA ITEM	BRIEFING NOTES
1	<p>Welcome and Acknowledgment of Country</p> <p><i>5 minutes</i></p>	<ul style="list-style-type: none"> Neil Scales is an apology, Geoff Magoffin is attending on his behalf. Dennis Walsh and Simon Hicks from TMR Queensland are also attending. Liz de Chastel (interim CEO of ALGA following Matt Pinnegar's recent resignation) is an apology. Sanjiv Sathiah is attending on her behalf. This meeting was scheduled to run for an extra-long 90 minutes, but since then the National Heavy Vehicle Regulator (NHVR) has had to reschedule its planned presentation (to Wednesday 22 March). We may still need the full 90 minutes or may finish slightly earlier than 10:30.
2	<p>Standing Item: Endorse draft Outcomes from previous meeting (6 February 2023); review action items</p> <p><i>Paper: Draft Outcomes HVNL Reform Implementation Steering Committee 6 February 2023 Meeting</i></p> <p><i>5 minutes</i></p>	<ul style="list-style-type: none"> The draft Outcomes from Steering Committee Meeting 3 were circulated to members. Comments were received from QLD and NSW and the Outcomes have been amended where appropriate. They should now be formally endorsed by the Committee as final. Action items from Meeting 3 (full list noted in the Outcomes paper attached) are either complete or on track – no discussion needed at the meeting. <ul style="list-style-type: none"> The Meeting 3 Industry Statement was circulated and minor revisions proposed by QLD and NSW accepted. The Industry Statement was then taken as endorsed and published. <p>s47C</p> 
3	<p>Standing Item: Non-legislative reform update</p> <p><i>10 minutes</i></p>	<p>Milestone reporting</p> <ul style="list-style-type: none"> You will provide a verbal update on this item. Jurisdictions and relevant agencies will be asked to complete a short template before each Steering Committee meeting to report progress on implementation of non-legislative reforms. <ul style="list-style-type: none"> The reporting template format was agreed at the first meeting of the Steering Committee in November 2022.

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	AGENDA ITEM	BRIEFING NOTES
		<ul style="list-style-type: none"> ○ Not all jurisdictions and agencies have responded to our first call for progress reporting. s47B [REDACTED] • At this early stage there are no non-legislative reform items at risk of missing interim deadlines. You may like to give the following quick update of progress on some items. <ul style="list-style-type: none"> ○ NSW has done a lot of good work preparing the National Access Framework for Heavy Vehicles (rec 2.5), which will go to ITSOC in April 2023 for endorsement. ○ QLD has engaged with the NHVR on a review of its Board composition (rec 9.2). ○ VIC is preparing a proposal for a single national approach to economic appraisals of increased access (recs 2.6 and 2.7). See agenda item 7 below. ○ Austroads is consulting with key stakeholders on system requirements for the national automated access system. ○ s47C,s47B [REDACTED] • We will now publish the table of non-legislative reform leads – confirm Steering Committee agreement to this action. • The new DITRDCA non-legislative reforms Program Manager and support officer will commence in late March 2023. A key activity for them will be to engage with each of the non-legislative reform projects and provide a progress report for each meeting of the Steering Committee.
4	s47B,s47C 15 minutes	<ul style="list-style-type: none"> • s47B,s47C [REDACTED] • [REDACTED] • [REDACTED] • [REDACTED] • [REDACTED]

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	AGENDA ITEM	BRIEFING NOTES
		<p>s47B,s47C</p> <ul style="list-style-type: none">
5	<p>Presentation on work relevant to an automated access system.</p> <p>Geoff Allan – Austroads</p> <p><i>15 minutes</i></p>	<ul style="list-style-type: none"> • Austroads will provide the Committee with an update on work relevant to an automated access system (i.e. their project NEF6393). • Their invitation to this meeting was agreed at the 6 February meeting. • This agenda item has been allocated 15 minutes – Austroads has been asked to provide a 5-minute overview of the work they are doing and allow 10 minutes for questions and discussion. • Austroads will only attend the meeting for their presentation timeslot.
6	<p>Standing Item: Update from the National Transport Commission</p> <ul style="list-style-type: none"> - <i>Including ‘handling strategy’ to engage jurisdictional police forces</i> - <i>D-RIS progress and feedback timeframes</i> <p>Gillian Mills – NTC</p> <p>Aaron de Rozario – NTC</p> <p><i>15 minutes</i></p>	<ul style="list-style-type: none"> • The NTC will speak to their written update. They will exit following this agenda item. • The amber rated items in the NTC presentation are similar to their report to the last Steering Committee meeting. <p>s47G,s47B,s47C</p> <ul style="list-style-type: none"> • • <ul style="list-style-type: none"> ○ We suggest you support the NSW position and seek a commitment from NTC to enhance their information disclosure to industry (although DITRDCA would also need to do more to share information on non-legislative reforms). • Steering Committee members from both QLD and NSW requested that an update on the D-RIS progress and feedback timeframes be included on the agenda – the NTC presentation includes this item.

AGENDA ITEM		BRIEFING NOTES
		<ul style="list-style-type: none"> s47G,s47B,s47C
7	<p>Victorian paper on Recommendations 2.6 and 2.7 (a proposal for a single national approach to economic appraisals of increased access)</p> <p>Lachlan McDonald – Victoria</p> <p><i>15 minutes</i></p>	<ul style="list-style-type: none"> Lachlan McDonald will attend the meeting to present the paper provided by Victoria on recommendations 2.6 and 2.7 which also outlines the work they have done s47G, s47B, The paper was only provided by Victoria on 15 March and Steering Committee jurisdictions have indicated they have not had sufficient time to fully consider the implications of the proposal and have identified some initial potential areas of concern. We suggest the Steering Committee acknowledge the presentation and discussion on this item and advise Victoria that further time is required for jurisdictions to provide feedback. Steering Committee members should be asked to provide their feedback to the Secretariat within 2 weeks and the recommendations could then be considered out-of-session. This will be noted as a formal action item from the meeting.
8	Other business	<ul style="list-style-type: none"> Remind Steering Committee members that the NHVR will present to the special one-off meeting on Wednesday 22 March.
	Close & Next meeting	<ul style="list-style-type: none"> The next meeting of the Steering Committee is scheduled for Monday 1 May 2023 at 9:30 am via MS Teams.

Heavy Vehicle National Law Reform Implementation Steering Committee

Chairs Brief

MEETING TITLE	START TIME	END TIME
HVNL Reform Implementation Steering Committee Meeting #5 Monday 1 May 2023 Via Microsoft Teams	9:30 am	10:45 am
ATTENDEES		
Matt Fuller	Deputy Secretary, Regional and Outer Metropolitan, Transport for New South Wales – TfNSW (NSW)	
Geoff Magoffin	Deputy Director-General, Transport and Main Roads – TMR (Queensland)	
Gary Swain	Deputy Secretary, Department of State Growth (Tasmania)	
SPECIAL ADVISORS		
Ken Kanofski	Ken Kanofski Advisory	
Sanjiv Sathiah	Director, Transport and Infrastructure, Australian Local Government Association (ALGA)	
OBSERVERS		
Scott Greenow	A/g Executive Director, Freight, TfNSW	
Dush Sharma	Director, National Policy and Intergovernmental Relations, TfNSW	
Dennis Walsh	Chief Engineer, TMR (Queensland)	
Toni Laver	TMR (Queensland)	
GUEST ATTENDEES	(attending for their specific agenda items only)	
David Smith	Chair, Australian Trucking Association	
Todd Hacking	Chief Executive Officer, Heavy Vehicle Industry Australia	
Scott McDonald	President, Australian Livestock and Road Transporters Association	
Aaron de Rozario	Executive Leader, Regulatory Reform, NTC	
Michael McCarthy	Strategic Engagement Advisor, NTC	
Matthew Gallagher	Director of Digital, WSP	
APOLOGIES		
Howard Collins	A/g Secretary, TfNSW	
Neil Scales	Director-General, TMR (Queensland)	

Annotated Agenda

	AGENDA ITEM	BRIEFING NOTES
1	<p>Welcome and Acknowledgment of Country</p> <p><i>5 minutes</i></p>	<ul style="list-style-type: none"> Geoff Magoffin will attend as proxy for Neil Scales, Dennis Walsh and Toni Laver from TMR Queensland are also attending as observers. It is a public holiday in Queensland (Labour Day). Matt Fuller will deputise for Howard Collins however he will be approximately 20 minutes late due to a meeting conflict – he is bringing Scott Greenow along who will cover for Matt until he arrives. Dush Sharma will also be in attendance to provide technical support on agenda item 4 in particular. Sanjiv Sathiah is attending again for ALGA until a new substantive CEO is appointed. With the late addition of agenda item 3 (industry representatives Q&A), this meeting may run for 75 minutes rather than the usual 60 minutes. Steering Committee members have been advised.
2	<p>Standing Item: Endorse draft Outcomes from previous meeting (20 March 2023); review action items</p> <p><i>Paper: Draft Outcomes HVNL Reform Implementation Steering Committee 20 and 22 March 2023 Meetings – two separate documents for Meeting 4(a) and 4(b). Industry Statement (as published).</i></p> <p><i>5 minutes</i></p>	<ul style="list-style-type: none"> The draft Outcomes from Steering Committee Meeting 4 were circulated to members on 3 May. There were two separate draft Outcomes – Meeting 4(a) and 4(b) – to cover the main meeting and the separate National Heavy Vehicle Regulator (NHVR) presentation. No comments were received on the draft Outcomes, so they should now be formally endorsed by the Committee as final. The Meeting 4 Industry Statement (like a communique) has been published, following some minor edits suggested by Queensland. Action items from Meeting 4 (full list noted in the Outcomes paper attached) are mostly complete, with the following updates: <ul style="list-style-type: none"> s47B [REDACTED] s47B [REDACTED] Victoria is working bilaterally with other states to provide extra information on their proposal in relation to HVNLR recommendations 2.6 and 2.7 (re economic appraisals of concessional access, as presented to the 20 March Steering Committee meeting). This further advice is needed before the Victorian proposal can be formally considered (out-of-session) by the Steering Committee.

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	AGENDA ITEM	BRIEFING NOTES
		<ul style="list-style-type: none"> ○ The Secretariat has asked the Commonwealth Department of Finance whether there may be any mandated ICT requirements for the national automated access system to adhere to. The digital transformation team says it is not aware of any such requirements. <p>s47B,s47C</p> <div style="background-color: #cccccc; height: 200px; width: 100%;"></div> <ul style="list-style-type: none"> • The Steering Committee will have seen that Minister Catherine King announced on 31 March that industry representatives would be invited to attend select Steering Committee meetings, to provide advice. <ul style="list-style-type: none"> ○ Queensland suggested the Committee's Terms of Reference be formally updated and approved, by all jurisdictions, before acting on the Minister's offer. ○ This was done out-of-session. All responses received [due by 18 April] agreed to the new Terms of Reference, which the Secretariat had circulated on 11 April. ○ Which has led us to invite today's three industry representatives to join us for the next item on the agenda. ○ Note the activities of the Steering Committee will continue to be published via a statement after each meeting and through progress reports to the RAC+ forum.
3	Industry Representatives Question and Answer Session: Short session with industry representatives <i>Topic: Progress on HVNL reforms</i> <i>10 minutes</i>	<ul style="list-style-type: none"> • Welcome to: <ul style="list-style-type: none"> ○ David Smith – Chair, Australian Trucking Association ○ Scott McDonald – President, Australian Livestock and Road Transporters Association; and ○ Todd Hacking – CEO, Heavy Vehicle Industry Australia. • The three industry representatives will exit the meeting following this agenda item. They are not Committee members or formal advisors, just invitees. • It will be useful to reiterate to everyone the ground rules for industry attendance at Steering Committee meetings.

AGENDA ITEM	BRIEFING NOTES
	<ul style="list-style-type: none"> ○ Minister King announced industry representatives would be invited to attend some Steering Committee meetings—to seek their advice on particular issues. ○ We've chosen ATA, ALRTA and HVIA to provide a representative for this meeting. But we plan to invite a range of different representatives to some different meetings, partly depending on the particular topics where industry advice is being sought. ○ Industry invitees won't become members of the Steering Committee. ○ Other forums, like RAC+, will continue to provide industry representatives with updates on HVNL implementation progress. ○ We are interested in industry views on how to make the most of this engagement opportunity. For instance, it could be a way for the Steering Committee to test ideas at an early stage with trusted and knowledgeable industry representatives. ● The three industry representatives attending this meeting may appreciate a quick summary of HVNLR progress to date: <ul style="list-style-type: none"> ○ The NTC is finalising the D-RIS for the amendments to the primary legislation. This is scheduled for ITMM consideration in June. There are a lot of complex inter-related matters to settle across jurisdictions. ○ Complementary non-legislative reforms are being led by different agencies (detail on specific responsibilities is now available on the department's website). Work is well underway in areas such as automated access decision making and simplified fatigue management. ● Invite the industry representatives to raise issues with, or ask questions of, the Steering Committee, perhaps starting with David Smith. <ul style="list-style-type: none"> ○ A key concern they will likely raise is the news (conveyed by the NTC at a RAC+ meeting on 27 April) that this first D-RIS will now not cover reforms in relation to fatigue management or access—two areas where industry wants to see quick progress. ○ The reasons for this are explained under the next item. ● If needed, one question we could put to the industry representatives is: To what extent is it important to your members that a seamless national automated access system involve the NHVR portal? ● Some questions may need to be taken on notice if Steering Committee members do not have the detail on hand.

	AGENDA ITEM	BRIEFING NOTES
4	<p>Standing Item: Update from the National Transport Commission on <u>legislative reforms</u></p> <p><i>Paper: NTC update report</i></p> <p>Aaron de Rozario – NTC</p> <p><i>15 minutes</i></p>	<ul style="list-style-type: none">• The NTC will speak to their written update. They will exit the meeting following this agenda item.• s47C• s47B,s47C•

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	AGENDA ITEM	BRIEFING NOTES
		<p>s47B,s47C</p> <ul style="list-style-type: none">
5	<p>Standing Item: <u>Non-legislative reforms update</u> <i>Paper: Progress report on non-legislative reforms</i> Andrew Madsen – Commonwealth <i>10 minutes</i></p>	<ul style="list-style-type: none"> The new HVNL program management team in DITRDCA has sought updates from jurisdictions and other bodies on progress of their non-legislative reforms. Much of the work to date on these reforms has related to planning, analysis and preparatory activities, so there is not yet a lot of measurable progress to report. The related paper highlights recent progress against key reform measures. s47C Regarding reform 2.5—National Heavy Vehicle Access Policy Framework—ITSOC endorsed the document via out-of-session voting in the week of 17 April. NSW is preparing the matter for ITTM consideration at the 7 June meeting. Regarding reform 2.7—rapid economic appraisals—Victoria had undertaken to provide further information to support consideration of their proposal (as mentioned under agenda item 2), however this is taking some time. <ul style="list-style-type: none"> In addition, Victoria is now suggesting this work should not be pursued in isolation of broader policy concerns, such as the impact that heavy EVs will have on road integrity and maintenance in the current environment of declining revenues. You may wish to ask members: <ul style="list-style-type: none"> (a) How long will they need to consider Victoria’s recent proposals, and subsequently conduct the rapid economic appraisals? (b) Do they agree linking this proposal to broader policy concerns will result in long delays, and is therefore not supported?

	AGENDA ITEM	BRIEFING NOTES
		<ul style="list-style-type: none"> • s47B,s47C
6	<p>National Automated Access System</p> <p>Matthew Gallagher, WSP</p> <p><i>Presentation</i></p> <p><i>20 minutes</i></p>	<ul style="list-style-type: none"> • Matthew Gallagher from WSP will provide the Steering Committee with their preliminary views and advice on interoperability aspects of the NAAS. <ul style="list-style-type: none"> ○ WSP's final advice is not due until mid-May. The WSP team has been meeting bilaterally with states, territories, Austroads and the NHVR in March-April to understand their respective systems and views. ○ WSP is convening a workshop on 9 May that will focus on better understanding and trying to resolve technical requirements and interoperability between systems. The workshop will be attended by representatives from state and territory governments, ALGA, NHVR and Austroads. ○ Independent advice from WSP—at this meeting and in mid-May—is expected to outline potential options going forward. • This agenda item has been allocated 20 minutes. WSP has been asked to provide a 5-10 minute presentation and allow 10 minutes for questions and discussion. • WSP will only attend the meeting for their presentation timeslot.
7	<p>Other business</p> <p><i>5 minutes</i></p>	<ul style="list-style-type: none"> • s47G
	Close & Next meeting	<ul style="list-style-type: none"> • The next meeting of the Steering Committee is scheduled for Tuesday 13 June 2023 at 3:00 pm AEST via MS Teams.

Heavy Vehicle National Law Reform Implementation Steering Committee

Meeting Outcomes

DATE	LOCATION		
1 May 2023	Via MS Teams Video Conference		
MEETING TITLE		START TIME	END TIME
Heavy Vehicle National Law (HVNL) Reform Implementation Steering Committee – Meeting 5		9:30 am	10:50 am
ATTENDEES			
Name	Position / Organisation		
Mr Jim Betts (Chair)	Secretary, Department of Infrastructure, Transport, Regional Development, Communications and the Arts – DITRDCA (Commonwealth)		
Mr Matt Fuller (<i>proxy for Mr Howard Collins</i>)	Deputy Secretary, Regional and Outer Metropolitan, Transport for New South Wales (NSW)		
Mr Gary Swain	Deputy Secretary, Transport and Infrastructure, Department of State Growth (Tasmania)		
Mr Geoff Magoffin (<i>proxy for Mr Neil Scales</i>)	Deputy Director-General, Department of Transport and Main Roads – TMR (Queensland)		
Mr Scott Greenow (Guest)	A/g Executive Director, Freight, Transport for NSW		
Mr Dennis Walsh (Guest)	Chief Engineer, TMR (Queensland)		
Ms Toni Laver (Guest)	TMR (Queensland)		
Mr Ken Kanofski (Independent Advisor)	Expert Advisor		
Mr Sanjiv Sathiah (<i>proxy for ALGA Interim CEO, Independent Advisor</i>)	Director, Transport and Infrastructure, Australian Local Government Association (ALGA)		
Ms Gillian Miles (Guest Presenter)	Chief Executive Officer, National Transport Commission (NTC)		
Mr Aaron de Rozario (Guest Presenter)	Executive Leader, Regulatory Reform, NTC		
Mr Michael McCarthy (Guest)	Strategic Engagement Advisor, NTC		
Mr David Smith (Industry representative)	Chair, Australian Trucking Association (ATA)		
Mr Todd Hacking (Industry representative)	Chief Executive Officer, Heavy Vehicle Industry Australia (HVIA)		
Mr Scott McDonald (Industry representative)	President, Australian Livestock and Rural Transporters Association (ALTRA)		
Mr Matthew Gallagher (Guest Presenter)	Director of Digital, WSP		
Mr Zac Clift (Guest)	Senior Consultant, WSP		
Ms Nuray Mombekova (Guest)	WSP		

Mr Andrew Madsen (Non-member Official)	A/g First Assistant Secretary, Surface Transport Emissions and Policy Division, DITRDCA
Ms Paula Stagg (Non-member Official)	Assistant Secretary, Land Transport Policy Branch, DITRDCA
Secretariat	Heavy Vehicle Reform, DITRDCA
APOLOGIES	
Name	Position / Organisation
Mr Neil Scales, OBE	Director-General, TMR (Queensland)
Mr Howard Collins, OBE	A/g Secretary, Transport for NSW

Decisions and Action Items

Agenda Item 2: Endorse outcomes of previous meeting and review action items Andrew Madsen

- The Steering Committee **ENDORSED** the draft Outcomes from meetings 4(a) held on 20 March 2023 and 4(b) held on 22 March 2023.
- The Steering Committee **NOTED** the status of the action items and that the Meeting 4 Industry Statement had been published. Key action items of particular note included:
 - The Secretariat has asked the Commonwealth Department of Finance whether there may be any mandated ICT requirements for the national automated access system to adhere to. The digital transformation team says it is not aware of any such requirements.
 - Victoria is working bilaterally with other states to provide extra information on their proposal in relation to HVNLR recommendations 2.6 and 2.7 (re economic appraisals of concessional access, as presented to the 20 March Steering Committee meeting). This further advice is needed before the Victorian proposal can be formally considered (out-of-session) by Steering Committee members.

Agenda Item 3: Industry Representatives Question and Answer Session Jim Betts

- The Hon Catherine King MP, Minister for Infrastructure, Transport and Regional Development and Local Government, recently announced that industry representatives would be invited to participate in some Steering Committee meetings to provide advice and comment on particular issues.
- Representatives from the ATA, HVIA and ALRTA attended Meeting 5 and all welcomed the opportunity to engage with the Steering Committee.
- The Steering Committee **ACKNOWLEDGED** the consistent comments from all three representatives which included industry frustration at the slow pace of progress on reform implementation, the range of challenges and issues currently facing heavy vehicle operators in addition to the HVNL work (i.e. zero emissions, autonomous vehicle trucks, axle weights) and the importance of ensuring new legislation / regulation is fit for purpose and can meet the future needs of the industry.
- The Chair advised the industry message is clear and reiterated the Steering Committee's role was to oversee HVNL reform implementation as soon as practicable.
- In response to questions from Steering Committee members, the industry representatives advised the highest priority issue for them was streamlined access – improvement in this area would be a step change for productivity. All representatives agreed a single portal for access and a single national map were key elements of an effective system (which system wasn't a major issue – it just needs to be a 'great' system). Industry representatives noted the next most significant issue is managing decarbonization and enabling increases in vehicle mass.
- The Chair **AGREED** to facilitate direct discussions with a small group of industry representatives on a regular basis, perhaps immediately after each Steering Committee meeting, to test ideas. The industry representatives present were supportive of this approach and welcomed continuing engagement.

Agenda Item 4: Legislative reform update from the NTC	Gillian Miles / Aaron de Rozario
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- The Steering Committee **NOTED** the update provided on the program of legislative reforms.
- The Steering Committee discussed the amber-rated items and NTC's intention to remove both fatigue management and access from the primary law Decision RIS (D-RIS) and, while noting the rationale for the change, expressed concern about how this approach will be perceived by industry.
- NTC undertook to make the changed scope of the D-RIS very clear to industry at the next RAC+ pulse meeting.
- It was noted that RAC+ pulse meetings are not as well attended as full RAC+ meetings.
- The Steering Committee stressed the importance of clear communication to industry on why the D-RIS no longer includes these items and how NTC intends to manage the fatigue management and access reforms going forward. The advice to industry needs to include clear timeframes for this work.
- NTC advised version 5 of the D-RIS was expected to be circulated for comment on 2 May, and is still aiming for ITMM consideration in June.

• s47B

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- The Steering Committee **AGREED** that a clear schedule with timeframes needs to be developed for:
 - the lead-up to and consideration of the D-RIS by ITMM on 9 June 2023
 - reform work timelines and milestones up to introduction of legislation in 2024
 - jurisdictional input needed to support the reform work being done by the NTC
 - key dates for the Queensland parliament.
- NTC was asked to develop this material and circulate to Steering Committee members as a matter of priority.

• s47B

Agenda Item 5: Non-legislative reform update	Jim Betts
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- The Steering Committee **NOTED** the paper provided and that most of the non-legislative reform work to date has focused on planning, analysis and preparatory activities.
- The DITRDCA project management team has commenced work and is developing a range of material to support and inform clear and meaningful reporting to the Steering Committee going forward.
- The Steering Committee also **NOTED** the ongoing discussions on the rapid economic appraisal proposal (recommendation 2.7) and that Victoria would continue to engage with jurisdictions offline to progress this work.

Agenda Item 6: National Automated Access System (NAAS) presentation by WSP	Matthew Gallagher
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- WSP gave a presentation to the Steering Committee outlining their preliminary views and advice on the interoperability aspects of the NAAS.
 - WSP has been meeting bilaterally with states and territories (NSW scheduled for 4 May) and with the NHVR and Austroads to understand their respective systems and intentions. Most jurisdictions have already commenced projects to automate access decision making.

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s47B,s47C

- In response to WSP comments around local council data, ALGA advised they are working with the Austroads Road Asset Data Standard team and the HVAMS team to integrate the data standard into local government asset data collection process.
- ALGA also advised that the Institute of Public Works Engineering Australasia (IPWEA) can convert (for a fee) existing basic road asset data into the standard.
- WSP are due to provide their final advice by 19 May, including recommended options to deliver on HVNL recommendations 2.3 and 2.4. The Chair observed the options will likely identify both technical and policy choices that will require Steering Committee decisions.

Agenda Item 8: Other business**Jim Betts**

- Steering Committee members were advised there will be a funding announcement relevant to local government road asset assessments, as part of the 2023 Federal Budget on 9 May, which will include a review of delivery arrangements.
 - DITRDCA will provide further advice to jurisdictions after Budget night.

Summary of Action Items

ITEM	TIMEFRAME	RESPONSIBILITY
1. DITRDCA to facilitate regular industry engagement sessions with the Chair of the Steering Committee and a small group of industry participants.	ASAP	DITRDCA
2. NTC to advise industry of the removal of fatigue management and access from the D-RIS at the next RAC+ pulse meeting.	9 May 2023	NTC
3. NTC to provide a schedule of proposed timing for each step in the legislative program up to end of 2024.	URGENT / ASAP	NTC
4. DITRDCA to provide advice to jurisdictions on local government asset assessment funding following the 2023 Budget announcement.	After 9 May 2023	DITRDCA