

Factsheet

Chain of Responsibility Legislation

WA Comparison with Heavy Vehicle National Law

What is the chain of responsibility?

If you use road transport as part of your business, you share the responsibility of managing the risk. This means anyone who has control in the transport chain can be held legally accountable if, by their actions, inactions or decisions, they cause or contribute to a breach of the road laws.

What is applicable?	WA Law	HVNL
Applies to vehicles exceeding 4.5 tonnes Gross Vehicle Mass (GVM)	✓	✓
Applies to vehicles under 4.5 tonnes GVM (Light Vehicles)	✓	X
Mass, dimension and load restraint offences	✓	✓
Speed offences	X	✓
Fatigue offences	X	✓
Container Weight Declarations (CWD)	✓	✓

Where does the Chain of Responsibility transport law apply?

In the Eastern States refer to the Heavy Vehicle National Law (HVNL).

Whilst in Western Australia, please refer to the Road Traffic (Vehicles) Act 2012.

What do I need to do?

Whichever activity you perform in the 'chain', it is important that you take reasonable steps to manage the risk and ensure road safety is not compromised.

You have a legal obligation not to coerce, induce or encourage a breach of the road transport laws.

Further Information

For more information about the Chain of Responsibility call Main Roads Heavy Vehicle Services Helpdesk on 138 486 or visit www.mainroads.wa.gov.au

Who does it apply to?	WA Law	HVNL
Consignor	✓	✓
Packer	✓	✓
Loader	✓	✓
Scheduler - **Whilst not a defined role in WA legislation, there are provisions to include duties performed by a scheduler	**	✓
Driver	✓	x
Operator / Manager	✓	✓
Receiver	✓	✓
Corporations, partnerships, unincorporated associations or other bodies corporate	✓	✓
Employers and company directors	✓	✓

