



Australian Government

Department of Education, Employment and Workplace Relations

PSPTRAN502 Operate within the regulatory framework for road transport compliance

Release: 1

PSPTRAN502 Operate within the regulatory framework for road transport compliance

Modification History

Release	TP Version	Comments
1	PSP12V1	Primary release.

Unit Descriptor

This unit describes the performance outcomes, skills and knowledge to undertake road transport regulation in both operational and office environments.

No licensing, legislative, regulatory or certification requirements apply to this unit at the time of publication.

Application of the Unit

This unit applies to individuals in road transport regulatory roles who undertake a diverse range of duties that contribute to the enforcement of road transport legislation and related requirements.

They need to develop and maintain up-to-date knowledge of the road transport industry and the regulatory framework for road transport compliance, in order to develop industry relationships and operate effectively within the industry on behalf of road transport regulator/s.

Licensing/Regulatory Information

Not applicable.

Pre-Requisites

Not applicable.

Employability Skills Information

This unit contains employability skills.

Elements and Performance Criteria Pre-Content

Elements are the essential outcomes of the unit of competency. Together, performance criteria specify the requirements for competent performance. Text in *bold italics* is explained in the Range Statement following.

Elements and Performance Criteria

1) ELEMENTS

1 Explore the regulatory framework for road transport compliance

2 Develop and maintain up-to-date knowledge of the road transport industry

3 Work with other stakeholder agencies

4 Establish and

2) PERFORMANCE CRITERIA

1.1 **Key provisions of laws governing road transport regulation** are identified and discussed to ensure a common understanding with other enforcement officers.

1.2 **Powers of authorised officers** are verified in accordance with legislation to ensure clear understanding and consistent application in the regulatory environment.

1.3 Information is exchanged with other road transport regulatory staff to ensure consistency within and across regulators.

1.4 The **purpose of enforcement activities** is identified in accordance with road transport laws.

1.5 **Punitive and other measures** available to authorised officers are established in accordance with road transport laws and the circumstances relating to their use determined.

1.6 The role and purpose of vehicle **accreditation schemes** are researched, key commonalities and differences identified and their impact on the regulatory role determined.

2.1 **Information on the road transport industry, its operators and major stakeholders** is researched and regularly updated to remain current with industry issues affecting regulatory officer roles and responsibilities.

2.2 **Parties in the transport chain** are identified and their roles and responsibilities clarified in accordance with legislation and industry information.

2.3 **Logistics trends**, and major changes in road transport operations and technology are monitored and any regulatory implications are discussed and confirmed in line with organisational procedures.

2.4 Changes in road transport regulatory arrangements are monitored and available information, awareness sessions and training are accessed to maintain knowledge and skill base.

3.1 **Other agencies** with overlapping responsibilities for road transport compliance and enforcement are identified and relationships established and maintained in accordance with organisational policy and procedures.

3.2 Strategies are developed to share information with stakeholder agencies in accordance with organisational requirements and level of authority, to reduce the incidence and extent of non-compliance in the industry.

3.3 Assistance, information and referrals are provided to, and received from other agencies in accordance with their regulatory powers and sphere of operation.

3.4 Effective partnerships and intelligence networks are developed and maintained in line with organisational protocols.

4.1 Road transport industry organisations are identified and formal

maintain industry relationships

and informal lines of communications are established and maintained in accordance with organisational protocols.

- 4.2 Trust and confidence are gained and maintained through high standards of ethical practice.
- 4.3 Information and assistance is provided to the road transport industry and other key stakeholders to promote understanding of legislation, compliance standards, accreditation and access requirements.
- 4.4 Interests and requirements of the regulator are represented and promoted in accordance with legislation, policy and procedures using strategies tailored to the particular industry organisation.
- 4.5 Feedback is obtained and used to improve services and regulatory outcomes.

3)

Required Skills and Knowledge

This section describes the essential skills and knowledge and their level, required for this unit.

Skill requirements

4) communication skills to:

- network and build relationships with other regulatory agencies and road transport organisations
- relate to persons from diverse backgrounds
- explain information on compliance and enforcement matters
- use industry terminology
- organisational skills to:
 - access and use road transport regulatory information and standards
 - set up intelligence networks
- literacy skills to:
 - read complex legislation and standards.
- self-management skills to:
 - work ethically and in accordance with legislation
- technology skills to:
 - research information, access legislation and standards and monitor changes in industry information

Knowledge requirements

- overview of the road transport industry in Australia including future trends in logistics
- key participants and stakeholders in the road transport industry
- parties in the transport chain
- key provisions, powers and measures in laws governing road transport regulation
- drivers for efficiencies and development of green skills in the road transport industry
- voluntary and mandatory accreditation schemes

Evidence Guide

The Evidence Guide specifies the evidence required to demonstrate achievement in the unit of competency as a whole. It must be read in conjunction with the Unit descriptor, Performance Criteria, the Range Statement and the Assessment Guidelines for the Public Sector Training Package.

Critical aspects for assessment and evidence required to demonstrate competency in this unit

In addition to integrated demonstration of the elements and their related performance criteria, look for evidence that confirms consistency of performance in developing and using road transport industry knowledge.

This will include evidence of:

- establishing relations and working with other regulatory agencies and industry organisations on at least three actual or simulated occasions or for three different situations/contexts.
- adhering to legal, ethical and organisational requirements relating to working with other organisations and representing the regulator

Context of and specific resources for assessment

Assessment must ensure access to a real or simulated workplace environment that closely resembles normal work practice and replicates the range of conditions likely to be encountered while operating within a regulatory framework, including coping with difficulties, irregularities and breakdowns in routine.

Access is required to resources such as:

- applicable legislation, policies and procedures
- case studies and workplace scenarios to capture the range of requirements for situations likely to be encountered
- technology for researching details of legislation, standards and accreditation schemes

Method of assessment

Assessment methods suitable for valid and reliable assessment of this unit of competency may include, but are not limited to, a combination of 2 or more of:

- case studies
- demonstration
- observation
- written or oral questions
- scenarios
- simulation or role plays
- authenticated evidence from the workplace and/or training courses

Guidance information for assessment

Assessment methods should reflect workplace demands, such as literacy, and the needs of particular groups, such as:

- people with disabilities

- people from culturally and linguistically diverse backgrounds
- Aboriginal and Torres Strait Islander people
- women
- young people
- older people
- people in rural and remote locations

Range Statement

The Range Statement provides information about the context in which the unit of competency is carried out. The variables cater for differences between States and Territories and the Commonwealth, and between organisations and workplaces. They allow for different work requirements, work practices and knowledge. The Range Statement also provides a focus for assessment. It relates to the unit as a whole. Text in ***bold italics*** in the Performance Criteria is explained here.

<p><i>Key provisions of laws</i> may include:</p>	<ul style="list-style-type: none"> • legal accountability throughout the transport chain • categories of risk for breaches • sanctions • warnings • enforcement powers • legal defences • general liability • requirement for container weight declarations • declared routes and zones • registration of codes of practice • elements of offences
<p><i>Laws governing road transport regulation</i> may relate:</p>	<ul style="list-style-type: none"> • compliance and enforcement • chain of responsibility • vehicle roadworthiness • mass, dimension and load restraint • oversize and over-mass vehicles • fatigue management • speed capability • speed management • dangerous goods • explosives • accreditation schemes • road use • road safety • vehicle registration • passenger transport
<p><i>Powers of authorised officers</i> may include:</p>	<ul style="list-style-type: none"> • powers related to vehicles, including: <ul style="list-style-type: none"> • stop • enter • search • inspect • measure • weigh • move

	<ul style="list-style-type: none">• prohibit the use of• general powers, including:<ul style="list-style-type: none">• direct person(s) to:<ul style="list-style-type: none">• provide name and address• provide information• produce documents• leave a vehicle• provide assistance to authorised person(s)• prohibit person(s) driving• collect evidence/seizure• direct traffic• gain entry into places
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<p><i>Purpose of enforcement activities</i> may include:</p>	<ul style="list-style-type: none"> • to gather intelligence – and record all information for possible future use, not only that which seems important or relevant at the time • to determine compliance with: <ul style="list-style-type: none"> • legal mass requirements by weighing vehicles • dimension limits by measuring vehicles and load • roadworthiness and safety standards, including security of loads, by inspecting vehicles • basic requirements for carriage of dangerous, explosive and hazardous goods by inspecting vehicles • accreditation standards by inspecting vehicles and interviewing drivers • fatigue management requirements • to identify suspected breaches of licensing requirements (drivers / vehicle) • to establish liability for offences, obtain evidence for prosecutions (and present such evidence at court hearings) by undertaking enquiries and conducting investigations • to issue warnings and sanctions • to create an environment of accountability and fair competition (level playing field) that offers no incentives for non-compliance • to ensure the safety of road users • to protect roads, assets and infrastructure • to protect the environment through increased traffic efficiency, noise and emissions testing
<p><i>Punitive and other measures</i> may include:</p>	<ul style="list-style-type: none"> • issuing of infringements • formal cautions • prosecution proceedings • education assistance
<p><i>Accreditation schemes</i> may include:</p>	<ul style="list-style-type: none"> • National Heavy Vehicle Accreditation Scheme (NHVAS) • Intelligent Access Program (IAP) • WA Heavy Vehicle Accreditation Scheme (WAHVAS) • Trucksafe • Special purpose schemes
<p><i>Information on the road transport industry</i> may include:</p>	<ul style="list-style-type: none"> • historical data showing changes over time • data from environmental scans • distribution of population • route networks • road network infrastructure • licensing • Commonwealth, state and local government responsibilities and interfaces

	<ul style="list-style-type: none">• technology and equipment used such as:<ul style="list-style-type: none">• Safe-T-Cam• weigh-in-motion devices/technology• virtual weighbridges• dimension detectors• point-to-point cameras• automated number plate recognition (ANPR)• speed detection devices• current and future regulatory arrangements such as a national regulator
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<p>Operators may include:</p>	<ul style="list-style-type: none"> • trucking companies • owner drivers • public transport operators • users of vehicles such as: <ul style="list-style-type: none"> • passenger transport vehicles e.g. <ul style="list-style-type: none"> • buses • stretch limousines • off-road all terrain vehicles (ATVs) • prime movers • combination vehicles • B doubles • B triples • road trains • tri drive vehicle combinations • oversize divisible products • special purpose vehicles
<p>Stakeholders may include:</p>	<ul style="list-style-type: none"> • parties in the transport chain • road users • community • transport industry associations • unions • local government • police • planning departments • fair trading departments • workplace safety agencies • dangerous goods safety officers
<p>Parties in the transport chain include:</p>	<ul style="list-style-type: none"> • consignor • packer • loader • owners or operators • drivers • receivers or consignees
<p>Logistics trends may relate to:</p>	<ul style="list-style-type: none"> • design rules • innovative vehicles • congestion management • green skills – efficiencies, emissions and noise reduction
<p>Other agencies may include:</p>	<ul style="list-style-type: none"> • police • local government • state and federal government departments

	<ul style="list-style-type: none">• WorkSafe• Sheriff's office
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Unit Sector(s)

Not applicable.

Competency field

Road Transport Compliance