



Queensland Branch

# Bus Circular

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Dear Member,

## 12 in 24 Hours Updates

As you will no doubt be aware, we have been pursuing the matter of 'counting time' under the National Heavy Vehicle legislation in respect to the manner in which Brisbane City Council is applying the legislation with its new front counter clock.

We conciliated the matter at the Queensland Industrial Relations Commission and arising from that, it was determined that the RTBU would approach the National Heavy Vehicle Regulator to determine whether Brisbane City Council were in breach of the legislation by counting time on a rolling 24 hour clock.

We approached the NHVR in early June and we received their response just this week.

Sadly, the NHVR has sided with Brisbane City Council and sees no reason why they cannot continue to use a clock which counts time in a rolling 24 hour manner.

The reason for this is because as long as a theoretical clock was overlayed on top of the existing clock, using that theoretical clock the NHV law is still complied with, and there is no harm in doing what they are doing.

Unfortunately, the matter cannot be taken any further as the QIRC has suggested that this is not their jurisdiction and the NHVR, whose jurisdiction it is, has said that Brisbane City Council are compliant with the legislation.

In conclusion the Regulator states that while this practice is not unlawful, it may not be the most effective way to manage fatigue.

Therefore all that is achieved by BT is more cut trips as work is wasted by this process.

Unity is Strength

Tom Brown  
**Secretary, Tram & Bus Division,  
RTBU Qld Branch**