



## DIRECTION

*Fair Work Act 2009*

s 536PD—Commission may make a road transport contractual chain order

s 40F(5)—President may give the Road Transport Advisory Group directions as to the way in which the body is to carry out its functions

### **Application by Transport Workers' Union of Australia**

(MS2024/4)

JUSTICE HATCHER, PRESIDENT

SYDNEY, 7 NOVEMBER 2024

*Application for a road transport contractual chain order – President may direct the Road Transport Advisory Group as to the way it carries out its functions.*

[1] Pursuant to s 40F(5) of the *Fair Work Act 2009* (Cth), I direct the Road Transport Advisory Group (RTAG) to provide advice as to the following matters:

#### *Prioritisation and process for providing advice*

1. Advice concerning how I should determine the priorities for the work of the Commission in relation to matters MS2024/1, MS2024/2, MS2024/3 and MS2024/4, noting that matters MS2024/1, MS2024/2 and MS2024/3 are already subject to a direction in this regard [PR780569].
2. A proposed process for the RTAG to provide advice in relation to the matter or matters it identifies as priorities, including:
  - a. a timeframe for when consultation will occur;
  - b. whether any additional entities should be served each application;
  - c. whether subcommittees will be formed; and
  - d. if so, how those subcommittees will be composed and operated. The RTAG is directed to take an inclusive and broadly-representative approach in determining the membership of any subcommittee.

#### *Conduct of RTAG*

3. Advice on how the RTAG proposes to conduct itself more generally, including any proposed terms of reference or similar document that could form the basis for a written direction I may make pursuant to s 40F(5), taking into account the need for RTAG to be open and transparent in the way it conducts itself.

[2] The RTAG is to provide its response to these directions by email to [rws@fwc.gov.au](mailto:rws@fwc.gov.au) no later than **12:00 pm (AEDT) on Friday, 6 December 2024**, subject to any extension granted by me by further direction.

[3] Advice provided by the RTAG pursuant to this direction will be published on the Commission's website.



PRESIDENT

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