Driving for Work Seminar 2020

Operator Essentials – Chain of Responsibility for Safe Drivers

The Chain of Responsibility

Who can be held legally responsible if they cause or contribute to breaches of the rules on driving times, breaks and rest periods?

Consignors
Truck operators
Freight forwarders
Drivers
Transport subcontractors
Principal transport contractors
Other road transport users
Driver employment agencies

The Chain of Responsibility

- Who is responsible for implementing the rules?

Anyone who, as part of their business, manages, operates, schedules or uses road transport services involving:

Goods-carrying vehicles where the permissible mass of the vehicle, including any trailer or semi-trailer, is greater than 3.5 tonnes or

Passenger-carrying vehicles that are built or adapted to carry more than nine people, including the driver.

The Chain of Responsibility

What are the rules relating to drivers' hours and tachograph?

Regulation 561/2006 and 165/2014

Employer Responsibilities:
- switch mechanisms
- monitor records
- other employment?
- ensure driver compliance
- document actions
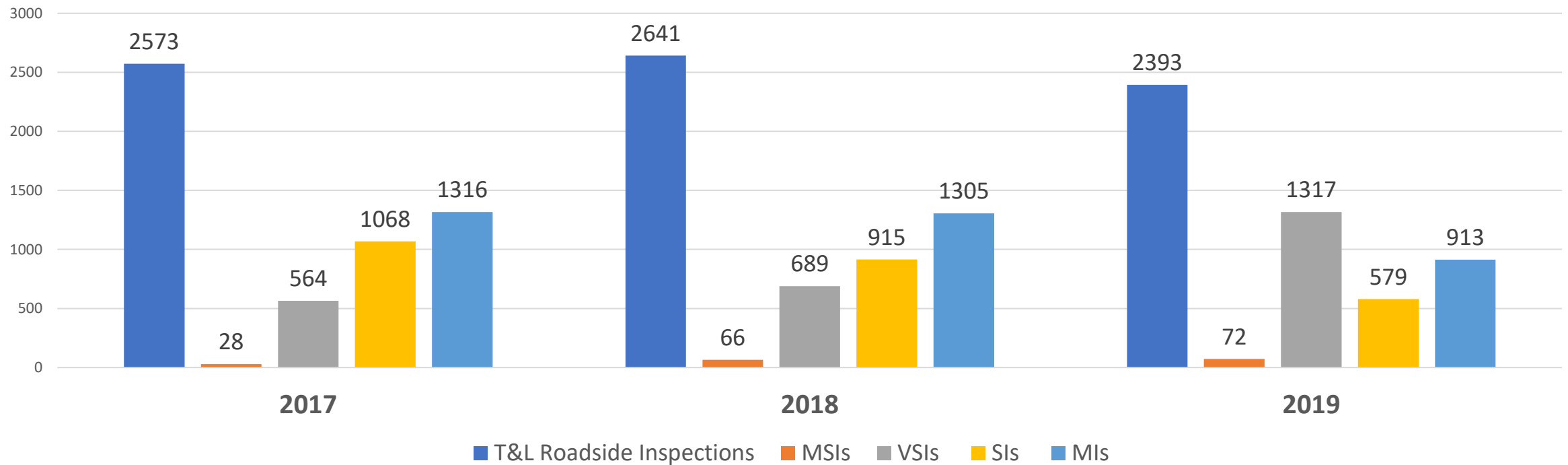- certain exemptions/record keeping

How can you meet your responsibilities?

- Proper planning and allow sufficient time
- Contractually agreed schedules comply with EU rules
- Drivers not encouraged to disregard the rules
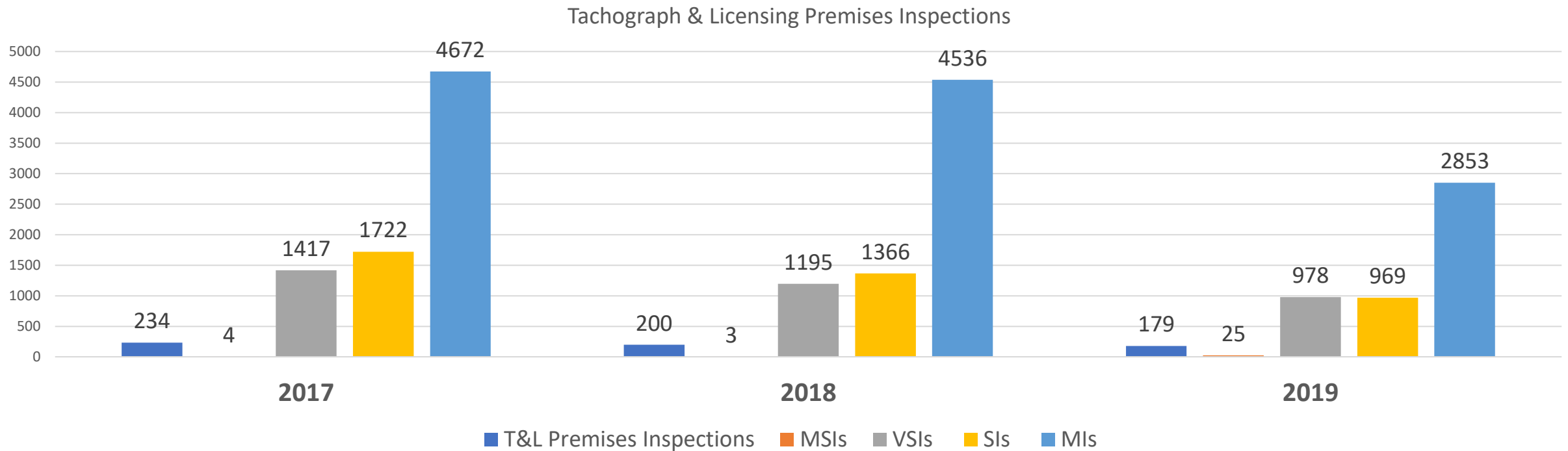- Driver's requirements for daily living are taken into account

Managing Driver Safety – Outcomes from roadside inspections

Tachograph & Licensing roadside inspections and infringements detected in the years 2017 - 2019
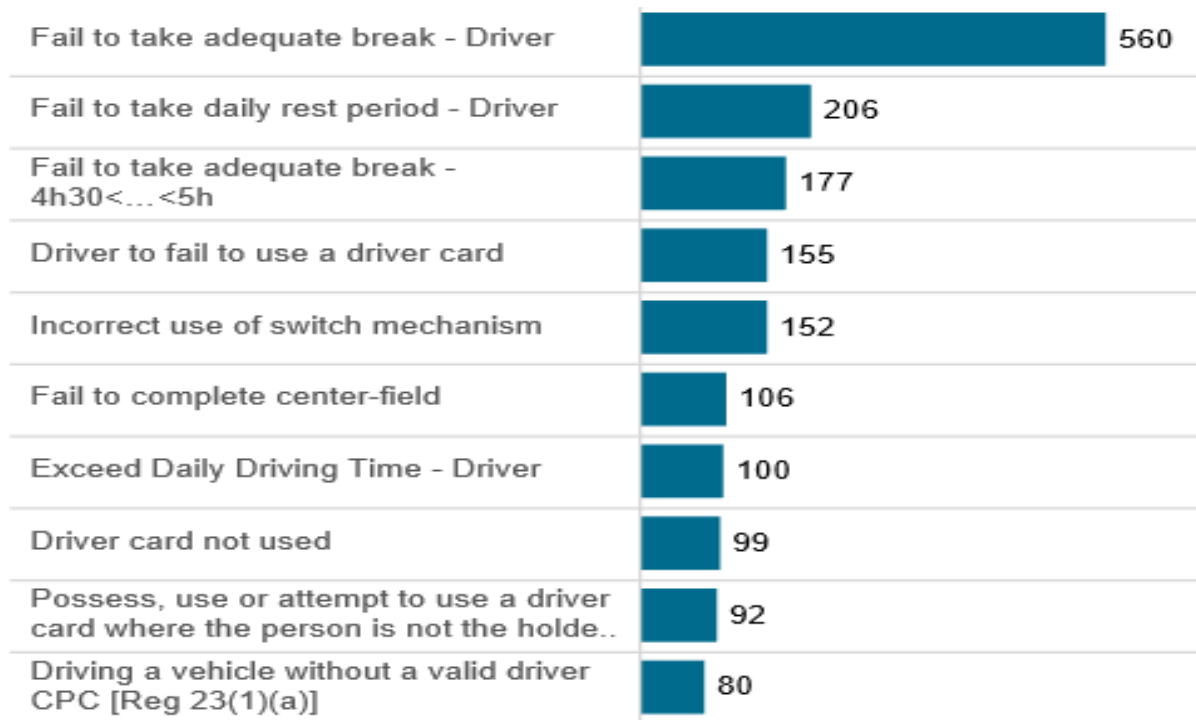
Tachograph & Licensing Roadside Inspections

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Tachograph & Licensing premises inspections and infringements detected in the years 2017 - 2019
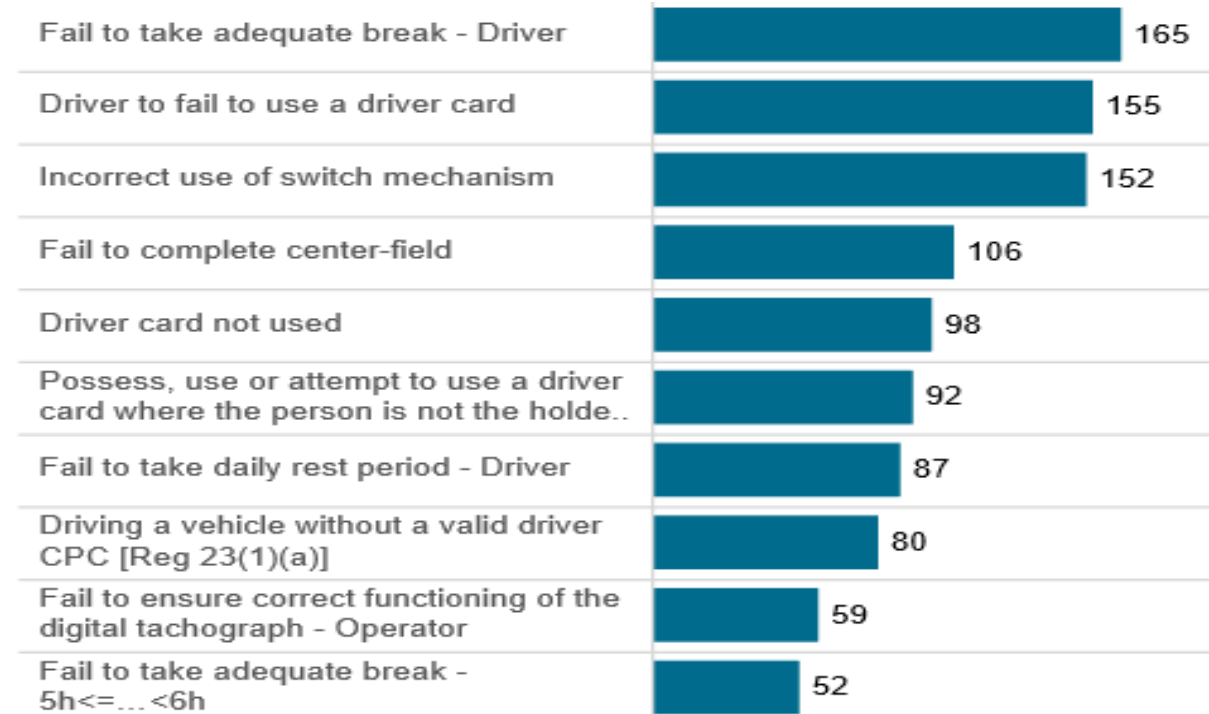
Tachograph & Licensing Premises Inspections

Bar chart of Tachograph & Licensing Premises Inspections for years 2017, 2018 and 2019.

2017: T&L Premises Inspections 234, MSIs 4, VSIs 1417, SIs 1722, MIs 4672

2018: T&L Premises Inspections 200, MSIs 3, VSIs 1195, SIs 1366, MIs 4536

2019: T&L Premises Inspections 179, MSIs 25, VSIs 978, SIs 969, MIs 2853

Legend: T&L Premises Inspections, MSIs, VSIs, SIs, MIs

Most frequently detected infringements at roadside tachograph & licensing inspections in 2019

- Top 10 infringements – including minor

Infringement	Count
Fail to take adequate break – Driver	560
Fail to take daily rest period – Driver	206
Fail to take adequate break – 4h30<…<5h	177
Driver to fail to use a driver card	155
Incorrect use of switch mechanism	152
Fail to complete center-field	106
Exceed Daily Driving Time – Driver	100
Driver card not used	99
Possess, use or attempt to use a driver card where the person is not the holde..	92
Driving a vehicle without a valid driver CPC [Reg 23(1)(a)]	80

- Top 10 infringements - SI, VSI & MSI

Infringement	Count
Fail to take adequate break – Driver	165
Driver to fail to use a driver card	155
Incorrect use of switch mechanism	152
Fail to complete center-field	106
Driver card not used	98
Possess, use or attempt to use a driver card where the person is not the holde..	92
Fail to take daily rest period – Driver	87
Driving a vehicle without a valid driver CPC [Reg 23(1)(a)]	80
Fail to ensure correct functioning of the digital tachograph – Operator	59
Fail to take adequate break – 5h<=…<6h	52

Most frequently detected infringements at premises tachograph & licensing inspections in 2019

- Top 10 infringements – including minor

- Top 10 infringements - SI, VSI & MSI

Infringement	Count
Fail to take adequate break – Driver	2,490
Fail to take daily rest period – Driver	901
Fail to take weekly rest	295
Exceed Daily Driving Time – Driver	255
Fail to complete center-field	107
Fail to take adequate break – 4h30<…<5h	107
Incorrect use of switch mechanism	91
Fail to ensure correct functioning of the digital tachograph – Operator	68
Driver to fail to use a driver card	50
Possess, use or attempt to use a driver card where the person is not the holde..	48

Infringement	Count
Fail to take adequate break – Driver	659
Fail to take daily rest period – Driver	356
Fail to take weekly rest	178
Fail to complete center-field	107
Incorrect use of switch mechanism	91
Exceed Daily Driving Time – Driver	82
Fail to ensure correct functioning of the digital tachograph – Operator	68
Driver to fail to use a driver card	50
Possess, use or attempt to use a driver card where the person is not the holde..	48
Fail to take adequate break – 5h<=…<6h	40

- Drivers licence

- Current driver CPC

- Digital driver card

- Equipment training

- Walkaround checks

www.rsa.ie

Professional drivers

Owners and managers

www.cvrt.ie
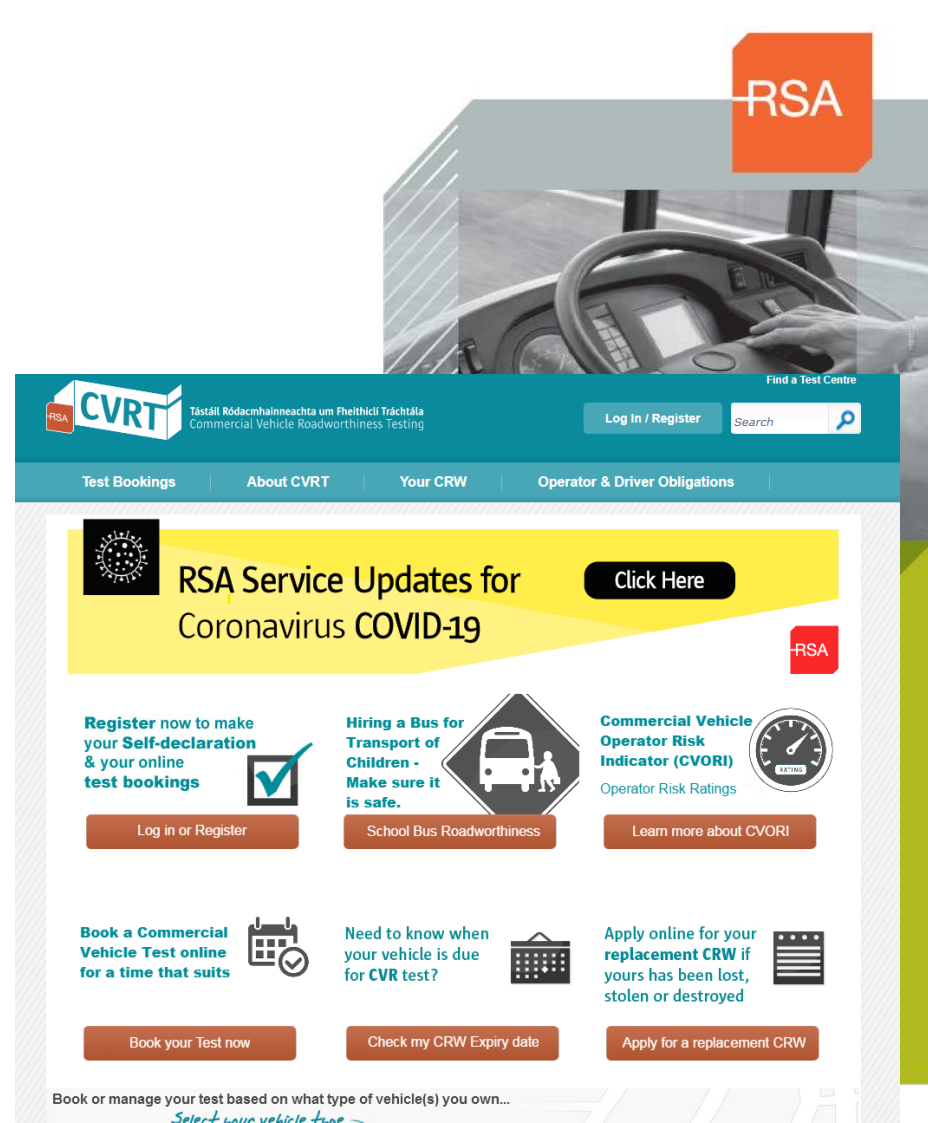
Driving for Work Webinar 2020

Thank You