

Title	Demonstrate knowledge of law relevant to contracts in the road transport industry		
Level	3	Credits	4

Purpose	<p>This unit standard is intended for personnel involved in despatching vehicles and is applicable primarily to goods services.</p> <p>People credited with this unit standard are able to: obtain information on law relevant to contracts in the road transport industry; demonstrate knowledge of law relating to road transport consumer rights; describe the Carriage of Goods Act 1979; and explain contract law.</p>
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Classification	Commercial Road Transport > Road Transport Operations
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Available grade	Achieved
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Guidance Information

- 1 Legislation, regulations, references and/or industry standards relevant to this unit standard include but are not limited to the:

- Carriage of Goods Act 1979;
- Consumer Guarantees Act 1993;
- Fair Trading Act 1986;
- Cox, E. (1999). *Road Transport Handbook*. Brooker's;
- Land Transport New Zealand. (2004). *Knowledge of Law and Practice Handbook (Core Module and Goods Service Module)*.

Any new, amended or replacement Acts, regulations, Rules, standards, codes of practice, or authority requirements or conditions affecting this unit standard will take precedence for assessment purposes, pending review of this unit standard.

- 2 Definition

Workplace procedures refers to organisation policies and procedures that are documented in memo, electronic, or manual format and available in the workplace. They may include but are not limited to – standard operating procedures, site specific procedures, site safety procedures, equipment operating procedures, quality assurance procedures, product quality specifications, manufacturer's requirements, references, approved codes of practice, housekeeping standards, environmental considerations, on-site briefings, supervisor's instructions, and procedures to comply with legislative and local body requirements relevant to the commercial road transport sector.

3 Assessment information

Evidence presented for assessment against this unit standard must be consistent with safe working practices and be in accordance with applicable service information, workplace procedures and legislative requirements.

Outcomes and performance criteria

Outcome 1

Obtain information on law relevant to contracts in the road transport industry.

Performance criteria

- 1.1 Information on one Act relating to contracts in the road transport industry is obtained from two different sources, including the Internet.

Outcome 2

Demonstrate knowledge of law relating to road transport consumer rights.

Performance criteria

- 2.1 The principles underlying the Consumer Guarantees Act 1993 are described in terms of reasonable care and skill, fitness for particular purpose, time of completion, price, right of redress against suppliers where services fail to comply with guarantees, and cancellation.
- 2.2 Principles of fair trading are described in terms of misleading conduct and false representations.

Outcome 3

Describe the Carriage of Goods Act 1979.

Performance criteria

- 3.1 Principal kinds of contract to carry goods as they apply to liability for loss or damage to goods are described.
- Range at the owner's risk, at limited carrier's risk, at declared value risk, on declared terms.
- 3.2 The requirements for storage and disposal of unclaimed or rejected goods, and disposal of perishable goods are described.
- 3.3 The limits of the carrier's liability, and exceptions to that liability are described.
- 3.4 Exclusions from the Act are described.

Outcome 4

Explain contract law.

Performance criteria

- 4.1 A verbal contract is explained in terms of making an offer and receiving acceptance.
- 4.2 The requirements for a legally enforceable contract are explained in terms of the six requirements specified in the Knowledge of Law and Practice Handbook.
- 4.3 The terms 'contract of service' and 'contract for service' are explained in terms of work carried out by employee-drivers and owner-drivers.

Planned review date	31 December 2029
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Status information and last date for assessment for superseded versions

Process	Version	Date	Last Date for Assessment
Registration	1	30 April 2001	31 December 2027
Review	2	27 July 2005	31 December 2027
Revision	3	23 April 2007	31 December 2027
Review	4	25 July 2024	N/A

Consent and Moderation Requirements (CMR) reference	0014
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This CMR can be accessed at <http://www.nzqa.govt.nz/framework/search/index.do>.

Comments on this unit standard

Please contact Hanga-Aro-Rau Manufacturing, Engineering and Logistics Workforce Development Council qualifications@hangaarorau.nz if you wish to suggest changes to the content of this unit standard.