

19 November 2018

National Transport Commission
Public Submission – Regulating Government Access to C-ITS and Automated Vehicle Data
Level 3, 600 Bourke Street
MELBOURNE VIC 3000

Re: Regulating Government Access to C-ITS and Automated Vehicle Data

The Australian Logistics Council (ALC) welcomes the opportunity to comment on the paper entitled *Regulating Government Access to C-ITS and Automated Vehicle Data Discussion Paper*.

The Discussion Paper deals with the important issue of ensuring that data collected by vehicles and intelligent transport systems is handled appropriately. ALC agrees with this proposition.

As ALC said in its recent publication, *A Common Data Set for Our Supply Chain*, ALC and its members are working towards the adoption of global data standards by all participants in the Australian logistics industry. ALC also encourages the development of a freight observatory, which would collect data for the purposes of measuring outcomes, developing performance indicators and providing information to public and private decision makers to allow them to make policy and investment decisions.

However, ALC went on to say:

Industry participants place an understandably high premium on privacy. They seek assurance that data collected is only used for statistical purposes.

Confidence in how data is handled is vital if it is to be willingly and voluntarily supplied. This is why some argue a Freight Observatory should be independent of government.

It is clear that a statement of privacy principles drawn from the Australian Privacy Principles is needed to give industry confidence that data will be used appropriately. This will be particularly relevant if the proposed agency cannot be established under federal legislation.

To provide a further layer of protection, the provision or use of information provided to (or by) the Freight Observatory should be governed by an enforceable code of conduct. This would be similar to the way the recently enacted European Union General Data Protection Regulation protects the use and exchange of data in Europe. The party providing any data would remain its owner.

ALC therefore agrees that Option 2, as set out in Table 5 of the Discussion Paper, aided by the advice contained in the University of NSW Report *The privacy and data protection regulatory framework for C-ITS and AV Systems* should be developed into a final proposal, to assist the development of a privacy standard that can be universally applied across all applications where information is collected from the transport and logistics sector for statutory and other purposes.

Should you have any queries, please feel free to contact me on (02) 6273 0755 or at Lachlan.Benson@austlogistics.com.au



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