



WASTE CONTRACTORS &
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Attention WCRA Members & Associates,

From Monday 12 July 2021, more businesses and organisations will need a NSW Government QR code so that staff and customers can check in using the Service NSW app.

<https://www.nsw.gov.au/covid-19/covid-safe/customer-record-keeping/setting-up-electronic-check-and-qr-codes>

As a result a number of Members have requested clarification on the need for QR code sign in by Drivers when collecting waste from business premises.

Based on our review and the advice of Mr Jay Clowes from Fishburn Watson O'Brien, we advise as follows:-

- From a technical perspective, none of the guides or information publicly released by the NSW Government indicate that there is check-in obligation on the driver/visitor.
- The obligation is on the business operator to take reasonable steps to cause the driver to check-in.
- If a driver does not (or refuses to) do so, it is a question for the business operator as to what they do next. Either way, the driver has not breached any laws by failing to check-in.
- From a more practical perspective, if a driver does not pass through business premises displaying a check-in QR code (eg. if they just collect bins from a loading dock, the car park or a remote part of the site) then they are not required to go in search of one.
- If a driver does pass through business premises displaying a check-in QR code (eg. going through reception or an office to collect internal waste), the driver will need to comply with the site's procedures and check-in and check-out.
- And finally, SafeWork NSW states on their website that "You are not required to check in when entering by vehicle, if you do not leave your vehicle".

Therefore, as far as we can reasonably ascertain, the need for check-in is determined by the customer.

Should you require any further assistance, please contact the WCRA office.