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125-26-102

Citation: 2004 PSSRB 65



Public Service Staff  
Relations Act

Before the Public Service  
Staff Relations Board

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BETWEEN

**Professional Institute of the Public Service of Canada**

Bargaining Agent

and

**National Energy Board**

Employer



**RE: RECORD OF SPECIFICATION OF PROCESS FOR RESOLUTION OF A DISPUTE**  
**All employees of the NEB save and except those who are specifically**  
**excluded from collective bargaining by operation of law or determination**  
**of the Board**

**Before:** Yvon Tarte, Chairperson

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(Heard without an oral hearing)

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[1] In *National Energy Board v. the Public Service Alliance of Canada and the Professional Institute of the Public Service of Canada*, 2004 PSSRB 6 (PSSRB File No. 125-26-101 & 102), the Board certified the Professional Institute of the Public Service of Canada (bargaining agent) as the bargaining agent for the following bargaining unit (bargaining unit):

*all employees of the NEB save and except those who are specifically excluded from collective bargaining by operation of law or determination of the Board.*

[2] On May 3, 2004, the bargaining agent filed with the Board pursuant to section 37 of the *Public Service Staff Relations Act*, a notice indicating that the process for resolution of any dispute to which it may be a party in respect of the bargaining unit described in paragraph 1, would consist of referral of the dispute to conciliation.

[3] Pursuant to section 38 of the *Public Service Staff Relations Act* (the *Act*), the Board records as part of the certification of the Professional Institute of the Public Service of Canada for the bargaining unit described in paragraph 1, hereof, that the process for the resolution of any dispute to which the bargaining agent may henceforth be a party in respect of such bargaining unit shall be by referral of the dispute to conciliation.

[4] The process so recorded shall be the process applicable to the bargaining unit described in paragraph 1 for the resolution of all disputes from the time on which any notice to bargain collectively in respect of the bargaining unit is given next following May 3, 2004 and thereafter until the process is further altered in accordance with section 39 of the *Act*.

**Yvon Tarte,  
Chairperson**

OTTAWA, June 14, 2004.