

Date: 20071001

File: 485-HC-34

Citation: 2007 PSLRB 103



*Parliamentary Employment and
Staff Relations Act*

Before the Chairperson
Public Service Labour Relations Board

IN THE MATTER OF
THE *PARLIAMENTARY EMPLOYMENT AND STAFF RELATIONS ACT*
and a dispute affecting
the Communications, Energy and Paperworkers Union of Canada, Local 102-0, as
bargaining agent,
and the House of Commons, as employer,
in respect of the employees in the Technical Group

Indexed as
*Communications, Energy and Paperworkers Union of Canada, Local 102-0 v.
House of Commons*

TERMS OF REFERENCE FOR ARBITRATION

To: Mr. Ron Leblanc, Mr. Dale Clark and Mr. Ian Mackenzie,
Members of the Board for the purposes of the arbitration in the above-cited matter

For the Bargaining Agent: David Migicovsky, Counsel

For the Employer: Carole Piette, Counsel

(Decided without an oral hearing)

TERMS OF REFERENCE FOR ARBITRATION

[1] Pursuant to subsection 48(1) of the *Parliamentary Employment and Staff Relations Act*, 1985, c.33 (2nd Supp.) (*PESRA*), a panel has been appointed for the arbitration of a dispute affecting the Communications, Energy and Paperworkers Union of Canada, Local 102-0, as bargaining agent, and the House of Commons, as employer. The Terms of Reference for Arbitration were established in decision 2007 PSLRB 97.

[2] By Certificates of Appointment (File 485-HC-34) dated September 13, 2007, I appointed Ms. Mary Anne Griffith, on the nomination of the employer; Mr. Dale Clark, on the nomination of the bargaining agent; and Mr. Ian Mackenzie, Board Member of the Public Service Labour Relations Board.

[3] In a letter dated September 25, 2007, Ms. Piette, Counsel for the employer, informed the Board that Ms. Griffith would not be available to act as the Employer's nominee in the above-noted matter. In this same letter, Ms. Piette informs the Board that Mr. Ron Leblanc has been selected as a replacement for Ms. Griffith as the Employer's nominee.

[4] Accordingly, pursuant to section 17 of the *PESRA*, the appointment of Ms. Griffith as panel member is hereby rescinded. Mr. Ron Leblanc, on the nomination of the employer, is appointed to the arbitration panel.

[5] Accordingly, pursuant to section 52 of the *PESRA*, the panel of the Board established for the purpose of the arbitration in this matter, is to render an arbitral award in this dispute on those matters set out as outstanding in paragraph 7 of my previous decision of September 13, 2007.

October 1, 2007.

**Casper Bloom, Q.C., Ad. E.,
Chairperson**