

Date: 20090130

File: 525-34-00016

Citation: 2009 PSLRB 12

*Public Service
Labour Relations Act*



Before the Public Service
Labour Relations Board

BETWEEN

CANADA REVENUE AGENCY

Applicant

and

PUBLIC SERVICE ALLIANCE OF CANADA

Respondent

Indexed as

Canada Revenue Agency v. Public Service Alliance of Canada

In the matter of a request for the Board to exercise any of its powers under section 43 of the *Public Service Labour Relations Act*

REASONS FOR DECISION

Before: [Michel Paquette, Board Member](#)

For the Applicant: [Natalie Atherton, counsel](#)

For the Respondent: [Stephanie Copeland, counsel](#)

Decided on the basis of written submissions,
filed November 20 and 25, 2008.

REASONS FOR DECISION

Request before the Board

[1] On October 21, 2008, the Canada Revenue Agency (“the applicant”) applied for the exclusion of two managerial and confidential positions within the Program Delivery and Administrative Services Group bargaining unit. The Public Service Alliance of Canada (“the respondent”) did not object to the exclusion of those positions, numbered 30006232 and 30005852.

[2] On November 17, 2008, the Public Service Labour Relations Board (“the Board”) ordered (PSLRB File Nos. 572-34-1354 and 572-34-P1) that positions 30006232 and 30005852, as identified in the annex to the order, were managerial or confidential positions.

[3] The applicant filed an application with the Board under section 43 of the *Public Service Labour Relations Act* on November 20, 2008, requesting that the Board review its November 17, 2008 order (PSLRB File Nos. 572-34-1354 and 572-34-P1). The applicant stated that the order identified the classifications of positions 30006232 and 30005852 as MG-06 rather than MG-05. Furthermore, the applicant requested that the group and level of the positions declared managerial or confidential in the November 17, 2008, order be amended.

[4] On November 25, 2008, the respondent consented to the requested amendments.

[5] Under those circumstances, the Board grants the applicant’s request.

[6] For all of the above reasons, the Board makes the following order:

(The Order appears on the next page)

Order

[7] The annex to the November 17, 2008 order (PSLRB File Nos. 572-34-1354 and 572-34-P1) is amended as specified in the annex to this decision.

January 30, 2009

**Michel Paquette,
Board Member**

Annex**Public Service Labour Relations Board
Managerial or Confidential Positions**

PSLRB Reference	Department or Agency	Bargaining Unit	Position Number	Classification	Position Title and Description	Occupant	Geographic Location	Grounds for Exclusion
572-34-1354	Canada Revenue Agency	Program Delivery and Administrative Services Group	30006232	MG-05	Manager, Revenue Collections (Complex Accounts Receivable)	A. Lamontagne	Ottawa	59(1)(e)
572-34-1354	Canada Revenue Agency	Program Delivery and Administrative Services Group	30005852	MG-05	Manager, Revenue Collections (Bankruptcy and Insolvency)	S. Cormier	Ottawa	59(1)(e)