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Citation: 2009 PSLRB 32



*Public Service
Labour Relations Act*

Before the Chairperson
Public Service Labour Relations Board

IN THE MATTER OF
THE *PUBLIC SERVICE LABOUR RELATIONS ACT*
and a dispute affecting
the Public Service Alliance of Canada, as bargaining agent,
and the Treasury Board, as employer,
in respect of the Technical Services Group bargaining unit

Indexed as
Public Service Alliance of Canada v. Treasury Board

TERMS OF REFERENCE OF THE ARBITRATION BOARD

To: David Starkman, chairperson of the arbitration board;
Jim Wolfgang and Jock Climie, arbitration board members

Before: Casper M. Bloom, Q.C., Ad. E., Chairperson

For the Bargaining Agent: Mike McNamara, Public Service Alliance of Canada

For the Employer: Josée Lefebvre, Treasury Board Secretariat

Issued on the basis of written submissions,
dated November 27, December 5 and December 19, 2008.

TERMS OF REFERENCE OF THE ARBITRATION BOARD

[1] By letter of November 27, 2008, the Public Service Alliance of Canada (“the bargaining agent”) requested arbitration in respect of the Technical Services Group bargaining unit. Along with its request, the bargaining agent provided a list of the terms and conditions of employment that it wished to refer to arbitration. Those terms and conditions of employment and supporting material are attached as schedule 1.

[2] By letter of December 5, 2008, the Treasury Board (“the employer”) provided its position on the terms and conditions of employment that the bargaining agent wished to refer to arbitration. The employer also provided a list of additional terms and conditions of employment it wished to refer to arbitration. That letter and supporting material are attached as schedule 2.

[3] By letter of December 19, 2008, the bargaining agent provided its position on the additional terms and conditions of employment that the employer wished to refer to arbitration. That letter is attached as schedule 3.

[4] Accordingly, pursuant to section 144 of the *Public Service Labour Relations Act* (the “*Act*”), the matters in dispute on which the arbitration board shall make an arbitral award are those set out in schedules 1 to 3 inclusive, which are attached to this decision.

[5] Should any jurisdictional question arise during the course of the hearing as to the inclusion of a matter in these terms of reference, that question must be submitted without delay to the Chairperson of the Public Service Labour Relations Board, who is, according to subsection 144(1) of the *Act*, the only person authorized to make such a determination.

March 13, 2009.

**Casper M. Bloom, Q.C., Ad. E.,
Chairperson
Public Service Labour Relations Board**