

Date: 20121218

File: 485-SC-51

Citation: 2012 PSLRB 131



*Parliamentary Employment
and Staff Relations Act*

Before a panel of the Public
Service Labour Relations Board

IN THE MATTER OF
THE *PARLIAMENTARY EMPLOYMENT AND STAFF RELATIONS ACT*
and a dispute affecting
the Public Service Alliance of Canada, as bargaining agent,
and the Senate of Canada, as employer,
in respect of the Operational Group of the Senate, except for employees in the
Protective Services Sub-Group bargaining unit

Indexed as
Public Service Alliance of Canada v. Senate of Canada

TERMS OF REFERENCE

[1] In a decision dated September 27, 2012 (Citation 2012 PSLRB 101), I established an arbitration board in the above-cited matter. The arbitration board was composed of Mr. Michael Bendel, chairperson, Mr. Joe Herbert, nominee for the bargaining agent and Mr. Jacques Sabourin, nominee for the employer.

[2] In an e-mail dated December 13, 2012, Ms. Carol Piette, counsel for the employer informed the Public Service Labour Relations Board that Mr. Sabourin could no longer act as their nominee on the arbitration board. Ms. Piette also requested that Mr. Sabourin be replaced by Mrs. Kathryn Butler Malette of Ottawa Ontario, Mrs. Butler Malette having already indicated her willingness and availability to act as the new nominee for the employer.

[3] Accordingly, this will serve to confirm that the appointment of Mr. Jacques Sabourin as member is hereby rescinded. This will also confirm that pursuant to section 48(1) of the *Act*, I hereby establish in this matter an arbitration board composed of the following members:

Mr. Michael Bendel, chairperson;

Mr. Joe Herbert; and

Mrs. Kathryn Butler Malette

[4] Pursuant to section 52 of the *Act*, the matters on which the arbitration board shall render an arbitral award in this dispute remain those set out as outstanding in paragraph 5 of my previous decision of September 27, 2012 (Citation 2012 PSLRB 101).

December 18, 2012.

**Casper M. Bloom, Q.C., Ad., E.,
a panel of the Public Service
Labour Relations Board**