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File: 585-02-37

Citation: 2012 PSLRB 3



*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 International Brotherhood of Electrical Workers, Local 2228, as bargaining agent,
and the Treasury Board of Canada, as employer,
in respect of the Electronics (EL) Group bargaining unit

Indexed as
*International Brotherhood of Electrical Workers, Local 2228 v. Treasury Board of
Canada*

TERMS OF REFERENCE OF THE ARBITRATION BOARD

To: Michel Picher, chairperson of the arbitration board;
Fazal Bhimji and Jock Climie, arbitration board members

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

For the Bargaining Agent: Daniel Boulet, International Brotherhood of Electrical
Workers, Local 2228

For the Employer: Ted Leindecker, Treasury Board Secretariat

Issued on the basis of written submissions,
dated October 31, November 8, 10 and December 2, 2011.

[1] By letter of October 31, 2011, the International Brotherhood of Electrical Workers, Local 2228 (“the bargaining agent”) requested arbitration in respect of the Electronics (EL) 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 November 8, 2011, the Treasury Board of Canada (“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 November 10, 2011, the bargaining agent provided its position on the additional terms and conditions of employment that the employer wished to refer to arbitration. That letter and supporting material are attached as schedule 3.

[4] By letter of December 2, 2011, the employer provided its position on the bargaining agent’s November 10, 2011 letter. That letter is attached as schedule 4.

[5] 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 4 inclusive, which are attached to this decision.

[6] 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.

January 10, 2012.

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