

Date: 20031210

File: 442-HC-16

Citation: 2003 PSSRB 112



Parliamentary Employment and
Staff Relations Act

Before the Public Service
Staff Relations Board

BETWEEN

PUBLIC SERVICE ALLIANCE OF CANADA

Applicant

and

HOUSE OF COMMONS

Employer

RE: Application for Certification Pursuant to Section 25 of the
Parliamentary Employment and Staff Relations Act

Before: [Guy Giguère, Deputy Chairperson](#)

(Rendered without an oral hearing.)

DECISION

[1] In its decision of October 22, 2003 (*Public Service Alliance of Canada v. House of Commons*, 2003 PSSRB 95), the Board ordered that a representation vote be taken in a bargaining unit consisting of all employees of the Security Services Directorate of the House of Commons working as scanners. As both parties requested that employee status be determined by their agreed Rules Governing Employee Status, the Board further ordered that this vote be conducted amongst employees whose names appeared in a list submitted by the parties. On December 2, 2003, following requests by both parties to modify the list of eligible voters, the Board granted these modifications to the list and amended its decision 2003 PSSRB 95 accordingly.

[2] The Returning Officer for the vote, Gilles Grenier, has reported to the Board that the representation vote has been held and that the results of the ballot are as follows:

Number of employees eligible to vote	28
Number of ballots cast	24
Number of ballots marked in favour of the Public Service Alliance of Canada	20
Number of ballots against the Public Service Alliance of Canada	4
Number of spoiled ballots	0
Number of ballots segregated and not counted	0

[3] The Returning Officer has produced to the Board the Certificate of Result of Vote recording the figures shown above in paragraph 2, signed by him and bearing the signatures of the representatives of the applicant and the employer.

[4] The Returning Officer has also produced to the Board a Scrutineers' Certificate signed by the representatives of the applicant and employer. In this document, the scrutineers stated that they: were given the opportunity of attending the poll; consented to the counting of the ballots; were given the opportunity to examine the ballots cast and that the vote was conducted in a fair and proper manner.

[5] The Returning Officer further produced to the Board a Consent and Waiver form signed by the representatives of the applicant and employer wherein they consented to

having the Board dispose of this case, without hearing, on the basis of the evidence currently before it, and the Certificate of Result of Vote.

[6] Having regard to all the evidence before it in this matter, the Board is satisfied that a majority of the eligible employees in the bargaining unit defined in paragraph 1 above, who cast ballots, wish the Public Service Alliance of Canada to represent them as their bargaining agent.

[7] Accordingly, the Board hereby certifies the Public Service Alliance of Canada as bargaining agent for all employees of the Security Services Directorate of the House of Commons working as scanners. The Board will issue a certificate for the bargaining unit described above.

[8] The Secretary will destroy the ballots cast in the representation vote taken in this matter following the expiration of 30 days from the date of this decision unless a statement requesting that the ballots should not be destroyed is received by the Board from one of the parties before the expiration of such 30-day period.

**Guy Giguère,
Deputy Chairperson**

OTTAWA, December 10, 2003.