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Date: 20001213

Files: 125-2-98  
142-2-328

Citation: 2000 PSSRB 113



Public Service Staff  
Relations Act

Before the Public Service  
Staff Relations Board

BETWEEN

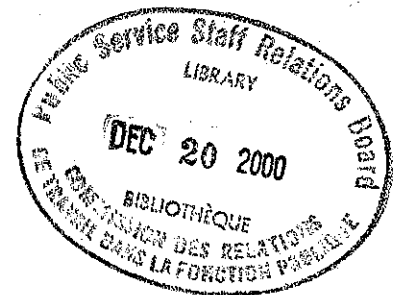
CANADIAN ASSOCIATION OF PROFESSIONAL RADIO OPERATORS

Applicant

and

TREASURY BOARD

Employer



**MATTER :** Amendment of Certification Decision  
Section 27 of the Public Service Staff Relations Act

**Before:** Yvon Tarte, Chairperson

**For the applicant:** Martin Grégoire, President, Canadian Association of Professional  
Radio Operators

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(Decided without an oral hearing.)



[1] This decision pertains to an application for a review of decisions filed by the Canadian Association of Professional Radio Operators (CAPRO) under section 27 of the *Public Service Staff Relations Act* (Act) to change its name.

[2] Section 27 of the Act provides as follows:

**Powers and Duties of the Board**

...

27. (1) *Subject to subsection (2), the Board may review, rescind, amend, alter or vary any decision or order made by it, or may re-hear any application before making an order in respect thereof.*

(2) *Any rights acquired by virtue of any decision or order that is reviewed, rescinded, amended, altered or varied pursuant to subsection (1) shall not be altered or extinguished with effect from a day earlier than the day on which the review, rescission, amendment, alteration or variation is made.*

[3] On December 18, 1984, the Board certified CAPRO as the bargaining agent for the bargaining unit comprised of all employees belonging to the Radio Operations Group (technical category) and working for the Treasury Board (Board file 143-2-225).

[4] On May 19, 1999, pursuant to section 103 of the *Public Service Reform Act*, the Board amended the description of the bargaining unit to have the latter include "[A]ll employees of the Employer in the Radio Operations Group as defined in Part I [sic] the *Canada Gazette* of March 27, 1999", and confirmed CAPRO's certification as bargaining agent (Board file 142-2-328).

[5] CAPRO is the bargaining agent for a single bargaining unit and the only employees it represents are those belonging to the Marine Communications and Traffic Services Association (MCTSA). The MCTSA represents Treasury Board employees who hold positions in the Radio Operations Group. At this point, it is also the only organization that is a member of CAPRO.

[6] On December 5, 2000, APRO asked the Board to change its name to replace it with that of MCTSA. The Board is of the view that, by its letter, CAPRO asked it to amend its decisions of December 18, 1984 (Board file 143-2-225) and May 19, 1999 (Board file 142-2-328) pursuant to section 27 of the Act.

[7] In the circumstances, the Board considers it appropriate to grant CAPRO's request and is replacing the latter's name with that of MCTSA. Therefore, the Board's decisions of December 18, 1984 (Board file 143-2-225) and May 19, 1999 (Board file 142-2-328) are amended accordingly.

[8] A new certificate will be issued.

**Yvon Tarte,  
Chairperson**

**OTTAWA, December 13, 2000.**

**Certified true translation**

**Maryse Bernier**