

Date: 20181017

File: 585-24-39032

Citation: 2018 FPSLREB 84

*Federal Public Sector
Labour Relations and
Employment Board Act and
Federal Public Sector Labour
Relations Act*



Before the Chairperson of the
Federal Public Sector
Labour Relations and
Employment Board

IN THE MATTER OF
THE *FEDERAL PUBLIC SECTOR LABOUR RELATIONS ACT*
and a dispute affecting
the Public Service Alliance of Canada, as bargaining agent,
and the Statistics Survey Operations, as employer,
in respect of the bargaining unit composed of all employees of the employer engaged
in the carrying out of survey activities primarily outside of Statistics Canada Offices

Indexed as
Public Service Alliance of Canada v. Statistics Survey Operations

AMENDED TERMS OF REFERENCE

To: Ian Mackenzie, chairperson of the arbitration board;
Joe Herbert and Benoit Chartrand, arbitration board members

Before: Catherine Ebbs, Chairperson of the Federal Public Sector Labour Relations
and Employment Board

For the Applicant: Hassan Husseini, Public Service Alliance of Canada

For the Respondent: Geoff Bowlby, Statistics Canada

Decided on the basis of written submissions,
filed August 14 and 30, 2018.

TERMS OF REFERENCE

[1] By letter of August 14, 2018, the Public Service Alliance of Canada (“the bargaining agent”) requested arbitration pursuant to section 136 of the *Federal Public Sector Labour Relations Act* (the “Act”) in respect of the bargaining unit composed of all employees of the employer engaged in the carrying out of survey activities primarily outside of Statistics Canada Offices (“the bargaining unit”). Along with its request, the bargaining agent provided a list of the terms and conditions of employment it wished to refer to arbitration. Those terms and conditions of employment and supporting material are attached as schedule 1.

[2] By letter of August 30, 2018, the Statistical Survey Operations (“the employer”) provided its position on the terms and conditions of employment that the bargaining agent wished to refer to arbitration. The employer has not submitted any additional matters for arbitration. That letter and supporting material are attached as schedule 2.

[3] Accordingly, pursuant to section 144 of the *Act*, the matters in dispute on which the arbitration board shall make an arbitral award are those set out in schedules 1 and 2 inclusive, which are attached to this decision.

[4] 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 Federal Public Sector Labour Relations and Employment Board, who is, according to subsection 144(1) of the *Act*, the only person authorized to make such a determination.

October 17, 2018.

**Catherine Ebbs,
Chairperson of the
Federal Public Sector Labour
Relations and Employment Board**