

CARRIED

**Bill #100  
Labour Board Act**

CHANGES RECOMMENDED TO THE LAW AMENDMENTS COMMITTEE  
BY THE MINISTER OF LABOUR AND WORKFORCE DEVELOPMENT

**PAGE 7, Clause 27 - delete and substitute:**

27 Section 3 of Chapter 71 is repealed and the following Section substituted:

3 (1) The Board is constituted and shall act as a panel of the Board consisting of the Chair or a vice-chair, as the chair of a panel, and two other members of the Board equally representative of employees and employers.

(2) Notwithstanding subsection (1), the Chair or a vice-chair of the Board may sit alone to hear a matter with respect to

(a) an uncontested application or question; or

(b) a complaint under subsection (3) of Section 54A of the *Trade Union Act*,

and, when doing so, may exercise all the powers of the Board.

28 Sections 4 to 6, 8 and 9 and subsection 13(3) of Chapter 71 are repealed.

**PAGES 7 to 12, Clauses 28 to 44 - renumber as 29 to 45.**

**PAGE 12, Clause 45 - delete and substitute:**

46 Section 8 of Chapter 103 is repealed and the following Section substituted:

8 (1) The Board is constituted and shall act as a panel of the Board consisting of the Chair or a vice-chair, as the chair of a panel, and two other members of the Board equally representative of employees and employers.

(2) Notwithstanding subsection (1), the Chair or a vice-chair of the Board may sit alone to hear a matter with respect to

(a) an uncontested application or question; or

(b) a complaint under subsection (3) of Section 54A of the *Trade Union Act*,

and, when doing so, may exercise all the powers of the Board.

47 Sections 9 and 10 of Chapter 103 are repealed.

**PAGES 12 to 17, Clauses 46 to 66 - renumber as 48 to 68.**

**PAGE 17, Clause 67** - delete and substitute:

69 Section 5 of Chapter 1 is repealed and the following Section substituted:

5 (1) The Board is constituted and shall act as a panel of the Board consisting of the Chair or a vice-chair, as the chair of a panel, and two other members of the Board equally representative of employees and employers.

(2) Notwithstanding subsection (1), the Chair or a vice-chair of the Board may sit alone to hear a matter with respect to

(a) an uncontested application or question; or

(b) a complaint under subsection 54A(3) of the *Trade Union Act*,

and, when doing so, may exercise all the powers of the Board.

70 Sections 6 to 8, 10 and 11 of Chapter 1 are repealed.

**PAGES 17 to 27, Clauses 68 to 116** - renumber as 71 to 119.**PAGE 28, Clause 117** -

(a) **renumber as 120;**

(b) **subclause (1)** - add the following:

(3) Persons appointed to a panel of the Board constituted in accordance with subsection (1) or (2) must have knowledge and experience in matters of occupational health and safety.

**PAGES 28 to 31, Clauses 118 to 134** - renumber as 121 to 158.**PAGES 31 and 32, Clause 135** -

(a) **renumber as 138;**

(b) **proposed clause 4E(a), line 2** - add "arising out of the *Civil Service Collective Bargaining Act*, Schedule A of the *Corrections Act*, the *Highway Workers Collective Bargaining Act* and the *Trade Union Act*," immediately after "issues";

(c) **proposed clause 4E(b), line 2** - delete "other labour relations statutes" and substitute "the statutes referred to in clause (a).";

(d) **add immediately after proposed Section 4E the following Section:**

4F (1) The Committee shall consult with unionized employers and employees in performing its function under Section 4E.

(2) The Committee shall consult non-unionized employers and employees in relation to

(a) certification issues; and

(b) other labour-relations issues that the Committee considers will affect non-unionized employers and employees.

(e) ~~proposed Section 4F~~ - renumber as 4G.

**PAGES 32 to 35, Clauses 136 to 155** - renumber as 139 to 158.

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