

PROVINCE OF NEW BRUNSWICK

FILE NO. _____



Industrial Relations Act
(R.S.N.B., c. I-4)

APPLICATION FOR A DECLARATION CONCERNING
STATUS OF SUCCESSOR TRADE UNION OR COUNCIL OF TRADE UNIONS
BEFORE THE LABOUR AND EMPLOYMENT BOARD

Between:

-and- Applicant,

Respondent.

The applicant, pursuant to section 58 of the Act, applies to the Labour and Employment Board for a declaration that

(name of trade union or council of trade unions claiming to be the successor)

*has *has not acquired the rights, privileges and duties of its predecessor

(name of predecessor trade union or council of trade unions)

by reason of a merger, amalgamation or a transfer of jurisdiction.

The applicant states:

1.

(a)

Name of applicant:
- (b)

Address of applicant:
- (c)

Address for service:
2.

(a)

Name of respondent:
- (b)

Address of respondent:
- (c)

Address for service:

*Strike out if not applicable

3. Address of predecessor trade union or council of trade unions:

*4. (Where respondent is not the employer)

(a) Name of employer of employees affected by the application:

(b) Address of employer:

*5. (Where the employer is a member of an employers' organization that may be affected by the application)

(a) Name of employers' organization:

(b) Address of organization:

6. Detailed description of the unit of employees for which the predecessor was the bargaining agent, including (as applicable) the municipality or other geographic area affected:

7. Approximate number of employees in the unit described in paragraph 6:

8. The date of certification, if any, of the predecessor as bargaining agent of the employees in the unit:

*9. The predecessor trade union or council of trade unions and the employer are or were parties to or bound by a recognition agreement that:

- (a) was signed on the _____ day of _____, 20 ____;
- (b) became effective on the _____ day of _____, 20 ____; and
- (c) contains the following provisions relating to its termination or renewal:

*10. The predecessor trade union or council of trade unions and the employer are or were parties to or bound by a collective agreement that:

- (a) was signed on the _____ day of _____, 20 ____;
- (b) became effective on the _____ day of _____, 20 ____; and
- (c) contains the following provisions relating to its termination or renewal:

*Strike out if not applicable

11. The material facts upon which the applicant intends to rely to establish its request for a declaration are:

12. Other relevant statements:

13. *(1) The applicant consents to the declaration requested being made without a hearing by the Board.

OR

*(2) The applicant consents to the disposition of the application without a hearing by the Board and makes the following representations thereon:

OR

*(3) The applicant requests a hearing of the application by the Board and undertakes to attend a hearing of the Board for this purpose. The applicant states in support of such request as follows:

*14. Additional pages annexed or attached:

(a) Number of pages:

(b) Paragraph numbers of this form completed on the additional pages:

*15. In addition to the normal service of documents relating to this application, the applicant requests that copies of documents be forwarded as follows (name and address):

Dated at _____, this _____ day of _____, 20____.

(Signature and office)

(Signature and office)

N.B. This form must be completed and signed in accordance with provisions made in the Act and under the rules of the Board.

*Strike out if not applicable