

PROVINCE OF NEW BRUNSWICK

FILE NO. _____



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

APPLICATION FOR A DECLARATION OF SUCCESSOR RIGHTS
BEFORE THE LABOUR AND EMPLOYMENT BOARD

Between:

Applicant,

-and-

Respondent.

The applicant applies to the Labour and Employment Board under section 60 of the Act with respect to the bargaining rights of

_____ as a result of,

(trade union or council of trade unions)

*(a) a sale of a business by _____ to
(predecessor employer)
_____ alleged to have taken place on or about
(successor employer)
the _____ day of _____, 20 ____ .

OR

*(b) an amalgamation of two or more municipalities involving _____
(successor municipality)
and _____ alleged to have taken place on or about the
(predecessor municipality)
_____ day of _____, 20 ____ .

OR

*(c) the decrement of one municipality related to the annexation to another municipality involving
_____ and _____
(deceased municipality) (municipality to which annexed)
alleged to have taken place on or about the _____ day of _____, 20 ____ .

The applicant states:

1. (a) Name of applicant:

(b) Address of applicant:

*Strike out if not applicable

(c) Address for service:

*2. (Where the applicant is not a trade union or council of trade unions)

(a) Name of the *trade union *council of trade unions claiming bargaining rights:

(b) Address of the *trade union *council of trade unions claiming bargaining rights:

*3. (Where the applicant is not the successor employer)

(a) Name of successor employer:

(b) Address of successor employer:

(c) Address for service:

*4. (a) Name of predecessor employer:

(b) Address of predecessor employer:

*5. *(a) Name of successor municipality:

*(b) Name of predecessor municipality:

OR

*(c) Name of deceased municipality:

*(d) Name of municipality to which annexed:

*Strike out if not applicable

6. Name and address of any other trade union, council of trade unions, employer, employers' organization or other person that may have an interest in this application:

*7. *(1) A sale of a business *did *did not take place.

OR

*(2) An amalgamation, union or other joining of two or more municipalities *did *did not take place.

OR

*(3) A decrement of one municipality and annexation to another municipality *did *did not take place.

8. As a result,

*(a) _____ *is *is not bound by a collective agreement entered into by
 _____ and _____
 (trade union or council of trade unions)

OR

*(b) _____ *is *is not required to bargain with _____
 _____ with a view to make a collective agreement.
 (trade union or council of trade unions)

- *9. A change in the character of the business so that it is substantially different from the business of the predecessor employer *has *has not taken place.

- *10. *(a) An intermingling of employees of one business with the employees of another business represented by a *trade union *council of trade unions *has *has not taken place.

OR

*(b) An intermingling of employees of one municipality with employees of another municipality represented by a *trade union *council of trade unions *has *has not taken place.

11. The applicant makes the following request (state nature of relief claimed):

12. The applicant submits with this application the following documents:

- *13. Other relevant statements including a statement of events which led to this application are:

*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 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.