

PROVINCE OF NEW BRUNSWICK

FILE NO. _____



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

REPLY TO NOTICE OF A REFERRAL
BEFORE THE LABOUR AND EMPLOYMENT BOARD

The *complainant *respondent *intervener replies to the Notice of a Referral made to the Labour and Employment Board by the Minister of Advanced Education and Labour, pursuant to section _____ of the Act, on the _____ day of _____, 20 _____, as follows:

The *complainant *respondent *intervener states:

1. (a) Correct name of *complainant: *respondent: *intervener:

(b) Address of *complainant: *respondent: intervener:

(c) Interest in the referral:

2. Name and address of any other person, trade union, council of trade unions, employer or employers' organization that may be affected by the referral:

*3. (Where the referral is made under section 107(1) of the Act).

(a) Particulars as to the dates and notices given under section 32(2), 34 or 41(1) of the Act:

(b) Particulars as to *compliance *non-compliance with the requirements of the section:

(c) Representations with respect to the *compliance: *non-compliance:

*4. (Where the question referred relates to section 36(6) of the Act).

*(a) Particulars as to date, the date of signing, and the parties to the recognition agreement or collective agreement:

*(b) Particulars as to the unit of employees defined in the recognition agreement or collective agreement:

*(c) The _____ is not party to or bound by a recognition agreement or collective agreement.

*(d) Representations, if any, made as to the matters set out in clause (a,b, or c):

*5. (Where the question referred relates to section 73(2) of the Act).

*(a) Particulars as to the date, date of signing, and parties to or bound by the collective agreement:

*(b) Particulars as to the arbitration provisions of the collective agreement:

*(c) The _____ is not a party to or bound by a collective agreement:

*(d) Representations, if any, made as to the matters set out in clause (a, b, or c):

*6. (Where a question within paragraph 4 or 5 involves an issue as set out in section 129(2) of the Act: i.e. an issue as to whether one trade union is the successor of another trade union or whether a business has been sold by one employer to another or where the question involves an issue under subsection 60(11)).

(a) Particulars as to the issue(s) raised and relevant section of the Act:

(b) Representations as to the issue(s) raised:

7. Other relevant statements:

8. *(a) The *complainant *respondent *intervener consents to the referral being disposed of by the Board without a hearing by the Board.

OR

*(b) The *complainant *respondent *intervener consents to the referral being disposed of by the Board without a hearing by the Board and makes the following representations thereon:

OR

*(c) The *complainant *respondent *intervener requests a hearing on the referral by the Board and undertakes to attend a hearing of the Board for this purpose.

The *complainant *respondent *intervener states in support of this request as follows:

*9. Additional pages annexed or attached:

(a) Number of pages:

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

*10. In addition to the normal service of documents relating to this reply a request is made 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 the provisions made in the Act and under the Rules of the Board.

*Strike out if not applicable