

PROVINCE OF NEW BRUNSWICK

FILE NO. \_\_\_\_\_



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

REPLY TO APPLICATION FOR CERTIFICATION  
BEFORE THE LABOUR AND EMPLOYMENT BOARD  
CONSTRUCTION DIVISION

Between:

Applicant,

-and-

Respondent.

The respondent replies to the application made in the above matter pursuant to section 10 of the Act and dated the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, as follows:

The respondent states:

1. (a) Correct name of respondent:
  
- (b) Address of respondent:
  
- (c) Address for service:
  
- (d) The respondent \*is \*is not a member of an employers' organization affected by the application
  
- \* (e) The name and address of the employers' organization:
  
2. (a) General nature of the respondent's business:

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\*Strike out if not applicable

- (b) Specific nature of the respondent's business affected by the application:
3. (a) Nature of the work performed by the employees in the bargaining unit that the applicant claims to be appropriate for collective bargaining:
- (b) Description and site or sites of the jobs at which the work referred to in clause (a) is being performed:
4. (a) Approximate number of employees in the unit described by the applicant as being appropriate for collective bargaining as of the date the application was made:
- (b) Approximate total number of employees of the respondent at the site or sites referred to in paragraph 3:
- \*5. (Where the application for certification was made for a unit of two or more employers and is subject to section 17 of the Act) The respondent \*does \*does not consent to the application.
- N.B. This application will be processed as made with consent unless the respondent clearly indicates that it DOES NOT consent by striking out the word DOES.
- \*6. (Where the consent of the Board is requested for an early application as set out in paragraph 12 of the application) The respondent \*does \*does not oppose the application and desires to make the following submissions:
7. (a) Detailed description of the bargaining unit claimed by the respondent to be appropriate for collective bargaining, including (as applicable) the municipality or other geographic areas affected:
- (b) Number of employees in the unit claimed by the respondent to be appropriate for collective bargaining as of the date the application was made:
- (c) Expected increase in the number of employees in the unit described in clause (a) (approximate number and date):
8. (a) The name and address of any trade union or council of trade unions known to the respondent as claiming to be the bargaining agent of, or to represent, any employees who may be affected by the application made:

- (b) Other particulars known to the respondent as to the claim set out in clause (a), including particulars known to the respondent of any certification, as to whether any declaration has issued terminating bargaining rights and as to the termination of any collective agreement:

\*9. The respondent is or was a party to or bound by a recognition agreement, a copy of which is attached, with a trade union or council of trade unions that:

- (a) was made between the following parties:
- (b) was signed on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_ ;
- (c) became effective on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_ ; and
- (d) contains the following provision relating to its termination or renewal:

\*10. The respondent is or was a party to or bound by a collective agreement, a copy of which is attached, with a trade union or council of trade unions that:

- (a) was made between the following parties:
- (b) was signed on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_ ;
- (c) became effective on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_ ; and
- (d) contains the following provision relating to its termination or renewal:

11. With respect to the application of section 11 of the Act to the application, the respondent submits the following statement of particulars with respect to each subsection thereof:

12. \*(a) The respondent does not contest the following matters raised in the application:

\*(b) The respondent contests the following matters raised in the application and desires to make the following submissions:

13. \*(1) The respondent consents to the application being disposed of by the Board without a hearing by the Board.

OR

\*(2) The respondent consents to the application being disposed of by the Board without a hearing and makes the following representations thereon:

OR

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

14. Other relevant statements:

\*15. Additional pages annexed or attached:

(a) Number of pages:

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

\*16. In addition to the normal service of documents relating to this application, the respondent 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.

FOR USE IN CONSTRUCTION INDUSTRY ONLY

\*Strike out if not applicable