



**CONSOLIDATION ORDER FOR 2009-2011 ROUND
OF CONSTRUCTION BARGAINING**

IN THE MATTER OF THE LABOUR RELATIONS CODE and the Consolidation Order, under Section 184 affecting the Registered Employers Organizations and groups of Trade Unions affected by Registration Certificates

	Trade Jurisdiction	Registered Employers' Organization	Trade Unions Affected
1) All registrations in the Pipeline Construction Sector are consolidated.			
Cert. #1	Teamsters	Pipe Line Contractors Association of Canada	General Teamsters, Local 362
Cert. #2	Operating Engineers	Pipe Line Contractors Association of Canada	International Union of Operating Engineers, Local 955
Cert. #56	Labourers	Pipe Line Contractors Association of Canada	Construction and General Workers', Local 92 and Construction and Specialized Workers, Local 1111
Cert. #4	Plumbers	Pipe Line Contractors Association of Canada	United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada, Local 488
2) The single registration in the Roadbuilding and Heavy Construction Sector is consolidated.			
Cert. #5	Operating Engineers	Alberta Roadbuilders & Heavy Construction Association	International Union of Operating Engineers, Local 955
3) The following registration in the Specialty Construction Sector is consolidated.			
Cert. #6	Non Destructive Testing Workers	NDT Management Association	International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers, Lodge 146; and United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada, Local 488 and Local 496 Operating as the Quality Control Council of Canada

4) The following registration in the Specialty Construction Sector is consolidated.

Cert. #46	Crane Rental	Alberta Crane Owners' Association	International Union of Operating Engineers, Local 955
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5) The following registrations in the General Construction Sector are consolidated (Group 1).

Cert. #61	Bricklayers - Masonry	Masonry Contractors Association of Alberta	International Union of Bricklayers and Allied Craftworkers, Local Union No. 1, Alberta and International Union of Bricklayers and Allied Craftworkers, Local Union No. 2, Alberta
Cert. #55	Glass Workers	Glass Employers Association of Alberta	International Union of Painters and Allied Trades, Local 177

6) The following registrations in the General Construction Sector are Consolidated (Group 2).

The Board establishes separate groups for each Trade Union/REO pairing that has a collective agreement that does not expire until April 30, 2011.

In addition, and in consideration of the General Construction Sector only:

The Board notes and the parties agree that the consent to this form of consolidation order is without prejudice to the position of the Boilermakers, Local 146, and the other affected unions, that the provisions of the *Labour Relations Code*, and particularly s. 184, under which the consolidation order is made, are unconstitutional and subject to current *Charter* challenge in court actions.


The Board notes and the parties agree that the consent to this form of consolidation order is without prejudice to the positions that any party may take regarding any future consolidation order.

The Board shall release its next draft consolidation order in the fall of 2009, and will schedule sufficient hearing dates in 2010 to deal with the consolidation order so that the final order is issued by October 30, 2010.

The parties agree and acknowledge, and the Board notes, the single grouped pairs referred to in Group 2 of the General Construction Sector are subject to collective agreements that are settled and expire on April 30, 2011. Therefore it is not possible for those pairs to serve notice to bargain in the 2009 round.

Pursuant to Section 9 (11) of the *Labour Relations Code*, all parties consent that the Chair sitting alone may grant the Order within.

ISSUED and DATED at the City of Edmonton in the Province of Alberta this 6th day of March 2009 by the Labour Relations Board and signed by its Chair.



Mark L. Asbell, Q.C.
Chair