



400 University Avenue
14th Floor
Toronto ON M7A 1T7
Tel: 416 326-7600
Fax: 416 326-1449

400, avenue University
14^e étage
Toronto ON M7A 1T7
Tél. : 416 326-7600
Télééc. : 416 326-1449

EMPLOYER BARGAINING AGENCY DESIGNATION

By a Designation dated March 31, 1978 and amended July 13, 1978, March 27, 2000, and May 8, 2018, the Operating Engineers Employers Agency was designated as the employer bargaining agency to represent in bargaining all employers whose employees are represented by certain affiliated bargaining agents.

The designation of International Union of Operating Engineers and Local 793 is amended by removing the geographic limitations on the exclusion from that designation made pursuant to subsection 153 (2) of the *Labour Relations Act, 1995*, S.O. 1995, c.1, Schedule A, as amended, (hereinafter "*Labour Relations Act, 1995*"), (previously subsection 127(2) of *The Labour Relations Act*, R.S.O. 1970, c.232, as amended (hereinafter "*The Labour Relations Act*")) of the bargaining relationship between the Formwork Council of Ontario and the Ontario Form Work Association, and which had been limited pursuant to subsection 153 (3) of the *Labour Relations Act, 1995*, as that subsection read on May 8, 2018, so it has become necessary to amend the Employer Bargaining Agency Designation dated May 8, 2018 regarding the "Provincial Employer Bargaining Agency – Operating Engineers".

THEREFORE, pursuant to my authority under subsection 153(5) of the *Labour Relations Act, 1995*, I hereby amend the above-mentioned Employer Bargaining Agency Designation to remove the geographic limitation to that paragraph setting out the exclusion between the Formwork Council of Ontario and the Ontario Form Work Association in the Designation, so that the designation reads as follows:

Pursuant to clause 153(1) (b) of *Labour Relations Act, 1995*, I hereby designate the Operating Engineers Employers Agency, consisting of,

- (a) the Canadian Association of Foundation Specialists;
- (b) the Crane Rental Association of Ontario;
- (c) the Industrial Contractors Association of Canada;
- (d) the Construction Labour Relations Association of Ontario;

- (e) the Ontario Erectors Association;
- (f) the Nation Capital Crane Rental Association;
- (g) the Toronto and District Excavators Association; and
- (h) the Heavy Equipment Services Section of the Windsor Construction Association,

as the employer bargaining agency to represent in bargaining in the industrial, commercial, and institutional (“ICI”) sector of the construction industry in Ontario all employers whose employees are represented by,

- (i) the International Union of Operating Engineers; or
- (j) Local Union 793; or
- (k) any other Local of the International Union of Operating Engineers which in the future may be chartered to represent employees engaged in the operation of cranes, shovels, bulldozers, or similar equipment, or those primarily engaged in the repairing or maintaining of same, or employees engaged as surveyors,

(hereinafter collectively referred to as the “Unions”) and all employers bound by or parties to,


- (l) a certificate of the Ontario Labour Relations Board granted to the Unions or any of them;
- (m) a voluntary recognition agreement with the Unions or any of them; or
- (n) a collective agreement to which the Unions or any of them have been or are party to or bound by,

covering the ICI sector of the construction industry in Ontario.

Furthermore, pursuant to subsection 153(2) of the *Labour Relations Act, 1995*, I hereby exclude from this Designation the bargaining relationship between the Form Work Council of Ontario and the Ontario Form Work Association.

Nov 12/18

DATE



Laurie Scott, Minister of Labour