

**APPLICATION FOR CERTIFICATION AS BARGAINING AGENT**

- |     |   |                          |
|-----|---|--------------------------|
| (1) | Labour Relations Act                            | <input type="checkbox"/> |
| (2) | Public Service Collective Bargaining Act        | <input type="checkbox"/> |
| (3) | Fishing Industry Collective Bargaining Act      | <input type="checkbox"/> |
| (4) | Teachers Collective Bargaining Act              | <input type="checkbox"/> |
| (5) | Interns and Residents Collective Bargaining Act | <input type="checkbox"/> |

NB: The Applicant must indicate by 'x' the Act(s) under which the application is made.

*In completing each section of the application, read carefully the information and directions given on Page 4 of this form.*

1. Name of applicant trade union/employee organization/association \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Address/Telephone/Fax \_\_\_\_\_  
 \_\_\_\_\_

2. Name of employer \_\_\_\_\_  
 \_\_\_\_\_

Address/Telephone/Fax \_\_\_\_\_  
 \_\_\_\_\_

3. General nature of employer's business: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

4. Description and location of the bargaining unit which the applicant trade union claims is appropriate for collective bargaining and for which certification is desired

*(The description of the bargaining unit must be in conformity with Sec. 4 of the instructions on page 4)*

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_



10. The applicant trade union, claiming that it has as members in good standing a majority of employees in the bargaining unit hereinbefore described, hereby makes application to be certified by the Newfoundland Labour Relations Board as bargaining agent for employees in the said bargaining unit.

Made and signed on behalf of the applicant trade union this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by:

Signature (1) \_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Trade union office held, name of trade union, local number and affiliation)

\_\_\_\_\_  
(Address of person affixing signature)

Signature (2) \_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Trade union office held, name of trade union, local number and affiliation)

\_\_\_\_\_  
(Address of person affixing signature)

**DECLARATION**

I/We declare that the answers and information contained in the foregoing application are true in substance and in fact and make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of the *Canada Evidence Act*.

Severally declared by the said

\_\_\_\_\_

and

\_\_\_\_\_

\_\_\_\_\_  
(Signature)

before me at \_\_\_\_\_

in the District of \_\_\_\_\_

in the Province of Newfoundland and Labrador,

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(A Commissioner, etc.)

**INFORMATION AND GUIDE FOR THE USE OF PERSONS  
COMPLETING THE FORM OF APPLICATION FOR  
CERTIFICATION AS BARGAINING AGENT**

(The numbers given to the following paragraphs correspond to the numbers given to the sections or questions on pages 1, 2 and 3).

1. The full and correct name of the trade union making application should be given. If made by a local unit of the trade union, the number of the local should be included. The address reported should be the address of the local office of the trade union if one is maintained, or, if not, the address given may be that of one of the persons signing the application. The telephone number and fax number should also be given.
2. The full and correct name of the employer or employing company should be given. If in doubt, consult the letterhead of the employer or a reliable trade index. The telephone number and fax number should also be given.
3. Relate the general nature of the employer's business.
4. The description and location of the bargaining unit should be as precise as possible. The term "bargaining unit" means the group of employees for whom the applicant trade union desires to be certified as bargaining agent. In giving the desired description of the group of employees, or "bargaining unit", the occupational classifications or positions should be reported, and, for purposes of clarity, the applicant should also state the groups, classifications or positions not meant to be embraced in the application. Where the applicant does not desire to act as bargaining agent for office staff, supervisory staff, craft groups, or certain classifications, the applicant may describe the bargaining unit as: "all employees, except ....." (carefully listing the groups of classifications outside the desired group).
5. The reply to this section will be the total number of employees embraced in the application as reported in Section 4.
6. The reply to this section will be the total number of employees embraced in the application as reported in Section 5 plus all other persons in whom the applicant is not interested.
7. In reply to this section, the applicant trade union should give the number and percentage of its members enrolled in good standing who are employees in the bargaining unit described in Section 4. The reply must give the number making up more than half the number of employees and a percentage in excess of 50% of the total number of employees covered by the application. This is necessary in view of the fact that Section 36 of the Act provides that an application may be made only if a trade union has as members in good standing a majority of employees in a bargaining unit.
8. A "trade union" is defined in the Act as meaning any organization of employees formed for the purpose of regulating relations between employers and employees. Therefore, a reply to Section 8 should give, without distinction, the names of all competing organizations claiming to represent for collective bargaining the group of employees included in the bargaining unit.

**N.B.** - One copy of the applicant trade union's constitution and by-laws and a list of its executive officers with their addresses should accompany the application.