

1989 BILL 214

First Session, 22nd Legislature, 38 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 214

AN ACT TO AMEND
THE LABOUR RELATIONS CODE

MR. SIGURDSON

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 214
Mr. Sigurdson

BILL 214

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AN ACT TO AMEND THE LABOUR RELATIONS CODE

(Assented to , 1989)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

- 1 The Labour Relations Act is amended by this Act.*
- 2 The following is added after section 90:*

90.1 For the duration of a strike or lockout caused pursuant to this Act, the employer being struck or engaging in the lockout shall not

- (a) employ a person to discharge the duties of an employee who is a member of the bargaining unit that is striking or that is locked out between the day collective bargaining commenced between the parties pursuant to section 58 and the end of the strike or lockout,
- (b) utilize the services of a person employed by another employer or the services of a contractor to discharge the duties of an employee who is a member of the bargaining unit that it striking or locked out,
- (c) utilize the services of an employee who is a member of the bargaining unit then on strike or locked out unless and to the extent that an agreement has been reached for that purpose between the parties to the strike or lockout,

Explanatory Notes

- 1** This Bill will amend chapter L-1.2, Statutes of Alberta 1987.

- 2** New sections are added to control the use of substitute labour during a strike or lock out, except to avoid danger to a person or damage to property.

(d) utilize in any other place of business owned, controlled or operated by him the services of an employee who is a member of the bargaining unit then on strike or locked out,

(e) utilize in the place or places of business where a strike or lockout has arisen under the terms of this Act services of an employee he normally employs at a different place of business.

90.2(1) Section 90.1 does not operate to prevent an employer from taking necessary measures to avoid danger to any person or the destruction or serious deterioration of property.

(2) Any measure taken pursuant to subsection (1) shall be exclusively protective or conservation and not designed to enable the continuation or recommencement of the production of goods and services.

