

1990 BILL 217

Second Session, 22nd Legislature, 39 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 217

AN ACT TO AMEND
THE LABOUR RELATIONS CODE (No. 2)

MR. SIGURDSON

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 217
Mr. Sigurdson

BILL 217

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AN ACT TO AMEND THE LABOUR RELATIONS CODE (No. 2)

(Assented to _____, 1990)

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 is 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;
- (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

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.

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.