



TRANSPORTATION DISTRICT 140 DISTRICT DES TRANSPORTS 140

International Association of Machinists and Aerospace Workers
Association internationale des machinistes et des travailleurs et travailleuses de l'aérospatiale

BULLETIN

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June 18th, 2014

The CAWU Filed a grievance on behalf of the members when the company decided to lay off full time employees and recall those employee's to a 4 hours shift as part time.

The Arbitration decision on the LOU#7 case was unsuccessful for the Union. The Union was represented by a Law firm. The Grievance stated that the company had violated the CBA and the LOU #7 by forcing the 4 hours shifts. The arbitrator heard testimony from the company in regards to the agreements between the company and the CAWU.

When the cut was announced, the employer contacted the CAWU, which was the bargaining agent at the time, to explain the situation. Four to five days of discussion ensued in an effort to minimize the impact as required by the collective agreement. The employer proposed a solution to CAWU and an agreement apparently was reached. The next day, CAWU changed its mind, told the employer that there was no agreement and told the employer that it was to apply the applicable provisions of the collective agreement. The Employer was forced to act unilaterally.

The CAWU took the company to the CIRB and accused them of an illegal lock out. The CIRB dismissed their case on June 13th, 2011.

The Vice President, Screening Operations, testified at the arbitration. As well as confirming what is written above, she testified about the ebb and flow of screening hours paid for by CATSA, and that the amount of screening hours determined by CATSA is not a guarantee of screening hours. The arbitration decision was mostly based on the evidence submitted by the company. The Union had no prudent evidence as the CAWU did not hand over any information to the IAM.

The IAM had inherited over 300 Grievances from the CAWU, 50 of them were terminations and others were discrepancies of monies. The LOU #7 was the last of the 300 grievances. The IAM made the best argument possible given the minimum information available.

In solidarity,

Barry Barnett