

The Labour Relations Act, 1995
Before the Ontario Labour Relations Board

Between:

Ontario Concrete & Drain Contractors Association,

Applicant,

- and -

Universal Workers Union, L.I.U.N.A. Local 183,

Responding Party.

- and -

Greater Toronto Sewer and Watermain Contractors Association,

Intervenor.

Certificate

Upon the application of the applicant and in accordance with the provisions of the *Labour Relations Act, 1995* THIS BOARD DOETH CERTIFY Ontario Concrete & Drain Contractors Association as the bargaining agent of:

1. All employers of employees engaged in concrete and drain work for whom the Universal Workers' Union, L.I.U.N.A. Local 183 has bargaining rights performing the work described below in the City of Toronto, the Regional Municipalities of Peel and York, the Towns of Oakville and Halton Hills and that portion of the Town of Milton within the geographic Townships of Esquesing and Trafalgar, the Town of Ajax and the City of Pickering in the Regional Municipality of Durham, and Simcoe County. The work covered by this accreditation certificate consists of:

All concrete and drain work, in all sectors of the construction industry save and except the industrial, commercial and institutional sector,

- (a) in the interior of any building, regardless of the size of the site; and
- (b) in respect of new single family residential subdivision sites, consisting of detached or semi-detached houses and which are not townhouses or residential highrises (condominiums or rentals), from the individual lot property line to the interior of the house.

2. Despite the generality of the foregoing, the aforementioned bargaining unit description is subject to the following collective agreements in accordance with past or existing practices as at the date hereof:

- (a) Collective Agreement between the Toronto Area Road Builders' Association and a Council of Trade Unions acting as the representative and agent of Teamsters, Local 230 and Universal Workers Union, L.I.U.N.A. Local 183 ("LIUNA, Local 183");
- (b) Collective Agreement between the Residential Low Rise Forming Contractors' Association of Metropolitan Toronto and Vicinity and LIUNA, Local 183;
- (c) Collective Agreement between certain Landscaping Contractors and LIUNA, Local 183 for Ontario Labour Relations Board Areas 8 and 18;
- (d) Collective Agreement between the Building Restorations and Associated Work Contractors and LIUNA, Local 183;
- (e) Collective Agreement between the Masonry Contractors' Association of Toronto Inc. and Masonry Council of Unions, Toronto and Vicinity;
- (f) Collective Agreement between various Plumbing Contractors and LIUNA, Local 183;
- (g) Provincial Civil Engineering Collective Agreement being a Collective Agreement between various civil contractors and the LIUNA, Ontario Provincial District Council;
- (h) Collective Agreement between The Ontario Allied Construction Trades Council and the Electrical Power Systems Construction Association;
- (i) Collective Agreement between the Labourers' Ontario Provincial District Council and Ontario Precast Manufacturers Association;
- (j) Collective Agreement between LIUNA, Local 183 and Heavy Construction Association of Toronto;
- (k) Labourers Mainline Pipeline Agreement for Canada between Pipe Line Contractors Association of Canada and LIUNA;
- (l) Labourers Distribution Pipeline Agreement for Canada between Pipe Line Contractors Association of Canada and LIUNA;

- (m) Collective Agreement between the Ontario Formwork Association and the Formwork Council of Ontario;
- (n) Collective Agreement between the Metropolitan Toronto Apartment Builders' Association and the LIUNA, Local 183;
- (o) Collective Agreement between the Toronto Residential Construction Labour Bureau and LIUNA, Local 183;
- (p) Collective Agreement between the Residential Framing Contractors Association of Metropolitan Toronto and Vicinity and LIUNA, Local 183;
- (q) Collective Agreement between the Utility Contractors Association of Ontario and LIUNA, Ontario Provincial District and its affiliated Local Unions; and
- (r) Collective Agreement between the Greater Toronto Sewer and Watermain Contractors Association and a Council of Trade Unions acting as the representative and agent of LIUNA, Local 183 and the Teamsters, Local 230.

3. For the purposes of clarity the Board declares that the unit of employers has been described to reflect work performed by employers of employees for whom the Responding Party has bargaining rights and shall not be construed as defining or limiting any sector in the construction industry.

The employers for whom the Ontario Concrete & Drain Contractors Association becomes the bargaining agent under this certificate are: Basecrete Inc., Best Concrete and Drain Inc., Brentview Construction Limited, Cadetta Concrete & Drain Ltd., Tri-D Concrete & Drain Limited, Choiceland Contracting Limited, Columbia Drain & Concrete Contractors Limited, Concord Concrete & Drain Inc., D & F Concrete and Drain, D.I. Construction, Dolente Concrete & Drain Co., Dominic Di Carlo Limited, Donald Concrete & Drain Inc., Donald Construction Limited, Dranco Construction Limited, Fino Contracting Inc., Fourwinds Construction Inc., Plastina Investments Limited, Franore Drain & Concrete Limited, Global Construction, Goldstar Drain & Concrete Inc., Jentry Construction Limited, King-Con Construction Ont. Ltd., Long Valley Construction Limited, Marlisi Construction, Ni-Co Concrete & Drain Ltd., Pro-Drain (1984) Construction Limited, R.T.C. Concrete & Drain Ltd., Roy-Val Construction Ltd., Salina Concrete & Drain, San Moriz Drain & Concrete Ltd., San-Jac Concrete & Drains Limited, Select Concrete & Drain Inc., Sure Seal Canada, The Greco Group, Toronto Concrete & Drain Limited, Triple A Concrete & Drain, University Plumbing & Heating, Viomar Concrete & Drain Ltd., Weston Construction Limited, Zicardo Construction Ltd., 1206880 Ontario Limited, 623990 Ontario Limited, ACU-Contracting, 1252663 Ontario Inc. o/a Premier Concrete Contractors, and other such employers for whose employees the Universal Workers Union, L.I.U.N.A. Local 183, may after October 15, 1999 obtain bargaining rights through certification or voluntary recognition in the geographic area and sector set out in the unit of employers described herein.

This certificate replaces a previous one, and shall be effective as at December 13, 2002. It is to be read subject to the terms of the Board's Decision(s) in this matter and, accordingly, the bargaining unit described herein is to be read subject to any qualifications referred to in the said decision(s) of the Board.

DATED at Toronto this 31st day of December, 2002.

ONTARIO LABOUR RELATIONS BOARD

P. M. Grenier

Deputy Registrar

(SEAL)