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EMPLOYER BARGAINING AGENCY DESIGNATION

By a Designation dated March 31, 1978 and amended July 13, 1978, and then replaced on March 27, 2000, the Ottawa Crane Rental Association was designated as part of the “operating engineers” employer bargaining agency to represent in bargaining all employees whose employees are represented by certain affiliated bargaining agents.

The Nation Capital Crane Rental Association wishes to act in the place of the Ottawa Crane Rental Association, so it has become necessary to amend the Designation.

Further, the designation of International Union of Operating Engineers and Local 793 has been amended and the geographic application of the exclusion from that designation made pursuant to subsection 153 (2) of the *Labour Relations Act, 1995*, S.O. 1995, c.1, Schedule A, as amended, (hereinafter “*Labour Relations Act, 1995*”), (previously subsection 127(2) of *The Labour Relations Act*, R.S.O. 1970, c.232, as amended (hereinafter “*The Labour Relations Act*”)) of the bargaining relationship between the Formwork Council of Ontario and the Ontario Form Work Association has been limited pursuant to subsection 153 (3) of the *Labour Relations Act, 1995*, so it has become necessary to amend the Employer Bargaining Agency Designation dated March 20, 2000 regarding the “Provincial Employer Bargaining Agency – Operating Engineers”.

THEREFORE, pursuant to my authority under subsection 153(5) of the *Labour Relations Act, 1995*, I hereby amend the above-mentioned Employer Bargaining Agency Designation to reference the Nation Capital Crane Rental Association and add the following limitation to that paragraph setting out the exclusion between the Formwork Council of Ontario and the Ontario Form Work Association in the Designation, so that the designation reads as follows:

Pursuant to clause 153(1) (b) of *Labour Relations Act, 1995*, I hereby designate the Operating Engineers Employers Agency, consisting of,

- (a) the Canadian Association of Foundation Specialists;
- (b) the Crane Rental Association of Ontario;
- (c) the Industrial Contractors Association of Canada;

- (d) the Construction Labour Relations Association of Ontario;
- (e) the Ontario Erectors Association;
- (f) the Nation Capital Crane Rental Association;
- (g) the Toronto and District Excavators Association; and
- (h) the Heavy Equipment Services Section of the Windsor Construction Association,

as the employer bargaining agency to represent in bargaining in the industrial, commercial, and institutional ("ICI") sector of the construction industry in Ontario all employers whose employees are represented by,

- (i) the International Union of Operating Engineers; or
- (j) Local Union 793; or
- (k) any other Local of the International Union of Operating Engineers which in the future may be chartered to represent employees engaged in the operation of cranes, shovels, bulldozers, or similar equipment, or those primarily engaged in the repairing or maintaining of same, or employees engaged as surveyors,

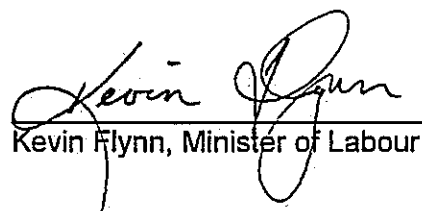
(hereinafter collectively referred to as the "Unions") and all employers bound by or parties to,

- (l) a certificate of the Ontario Labour Relations Board granted to the Unions or any of them;
- (m) a voluntary recognition agreement with the Unions or any of them; or
- (n) a collective agreement to which the Unions or any of them have been or are party to or bound by, covering the ICI sector of the construction industry in Ontario.

Furthermore, pursuant to subsection 153(2) of the *Labour Relations Act, 1995*, I hereby exclude from this Designation the bargaining relationship between the Form Work Council of Ontario and the Ontario Form Work Association; and, pursuant to subsections 153(3) of the *Labour Relations Act, 1995*, I hereby limit that exclusion to all Ontario Labour Relations Board (OLRB) geographic areas other than OLRB geographic areas 6, 7, 8, 9, 10, 11, 12, 18, 27 and 29, as those areas were set on January 1, 2018.

MAY 08 2018

DATE


Kevin Flynn, Minister of Labour