



# **THE NEWFOUNDLAND AND LABRADOR GAZETTE**

## **EXTRAORDINARY**

**Part II**

**PUBLISHED BY AUTHORITY**

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**ST. JOHN'S, MONDAY, JUNE 17, 2013**

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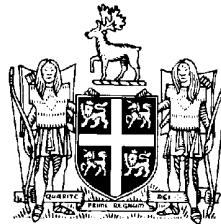
### **NEWFOUNDLAND AND LABRADOR REGULATIONS**

**NLR 67/13**

**NLR 68/13**

**NLR 69/13**





## NEWFOUNDLAND AND LABRADOR REGULATION 67/13

*Lower Churchill Hydroelectric Generation Project  
Special Project Order  
under the  
Labour Relations Act  
(O.C. 2013-189)*

*(Filed June 17, 2013)*

Under the authority of section 70 of the *Labour Relations Act*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, June 17, 2013.

Robert Thompson  
Clerk of the Executive Council

### REGULATIONS

#### *Analysis*

1. Short title	8. Single bargaining unit
2. Definition	9. Dispute resolution
3. Special project declared	10. Gender equity and diversity program
4. Scope of work and geographic site	11. Hiring priority
5. Exclusions	12. Labour Relations Agency liaison
6. Parties who may bargain collectively	13. Duration of order
7. Collective agreement	

Short title

**1.** This Order may be cited as the *Lower Churchill Hydroelectric Generation Project Special Project Order*.

Definition

**2. In this Order**

- (a) "agreement" means the collective agreement dated March 14, 2013 and entered into between the Muskrat Falls Employers' Association Inc. and the Resource Development Trades Council of Newfoundland and Labrador; and
- (b) "memorandum of agreement" means the agreement entitled "Memorandum of Agreement to Resolve Disputes as to Overlaps of Scopes of Work in Collective Agreements Designated in Special Project Orders Enacted under Section 70 of the *Labour Relations Act*" dated April 15, 2013 and entered into between the following parties:
  - (i) the Muskrat Falls Employers' Association Inc.,
  - (ii) the Resource Development Trades Council of Newfoundland and Labrador,
  - (iii) the Lower Churchill Transmission Construction Employers' Association Inc.,
  - (iv) the International Brotherhood of Electrical Workers, IBEW Local Union 1620,
  - (v) the Lower Churchill Reservoir Clearing Employers' Association Inc., and
  - (vi) the Labourers' International Union of North America and the Construction and General Labourers' Union, Rock and Tunnels Workers, Local 1208.

Special project declared

- 3. It is declared that the undertaking with respect to construction of hydroelectric generating installations and related facilities at Muskrat Falls, more particularly described in Schedule A of the agreement, is a special project.**

Scope of work and geographic site

- 4. (1) The scope of work governed by this Order is described in Schedule A.2 of the agreement.**

- (2) The geographic site governed by this Order is delineated in Schedule A.1 of the agreement.**

Exclusions

**5.** (1) The scope of construction work under this Order does not include the construction activities performed under the *Lower Churchill Project Transmission Construction Special Project Order*.

(2) The geographic site under this Order does not include the geographic site under the *Lower Churchill Project Transmission Construction Special Project Order* or the *Lower Churchill Reservoir Clearing Special Project Order*.

Parties who may bargain collectively

**6.** The parties that may be involved in collective bargaining in relation to employment on the special project are the Muskrat Falls Employers' Association Inc., as the employers' organization acting for and on behalf of all contractors and subcontractors carrying out work on the special project, and the Resource Development Trades Council of Newfoundland and Labrador, as the council of trade unions acting for and on behalf of all affiliated unions which represent employees employed on the special project.

Collective agreement

**7.** The agreement is the collective agreement for the purpose of the special project.

Single bargaining unit

**8.** For the purposes of the special project, all employees employed on the special project under the agreement are considered to be members of a single bargaining unit.

Dispute resolution

**9.** The memorandum of agreement is the mechanism for resolving disputes regarding whether a specific geographic site or scope of work is governed by this Order, the *Lower Churchill Project Transmission Construction Special Project Order* or the *Lower Churchill Reservoir Clearing Special Project Order*.

Gender equity and diversity program

**10.** This Order acknowledges the commitment contained in Article 5.1 of the Lower Churchill Construction Projects Benefits Strategy with respect to the development and implementation of a Gender Equity and Diversity Program which includes a women's employment plan to satisfy the condition attached to the provincial release from environmental assessment referred to in paragraph 4(j) of the *Lower Churchill Hydroelectric Generation Project Undertaking Order*, Newfoundland and Labrador Regulations 18/12.

Hiring priority

**11.** This Order acknowledges that the commitments respecting hiring priority contained in the Lower Churchill Innu Impacts and Bene-

fits Agreement and the Lower Churchill Construction Projects Benefits Strategy have application to the special project.

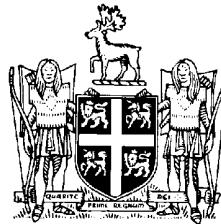
Labour Relations  
Agency liaison

**12.** This Order acknowledges the commitment of the parties to the agreement to liaise with a representative of the Labour Relations Agency to exchange information on labour relations matters relating to the special project.

Duration of order

**13.** This order remains in effect for the duration of the work, including mobilization and demobilization by the contractors, or as otherwise provided in the agreement.

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## NEWFOUNDLAND AND LABRADOR REGULATION 68/13

*Lower Churchill Project Transmission Construction  
Special Project Order  
under the  
Labour Relations Act  
(O.C. 2013-188)*

*(Filed June 17, 2013)*

Under the authority of section 70 of the *Labour Relations Act*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, June 17, 2013.

Robert Thompson  
Clerk of the Executive Council

### REGULATIONS

#### *Analysis*

1. Short title	7. Collective agreement
2. Definition	8. Dispute resolution
3. Special project declared	9. Gender equity and diversity program
4. Scope of work and geo- graphic site	10. Hiring priority
5. Exclusions	11. Labour Relations Agency liaison
6. Parties who may bargain collectively	12. Duration of order

Short title

**1.** This Order may be cited as the *Lower Churchill Project Transmission Construction Special Project Order*.

Definition

**2. In this Order**

- (a) "agreement" means the collective agreement dated January 28, 2013 and entered into between the Lower Churchill Transmission Construction Employers' Association Inc., the International Brotherhood of Electrical Workers, and IBEW Local Union 1620; and
- (b) "memorandum of agreement" means the agreement entitled "Memorandum of Agreement to Resolve Disputes as to Overlaps of Scopes of Work in Collective Agreements Designated in Special Project Orders Enacted under Section 70 of the *Labour Relations Act*" dated April 15, 2013 and entered into between the following parties:
  - (i) the Muskrat Falls Employers' Association Inc.,
  - (ii) the Resource Development Trades Council of Newfoundland and Labrador,
  - (iii) the Lower Churchill Transmission Construction Employers' Association Inc.,
  - (iv) the International Brotherhood of Electrical Workers, IBEW Local Union 1620,
  - (v) the Lower Churchill Reservoir Clearing Employers' Association Inc., and
  - (vi) the Labourers' International Union of North America and the Construction and General Labourers' Union, Rock and Tunnels Workers, Local 1208.

Special project declared

**3. It is declared that the undertaking with respect to the construction of transmission, related infrastructure and related activities for the Labrador Island Link and Muskrat Falls to Churchill Falls Link, more particularly described in Schedule A of the agreement, is a special project.**

Scope of work and geographic site

**4. (1) The scope of work governed by this Order is described in Schedule A of the agreement.**

(2) The geographic site governed by this Order is designated in Schedule B of the agreement.

Exclusions

**5.** (1) The scope of construction work under this Order does not include the construction activities performed under the *Lower Churchill Hydroelectric Generation Project Special Project Order*.

(2) The geographic site under this Order does not include the geographic site under the *Lower Churchill Hydroelectric Generation Project Special Project Order* or the *Lower Churchill Reservoir Clearing Special Project Order*.

Parties who may  
bargain collectively

**6.** The parties that may be involved in collective bargaining in relation to employment on the special project are the Lower Churchill Transmission Construction Employers' Association Inc., as the employers' organization acting for and on behalf of all contractors and subcontractors carrying out work on the special project, and International Brotherhood of Electrical Workers and IBEW Local Union 1620, as the union acting for and on behalf of employees employed on the special project.

Collective  
agreement

**7.** The agreement is the collective agreement for the purpose of the special project.

Dispute resolution

**8.** The memorandum of agreement is the mechanism for resolving disputes regarding whether a specific geographic site or scope of work is governed by this Order, the *Lower Churchill Hydroelectric Generation Project Special Project Order* or the *Lower Churchill Reservoir Clearing Special Project Order*.

Gender equity and  
diversity program

**9.** This Order acknowledges the commitment contained in Article 5.1 of the Lower Churchill Construction Projects Benefits Strategy with respect to the development and implementation of a Gender Equity and Diversity Program which includes a women's employment plan to satisfy the condition attached to the provincial release from environmental assessment referred to in paragraph 4(j) of the *Lower Churchill Hydroelectric Generation Project Undertaking Order*, Newfoundland and Labrador Regulations 18/12.

Hiring priority

**10.** This Order acknowledges that the commitments respecting hiring priority contained in the Lower Churchill Innu Impacts and Benefits Agreement and the Lower Churchill Construction Projects Benefits Strategy have application to the special project.

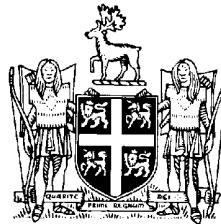
Labour Relations  
Agency liaison

**11.** This Order acknowledges the commitment of the parties to the agreement to liaise with a representative of the Labour Relations Agency to exchange information on labour relations matters relating to the project.

Duration of order

**12.** This order remains in effect for the duration of the work, including mobilization and demobilization by the contractors, or as otherwise provided in the agreement.

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## NEWFOUNDLAND AND LABRADOR REGULATION 69/13

*Lower Churchill Reservoir Clearing  
Special Project Order  
under the  
Labour Relations Act  
(O.C. 2013-190)*

*(Filed June 17, 2013)*

Under the authority of section 70 of the *Labour Relations Act*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, June 17, 2013.

Robert Thompson  
Clerk of the Executive Council

### REGULATIONS

#### *Analysis*

1. Short title	8. Dispute resolution
2. Definition	9. Gender equity and diversity program
3. Special project declared	10. Hiring priority
4. Geographic site	11. Labour Relations Agency liaison
5. Exclusions	12. Duration of order
6. Parties who may bargain collectively	
7. Collective agreement	

Short title

**1.** This Order may be cited as the *Lower Churchill Reservoir Clearing Special Project Order*.

Definition

**2. In this Order**

- (a) "agreement" means the collective agreement dated April 2, 2013 and entered into between the Lower Churchill Reservoir Clearing Employers' Association Inc. and the Labourers' International Union of North America and Construction and General Labourers' Union, Rock and Tunnel Workers Local 1208; and
- (b) "memorandum of agreement" means the agreement entitled "Memorandum of Agreement to Resolve Disputes as to Overlaps of Scopes of Work in Collective Agreements Designated in Special Project Orders Enacted under Section 70 of the *Labour Relations Act*" dated April 15, 2013 and entered into between the following parties:
  - (i) the Muskrat Falls Employers' Association Inc.,
  - (ii) the Resource Development Trades Council of Newfoundland and Labrador,
  - (iii) the Lower Churchill Transmission Construction Employers' Association Inc.,
  - (iv) the International Brotherhood of Electrical Workers, IBEW Local Union 1620,
  - (v) the Lower Churchill Reservoir Clearing Employers' Association Inc., and
  - (vi) the Labourers' International Union of North America and the Construction and General Labourers' Union, Rock and Tunnels Workers, Local 1208.

Special project declared

**3. It is declared that the undertaking with respect to the clearing of the reservoir for the construction of hydroelectric generating installations and related facilities at Muskrat Falls and related activities, more particularly described in Schedule A of the agreement, is a special project.**

Geographic site

**4.** The geographic site governed by this Order is delineated in Schedule A.1 and described in Schedule A.2 of the agreement.

Exclusions

**5.** The geographic site under this Order does not include the geographic site under the *Lower Churchill Hydroelectric Generation Project Special Project Order* or the *Lower Churchill Project Transmission Construction Special Project Order*.

Parties who may  
bargain collectively

**6.** The parties that may be involved in collective bargaining in relation to employment on the special project are the Lower Churchill Reservoir Clearing Employers' Association Inc., as the employers' organization acting for and on behalf of all contractors and subcontractors carrying out work on the special project, and the Labourers' International Union of North America and Construction and General Labourers' Union, Rock and Tunnel Workers Local 1208, as the union acting for and on behalf of employees employed on the special project.

Collective  
agreement

**7.** The agreement is the collective agreement for the purpose of the special project.

Dispute resolution

**8.** The memorandum of agreement is the mechanism for resolving disputes regarding whether a specific geographic site or scope of work is governed by this Order, the *Lower Churchill Hydroelectric Generation Project Special Project Order* or the *Lower Churchill Project Transmission Construction Special Project Order*.

Gender equity and  
diversity program

**9.** This Order acknowledges the commitment contained in Article 5.1 of the Lower Churchill Construction Projects Benefits Strategy with respect to the development and implementation of a Gender Equity and Diversity Program which includes a women's employment plan to satisfy the condition attached to the provincial release from environmental assessment referred to in paragraph 4(j) of the *Lower Churchill Hydroelectric Generation Project Undertaking Order*, Newfoundland and Labrador Regulations 18/12.

Hiring priority

**10.** This Order acknowledges that the commitments respecting hiring priority contained in the Lower Churchill Innu Impacts and Benefits Agreement and the Lower Churchill Construction Projects Benefits Strategy have application to the special project.

Labour Relations  
Agency liaison

**11.** This Order acknowledges the commitment of the parties to the agreement to liaise with a representative of the Labour Relations Agen-

cy to exchange information on labour relations matters relating to the project.

Duration of order

**12.** This order remains in effect for the duration of the work, including mobilization and demobilization by the contractors, or as otherwise provided in the agreement.

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## Extraordinary Gazette Index

<b><u>Title of Act and Subordinate Legislation made thereunder</u></b>	<b><u>CNLR or NL Reg.</u></b>	<b><u>Amendment</u></b>	<b><u>XNL Gazette Date &amp; Page No.</u></b>
<b>Labour Relations Act</b>			
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