

March 09, 2012

STANDING FISH PRICE-SETTING PANEL

SCHEDULE OF HEARINGS FOR 2012

This is to advise that as per Section 19, of the *Fishing Industry Collective Bargaining Act*, the Standing Fish Price-Setting Panel is setting the following dates by which Collective Agreements binding on all processors in the Province that process these individual fish species must be in effect. In the absence of such binding agreements the Panel will conduct the following Hearings:

Species	Date by which binding Collective Agreements are to be in effect	Potential Hearing Date
Lobster	Thursday, March 22, 2012	Friday, March 23, 2012
Snow Crab	Thursday, March 29, 2012	Friday, March 30, 2012
Shrimp	Wednesday, April 4, 2012	Thursday, April 5, 2012
Whelk	Tuesday, April 10, 2012	Wednesday, April 11, 2012
Lumpfish (Roe)	Thursday, April 19, 2012	Friday, April 20, 2012
Cod	Monday, May 14, 2012	Tuesday, May 15, 2012
Capelin	Thursday, June 7, 2012	Friday, June 8, 2012
Squid	Monday, August 6, 2012	Tuesday, August 7, 2012
Mackerel	Tuesday, August 14, 2012	Wednesday, August 15, 2012

For the Species of Shrimp, Snow Crab, Mackerel, Capelin and Whelk:

1. The Panel has been advised by the Department of Fisheries and Aquaculture that the Association of Seafood Producers represents processors that process the majority percentage of the fish species Shrimp, Snow Crab, Mackerel, Capelin and Whelk.
2. Under Section 19(11) of the *Fishing Industry Collective Bargaining Act*, in the absence of a collective agreement between a certified bargaining agent and a processors' organization representing processors that process the majority percentage of a fish species, the Panel shall hear and consider their submissions on price and conditions of sale and shall make a decision with respect to those submissions. The decision of the Panel is final and binding on the parties and all other processors that process that species (Shrimp, Snow Crab, Mackerel, Capelin and Whelk).
3. Should the hearings for these species proceed on the scheduled hearing dates, the parties before the Panel will be the Fish, Food and Allied Workers and the Association of Seafood Producers. No other submissions will be accepted by the Panel and should any representative of this species wish to attend the hearing, concurrence from both parties to the collective bargaining process must be obtained.

For the Species of Lobster:

1. The Panel has been advised by the Department of Fisheries and Aquaculture that the Seafood Producers of Newfoundland and Labrador represents processors that process the majority percentage of the fish species Lobster.
2. Under Section 19(11) of *the Fishing Industry Collective Bargaining Act*, in the absence of a collective agreement between a certified bargaining agent and a processors' organization representing processors that process the majority percentage of a fish species, the Panel shall hear and consider their submissions on price and conditions of sale and shall make a decision with respect to those submissions. The decision of the Panel is final and binding on the parties and all other processors that process that species (Lobster).
3. Should the hearings for these species proceed on the scheduled hearing dates, the parties before the Panel will be the Fish, Food and Allied Workers and the Seafood Producers of Newfoundland and Labrador. No other submissions will be accepted by the Panel and should any representative of this species wish to attend the hearing, concurrence from both parties to the collective bargaining process must be obtained.

For the species of Cod, Squid and Lumpfish (Roe):

There was no majority processor or processor's organization identified by the Department of Fisheries and Aquaculture for the species of Cod, Squid and Lumpfish (Roe). Accordingly, in the event collective agreements binding on all processors in the province that process these individual species have not been achieved when indicated, the Panel will hold hearings on the scheduled hearing dates at which time it will hear presentations regarding price and conditions of sale.

The parties before the Panel may include a processor, a processors' organization and the Fish Food and Allied Workers. Presentations will be accepted by the Panel from a processor, processors' organization and the Fish Food and Allied Workers representatives at the hearing. The Panel shall decide on all matters in dispute between the parties relating to price and conditions of sale for the fish species and the decision of the Panel is final and binding on the parties and all other processors that process that species of fish to which the Panel's decision relates and constitutes a collective agreement or part of a collective agreement between them.

In the event of a hearing on Cod, Squid and Lumpfish (Roe), parties are to provide the Panel with written submissions not later than 24 hours before the scheduled hearing time and date at fax number 709-729-5905 or to the Panel's office at the Labour Relations Agency, 3rd Floor Beothuck Building, 20 Crosbie Place, P. O. Box 8700, St. John's, NL A1B 4J6.

The hearings are scheduled to take place at 2:00 p.m. on the dates indicated in the schedule at the Labour Relations Board Hearings Room on the ground floor of the Beothuck Building, 20 Crosbie Place, St. John's, NL.

The parties are reminded of the latest amendment to the Act, Section 19.9 (2.1) that requires that a party who has engaged in collective bargaining may not make a submission to the Panel at a hearing unless that party has submitted an offer respecting price and conditions of sale to the other party not less than 48 hours before the commencement of the hearing.

If you require further information on this schedule, please feel free to contact Mr. Vince Andrews at 709-729-2711.

Sincerely,


Mr. JOSEPH P. O'NEILL
Chair