

the parties so agree in writing, the recommendation of the Conciliation Officer or the Mediator is binding on the parties and they shall give effect thereto."

24. Section 38 of the said Act is repealed and the following substituted therefor: 5

System of collective bargaining agreed upon.

"**38.** Where a certified bargaining agent and an employer, or representatives authorized by them in that behalf, have agreed to a system of collective bargaining and that system of collective bargaining has been filed with and approved by the Canada Labour Relations Board, then, 10 notwithstanding sections 21 to 37, that system of collective bargaining shall be the system that obtains with that certified bargaining agent and that employer."

25. Section 50 of the said Act is repealed and the following substituted therefor: 15

Failure to report within time limited.

"**50.** Failure of a Conciliation Officer or a Mediator to report to the Minister within the time provided in this Act does not invalidate the proceedings of the Conciliation Officer or the Mediator or terminate the authority of the Conciliation Officer or the Mediator." 20

26. Subsection (5) of section 56 of the said Act is repealed and the following substituted therefor:

Constitution of Commission.

"(5) An Industrial Inquiry Commission shall consist of one or more members appointed by the Minister and the provisions of sections 31 and 32 apply, *mutatis mutandis*, 25 as though enacted in respect of that Commission and the Commission may determine its own procedure but shall give full opportunity to all parties to present evidence and make representations."

27. Section 64 of the said Act is repealed. 30

28. Section 65 of the said Act is repealed and the following substituted therefor:

Witness fees

"**65.** Every person who is summoned by the Board or an Industrial Inquiry Commission and duly attends as a witness is entitled to an allowance for expenses determined 35 in accordance with the scale for the time being in force with respect to witnesses in civil suits in the superior court in the province where the inquiry is being conducted and, in any event, he is entitled to not less than four dollars for each day he so attends." 40