

# Picket line arrest

The first arrest of the 11 day old CUPE strike was made Wednesday morning when picketers attempted to block the passage of a Shore Co. garbage truck.

At 8:30 a.m. a ten person picket line consisting of CUPE workers and members of the Dal Strike Support Committee refused to halt their legal picket line to allow the garbage truck into the university Physical Plant on Henry Street. Police were then called to escort the truck in.

According to the Strike Support Committee, three policemen left their cruisers and informed the picketers that they had to keep moving. Then, using billy clubs, they attempted to break up the line. When the picketers continued in their legal picket,

one member of the support committee was charged with obstruction and told that he would be receiving a summons.

According to the support committee, this person was, like the rest of the picketers, acting under the direction of the CUPE picket captain in attendance, and "in no way provoking the police," yet was singled out for arrest.

Both CUPE and the support committee have said they see the action as an outright attempt to intimidate picketers. They feel, however, that the attempt will only solidify morale on the line.

The person who was charged will be defended by the support committee and by CUPE if necessary, should police decide to proceed with prosecution.

# Faculty forms union

by Eric Simpson

A fully certified faculty union will soon emerge at Dalhousie to champion the rights of university professors. A vote counted last Friday was 55% in favour of official certification of the Dalhousie Faculty Association as the faculty's bargaining agent. Of the 489 votes cast, there were 265 in favour, 217 against and 7 spoiled.

However, one must be careful in predicting events, especially when two such unpredictable groups as the university administration and the university faculty are concerned. The whole process of organizing an official voice for the faculty was started last April and at that time it was expected to terminate by August. A long period of delays, procrastination and recalcitrance has meant that the Nova Scotia Labour Board has not yet been able to issue official certification of the DFA. This order is expected by the end of this week. Once this landmark is reached, a letter of intent to negotiate will presumably be sent by the DFA to the Board of Governors of Dalhousie and within 20 days the two parties will be obliged to start negotiations on a collective agreement.

Why does the faculty need or desire a union in the first place? Dr. R.S. Rodger, president of the DFA, says that although certain faculty members think that the Dalhousie administration contains officials who represent the interests of the faculty and defend academic freedom, there are others who are not convinced that the administration is doing enough in regard to faculty problems.

Now that the long struggle for a faculty union is finally bearing fruit, what can we expect? Ask 10 different faculty members and you will probably receive 10 different answers; academics are not renowned for brevity nor for unanimity. However, radical politics would seem unlikely. The possibility of a strike is also remote. Rodger says "There is always the probability of a strike. It has happened in Laval and the United States, but I don't anticipate it here."

If it takes as long to arrange, organize and mobilize the faculty for a strike as it does to form a union, then students have no need to worry. They will all have long since graduated by then . . . perhaps into the new union's ranks!

**CKDU will feature** an hour long debate on the present CUPE strike Thursday at 7 pm on Open Space. Roger Jollimore representing the University administration and Al Cunningham of CUPE Local 1398 will be the guests. The moderator is Blair Dwyer.

**Support CUPE 1392**

**Rally SUB lobby Fri. Nov.17 12:15**



The ending of last Saturday's Remembrance Day ceremonies at the cenotaph on Barrington Street saw the beginning to a vigil for peace by those concerned about achieving peace without war.

## Don't go again!

by Kyle Jolliffe

A different twist was added to the Remembrance Day ceremonies at the Halifax Cenotaph on Barrington Street last Saturday. After the traditional intonation of prayers, singing of hymns, and laying of wreaths had ended, a small group of people concerned about an enduring national peace remained behind in a silent vigil.

### St Mary's visa student

reprinted from the  
*Mary's Journal*

The case of a 28-year old Saint Mary's student ordered out of the country would appear to have taken a turn for the better.

In a decision handed down by the Nova Scotia adjudicator for the federal department of immigration, Kow 'Peter' Chang had been ordered out of the country by Nov. 4 for having sold 15 cents worth of candy to children from his sister's store in Musquodoboit Harbour, an act allegedly contrary to the terms of his student status granted by immigration authorities.

Solicitors for Chang, Dalhousie Legal Aid, have requested a review by the Federal Court of Canada of the adjudicator's decision and, in the meantime, he has been granted permission to stay in Canada until Dec. 31.

Information which appears to improve Chang's chances of being allowed to remain in the country, relates to a similar immigration case in Ontario in which the decision went in favour of the accused.

According to information obtained by **The Barometer**, a Halifax weekly, Ioannis (John) Labrakos, a native of Greece, was charged for having assisted his brother in the operation of a submarine shop in Sault St. Marie, Ontario.

The assistance was given

on a day when the shop was busy and on a day when a regular employee had failed to arrive on schedule. Labrakos, who had been living in his brother's apartment above the store, stepped behind the counter, made a couple of sandwiches and took some money. Two immigration officials who were in the store at the time witnessed the man making sandwiches and charges were laid.

The adjudicator responsible for that part of Ontario ruled that Labrakos had not been engaged in employment but was instead simply giving assistance to his brother for which he would expect no remuneration.

In the Halifax case, Chang's solicitor presented almost precisely the same argument as in the Labrakos case.

Chang was in his sister's store only because a regular employee had failed to arrive and the store had to be opened to allow the milkman to make delivery. After Chang opened the store for the milkman, two youngsters entered, placed 15 cents on the counter, and took some candy.

As a result Chang was charged and made the subject of a departure notice. Under the terms of the notice, Chang was ordered out of the country but could apply for reentry.

In the Chang decision handed down by adjudicator Michael Sloan, the concept of

the need to spend constructively on human development, and not on new fighter aircraft for Canada.

Virginia Crabill, a member of the Halifax chapter of the Voice of Women which organized the vigil, said they hoped people would not misinterpret their action as an insult to veterans and their families. "We are sorry that they had to go, and we don't want them to go again."

doing one's sister a favour was ignored. Sloan admitted in his reasons for his decision that Chang did not normally perform the task introduced as evidence. Furthermore, Sloan was presented with no evidence to suggest that Chang's actions were anything more than helping his sister.

But the adjudicator nevertheless ruled that the duties performed by Chang were those for which one would normally expect to be paid. Under the terms of Canada's new Immigration Act, he said, this constitutes employment and he therefore ruled that Chang, a native of Malaysia, must leave the country.

The solicitor for Labrakos told Barometer there is a wide area of case law which supported the Labrakos arguments and which should also support the Chang case.

He said in order for one to be employed it is necessary that certain conditions be met such as, for example, regular hours, regular pay, regular government deductions, a degree of control by the employer, regular vacation time and some sort of a "master-servant relationship."

As for the aspect of the Immigration Act which refers to activity for which "a person may reasonably be expected to receive valuable consideration" the Ontario solicitor said "Would you expect to be paid for helping your sister?"