

*Canada Labour Code*

(d) have otherwise been met, the Minister may, if he considers it necessary or advisable, at any time thereafter direct the Board to inquire into the dispute and, if the Board considers it advisable, to settle the terms and conditions of the first collective agreement between the parties.

(2) The Board shall proceed as directed by the Minister under subsection (1) and, if the Board settles the terms and conditions of a first collective agreement referred to in that subsection, those terms and conditions shall constitute the collective agreement between the parties and shall be binding on them and on the employees in the bargaining unit, except to the extent that such terms and conditions are subsequently amended by the parties by agreement in writing.

(3) In settling the terms and conditions of a first collective agreement under this section, the Board shall give the parties an opportunity to present evidence and make representations and the Board may take into account

(a) the extent to which the parties have, or have not, bargained in good faith in an attempt to enter into the first collective agreement between them;

(b) the terms and conditions of employment, if any, negotiated through collective bargaining for employees performing the same or similar functions in the same or similar circumstances as the employees in the bargaining unit; and

(c) such other matters as the Board considers will assist it in arriving at terms and conditions that are fair and reasonable in the circumstances.

(4) Where the terms and conditions of a first collective agreement are settled by the Board under this section, the agreement shall be effective for a period of one year from the date on which the Board settles the terms and conditions of the collective agreement."

**The Acting Speaker (Mr. Ethier):** Order, please. Is the House ready for the question?

**Some hon. Members:** Question.

**The Acting Speaker (Mr. Ethier):** Is it the pleasure of the House to adopt the said motion?

**Some hon. Members:** Agreed.

Motion (Mr. Munro, Hamilton East) agreed to.

**Hon. John C. Munro (Minister of Labour):** Mr. Speaker, I would now like to draw hon. members' attention to page 42. The new clause 71.1 has to do with remote locations, permitting union officers to go thereon. I move, seconded by the hon. Minister of Employment and Immigration (Mr. Cullen):

That Bill C-8 be amended by adding thereto immediately after clause 71 on page 42 the following:

71.1 Subsection 199(1) of the said Act is repealed and the following substituted therefor:

"199. (1) Where the Board

(a) receives from a trade union an application for an order granting an authorized representative of the trade union access to employees living in an isolated location on premises owned or controlled by their employer or by any other person, and

(b) determines that access to the employees

(i) would be impracticable unless permitted on premises owned or controlled by their employer or by such other person, and

(ii) is reasonably required for purposes relating to soliciting union membership, the negotiation or administration of a collective agreement, the processing of a grievance or the provision to employees of a union service,

the Board may make an order granting the authorized representative of the trade union designated in the order access to the employees on the premises of their employer or such other person, as the case may be, that are designated in the order."

[Mr. Munro (Hamilton East).]

**The Acting Speaker (Mr. Ethier):** Order, please. The House has heard the terms of the motion of the Minister of Labour (Mr. Munro). Is it the pleasure of the House to adopt the said motion?

**Some hon. Members:** Agreed.

Motion (Mr. Munro, Hamilton East) agreed to.

● (1522)

**Mr. Munro (Hamilton East)** moved that the bill be concurred in.

Motion agreed to.

**The Acting Speaker (Mr. Ethier):** When shall the bill be read the third time?

**Mr. Pinard:** By leave, now.

**The Acting Speaker (Mr. Ethier):** Now, pursuant to special order made earlier this day.

**Mr. Knowles (Winnipeg North Centre):** Mr. Speaker, I think the House should get leave to take third reading of this bill at this time. It is an important piece of legislation. We do not want it to get caught by any events that could occur. I would make a special plea, however. I point out that our table officers and Mr. Maingot and his staff are extremely efficient. This gives me a chance to say so. Because of the numerous changes we have made, I trust they will apply their efficiency to the extreme in reprinting this bill so that the bill we are now passing on third reading does conform to what we have agreed to at the report stage.

**The Acting Speaker (Mr. Ethier):** By leave now, we will take third reading.

**Mr. Munro (Hamilton East)** moved that the bill be read the third time and do pass.

Motion agreed to and bill read the third time and passed.

**Mr. Munro (Hamilton East):** I wish to thank hon. members.

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## MISCELLANEOUS STATUTE LAW AMENDMENT ACT, 1978

### MEASURE TO CORRECT REVISED STATUTES

**Hon. Monique Bégin (for the Minister of Justice)** moved that Bill C-41, to correct certain anomalies, inconsistencies, archaisms, errors and other matters of non-controversial and uncomplicated nature in the Revised Statutes of Canada, 1970, and other Acts subsequent to 1970, be read the second time and referred to the Standing Committee on Justice and Legal Affairs.