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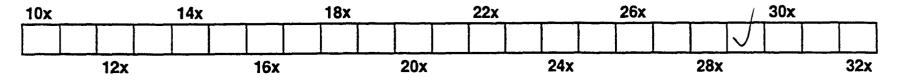
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No. 187.

5th Session, 8th Parliament, 63 Victoria, 1900

BILL.

An Act to aid in the prevention and settlement of trade disputes, and to provide for the publication of statistical industrial information.

First reading, June 27, 1900.

MR. MULOCK.

OTTAWA Printed by S. E. Dawson Printer to the Queen's most Excellent Majesty 1900 No. 187]

BILL.

An Act to aid in the prevention and settlement of trade disputes, and to provide for the publication of statistical industrial information.

HER Majesty, by and with the advice and consent of the Senate and House of One Senate and House of Commons of Canada, enacts as follows :-

Short title. 1. This Act may be cited as The Conciliation Act, 1900.

- 2. In this Act, unless the context otherwise requires, the "Minister" expression "Minister" means the member of Her Majesty's defined. Privy Council for Canada to whom, for the time being, the Governor in Council may assign the carrying out of the provisions of this Act.
- 3. Any board established either before or after the passing Registration of this Act, which is constituted for the purpose of settling boards. 10 disputes between employers and workmen by conciliation or arbitration, or any association or body authorized by an agreement in writing made between employers and workmen to
- 15 deal with such disputes (in this Act referred to as a conciliation board) may apply to the Minister for registration under this Act.

2. The application must be accompanied by copies of the Application constitution, by-laws and regulations of the conciliation board,

20 with such other information as the Minister may reasonably require.

8. The Minister shall keep a register of conciliation boards, Register of and enter therein with respect to each registered board its boards. name and principal office, and such other particulars as he

25 thinks expedient; and any registered conciliation board shall be entitled to have its name removed from the register on sending to the Minister a written application to that effect.

4. Every registered conciliation board shall furnish such Returns by returns, reports of its proceedings, and other documents as the 80 Minister may reasonably require.

5. The Minister may, on being satisfied that a registered Board ceasing conciliation board has ceased to exist or to act, remove its name to act. from the register.

4. Where a difference exists or is apprehended between an Powers of 85 employer or any class of employers and workmen, or between tradedisputes. different classes of workmen, the Minister may, if he thinks fit, exercise all or any of the following powers, namely :--

(a.) inquire into the causes and circumstances of the differ. Inquiry into. CS11808. ence;

Promotion of amicable settlement.

Appointment of conciliators.

Appointment of arbitrators.

Duties of conciliator.

Memorandum of settlement.

Duties of conciliator

generally.

Assistance,

if needed.

Governor may appoint

to hold inquiry under

oath.

commissioners

(b.) take such steps as to him seem expedient for the purpose of enabling the parties to the difference to meet together, by themselves or their representatives, under the presidency of a chairman mutually agreed upon or nominated by him or by some other person or body, with a view to the amicable 5 settlement of the difference;

(c.) on the application of employers or workmen interested, and after taking into consideration the existence and adequacy of means available for conciliation in the district or trade and the circumstances of the case, appoint a person or persons to 10 act as conciliator or as a board of conciliation;

(d.) on the application of both parties to the difference, appoint an arbitrator or arbitrators.

2. If any person is so appointed to act as conciliator, he shall inquire into the causes and circumstances of the difference by 15 communication with the parties, and otherwise shall endeavour to bring about a settlement of the difference, and shall report his proceedings to the Minister.

3. If a settlement of the difference is effected either by conciliation or by arbitration, a memorandum of the terms thereof 20 shall be drawn up and signed by the parties or their representatives, and a copy thereof shall be delivered to and kept by the Minister.

5. It shall be the duty of the conciliator to promote conditions favourable to a settlement by endeavouring to allay dis 25 trust, to remove causes of friction, to promote good feeling, to restore confidence, and to encourage the parties to come together and themselves effect a settlement, and also to promote agreements between employers and employees with a view to the submission of differences to conciliation or arbitration be- 30 fore resorting to strikes or lock-outs.

6. The concilator or conciliation board may, when deemed advisable, invite others to assist them in the work of conciliation.

7. If, before a settlement is effected, and while the differ-35 ence is under the consideration of a conciliator or conciliation board, such conciliator or conciliation board is of opinion that some misunderstanding or disagreement appears to exist between the parties as to the causes or circumstances of the difference, and, with a view to the removal of such misunder-40 standing or disagreement, desires an inquiry under oath into such causes and circumstances, and, in writing signed by such conciliator or the members of the conciliation board, as the case may be, communicates to the Minister such desire for inquiry, and if the parties to the difference or their representatives in 45 writing consent thereto, then, on his recommendation, the Governor in Council may appoint such conciliator or members of the conciliation board, or some other person or persons, a commissioner or commissioners, as the case may be, under the

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R.S.C., c. 114. provisions of the Act respecting inquiries concerning public 50 matters, to conduct such inquiry, and, for that purpose, may confer upon him or them the powers which under the said Act may be conferred upon commissioners.

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8. Proceedings before any conciliation or arbitration board Proceedings shall be conducted in accordance with the regulations of such before board. conciliation or arbitration board, as the case may be, or as is agreed upon by the parties to the difference or dispute.

- 5 9. If it appears to the Minister that in any district or trade Power of adequate means do not exist for having disputes submitted to Minister to a conciliation board for the district or trade, he may appoint establishing any person or persons to inquire into the conditions of the conciliation district or trade, and to confer with the employers and
- 10 employed, and, if he thinks fit, with any local authority or body, as to the expediency of establishing a conciliation board for such district or trade.

10. With a view to the dissemination of accurate statistical Department of and other information relating to the conditions of labor, the established.

- 15 Minister shall establish and have charge of a Department of Labour, which shall collect, digest, and publish in suitable form statistical and other information relating to the conditions of labour, shall institute and conduct inquiries into important industrial questions upon which adequate information may not Publication
- 20 at present be available, and issue at least once in every month of statistics, a publication to be known as the *Labour Gazette*, which shall *Labour* contain information regarding conditions of the labour market *Gazette*. and kindred subjects, and shall be distributed or procurable in accordance with terms and conditions in that behalf pre-25 scribed by the Minister.

11. The expenses incurred in the carrying out of this Act Expenses. shall be defrayed out of the money provided for the purpose by Parliament.

12. An annual report with respect to the matters transacted Report to 30 by him under this Act shall be made by the Minister to the Parliament. Governor General and shall be laid before Parliament within the first fifteen days of each session thereof.

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