

Canada Industrial Relations Board



Conseil canadien des relations industrielles

File No. 26054-C

IN THE MATTER OF THE

Canada Labour Code

- and -

International Association of Machinists
and Aerospace Workers
International Association of Machinists and
Aerospace Workers, Transportation District 140,

applicant unions,

- and -

Air Canada
Air Canada Technical Services (ACTS)
Limited Partnership
Air Canada Cargo (AC Cargo) Limited Partnership
Air Canada Ground Handling Services (ACGHS)
Limited Partnership

respondent employers.

WHEREAS the International Association of Machinists and Aerospace Workers is the certified bargaining agent for bargaining units of technical, maintenance and operational support employees and office, clerical and administrative support employees employed by the respondent employers, as more fully described in Board Orders 9085-U and 9098-U respectively;

AND WHEREAS Air Canada Technical Services Limited Partnership was sold on October 16, 2007 and has carried on business as Aveos Fleet Performance Inc. since September 23, 2008;

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AND WHEREAS the International Association of Machinists and Aerospace Workers and the International Association of Machinists and Aerospace Workers, Transportation District 140 filed a complaint pursuant to sections 97(1) and 94(1)(a) of the *Canada Labour Code* regarding the aforesaid transaction on December 14, 2006 (Board file 26054-C);

AND WHEREAS, by Memorandum of Agreement executed on January 8, 2009, the parties reached a full and final settlement of all of the matters giving rise to the complaint;

AND WHEREAS, following investigation of the complaint, consideration of the submissions of the parties concerned and a review of the Memorandum of Agreement, the Board is satisfied that the said Agreement complies with the requirements of the *Code*;

NOW THEREFORE, in consideration of the foregoing, the Board hereby declares and orders that the Memorandum of Agreement between Air Canada, Aveos Fleet Performance Inc. and the International Association of Machinists and Aerospace Workers dated January 8, 2009, as appended hereto, constitutes a full and final settlement of complaint no. 26054-C and directs the parties to co-operate in implementing the terms of the said Agreement.

ISSUED at Ottawa this 22nd day of January 2009, by the Canada Industrial Relations Board.


Elizabeth E. MacPherson
Chairperson

encl.

