

ETFO's Collective Bargaining Process

smaller
classes **BIG**
DIFFERENCE



1. NOTICE TO BARGAIN

Under the School Boards Collective Bargaining Act, only ETFO and the employer bargaining agency (OPSBA or CTA) can give notice to bargain. The provincial government is required to participate in central bargaining.

Central and/or local strike votes may take place within 30 days of the expiry of a collective agreement, or any time after a collective agreement expires.

2. PARTIES MEET TO DETERMINE CENTRAL TABLE ITEMS

Meetings between ETFO and the employer bargaining agency should result in a central list of bargaining items. Disputes about the central list are referred to the Ontario Labour Relations Board.

3. CENTRAL NEGOTIATIONS BEGIN LOCAL NEGOTIATIONS BEGIN

Central and local negotiations occur at separate tables. However, both central and local bargaining take similar paths depending on whether bargaining is successful or unsuccessful.

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4. REQUEST FOR CONCILIATION

The Minister of Labour appoints a Conciliator upon either party's request for assistance.

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5. "NO BOARD" REPORT

If conciliation is not successful, the Minister of Labour issues a "no board" report. An expired collective agreement continues to remain in effect and cannot be unilaterally changed until seventeen days have passed after the "no board" report has been issued.

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6. STRIKE / LOCKOUT

Seventeen days after the date of the Minister's "no board" report, ETFO is in a legal strike position provided a strike vote has taken place and a majority of the votes cast are in favour of strike action. At this time the employer bargaining agency involved in central bargaining, or the school board involved in conditions of collective agreement.

Notice must be given before strike action, lock-out or changes to the collective agreement can occur.

During this period, bargaining may continue to take place.

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TENTATIVE AGREEMENT

RATIFICATION

A tentative local agreement must be approved through a secret vote of local members and by the school board's trustees.

A tentative central agreement must be approved through a secret all-member vote. In accordance with ETFO bylaws, approval requires a double majority vote.

ENFORCEMENT

Both central and local agreements must be ratified before a collective agreement is in effect. Once in effect, implementation and ongoing enforcement of the collective agreement occurs.

STRIKE VOTES

A strike vote by secret ballot may take place within 30 days of the expiration of the collective agreement, or any time after the collective agreement expires. Before strike action can be taken, it must be approved by a majority of members in attendance at the strike vote.