



ONTARIO LABOUR RELATIONS BOARD

OLRB Case No: **0753-24-R**

Toronto Residential Construction Labour Bureau, Applicant v
Labourers' International Union of North America, Local 183, Responding
Party

BEFORE: Michael McFadden, Vice-Chair

DECISION OF THE BOARD: October 10, 2024

Introduction

1. The Board issued a decision in this matter on October 8, 2024 directing the issuance of an accreditation certificate as requested by the applicant ("October 8 Decision"). Among other things, the October 8 Decision noted that the applicant was seeking to merge into one accreditation certificate the content of its previously issued certificate and the amendments to that accreditation certificate being sought in the current application, the latter being changes to the geographic scope and the definition of residential housing to which the merged certificate would apply. In the October 8 Decision the Board agreed with the requested approach and stated its intention to issue a "merged" single certificate encompassing the existing content and the amendments being sought, as described above.

2. Unfortunately, through typographical inadvertence caused by this Vice Chair, the Registrar when preparing and issuing the accreditation certificate under cover of the October 8 Decision included only the amendments of the existing certificate without merging and including all the relevant content from the previously issued certificate.

3. The purpose of this decision is to correct the inadvertent error and issue the merged accreditation certificate the Board always intended to issue.

Accreditation Certificate to Issue

4. The Board hereby directs the Registrar to issue to the parties an accreditation certificate with an issue date of October 8, 2024 with this corrected bargaining unit description:

all employers of construction employees engaged in the onsite construction of all types of low-rise housing and their natural amenities for whom Labourers' International Union of North America, Local 183 has bargaining rights in the O.L.R.B. Geographic Areas No. 7, 8, 18, and 27 in the residential sector of the construction industry.

For purposes of clarity, it is noted that low-rise housing means housing of not more than three (3) storeys in height, basement plus three (3) storeys; as well as four (4) storey (basement plus four (4) storeys) single family townhouses; and Light Wood Framed Apartment Buildings, being apartment buildings where the building superstructure is light wood framing and also those where the superstructure is a mix of concrete (including Slab on Grade/Core Slab) and light wood framing, where the use of LVL, CLT, NLT or other engineered wood products, or other beams or posts in a light wood framed superstructure does not alter the character of a light wood framed building, and where the use of pre-fabricated light wood floor or wall panels, including those containing steel studs, are included in the definition of light wood framing.

It is also noted that employers bound by and when working under any of the following collective agreements in accordance with past or existing practices as at the date hereof are not included in the said unit of employers, namely:

- (a) Collective Agreement between the Ontario Formwork Association and the Formwork Council of Ontario;

- (b) Collective Agreement between the Residential Low-Rise Forming Contractors Association and Labourers' International Union of North America, Local 183;
- (c) Collective Agreement between the Ontario Concrete & Drain Contractors Association and Labourers' International Union of North America, Local 183;
- (d) Collective Agreement between the Metropolitan Toronto Apartment Builders' Association and Labourers' International Union of North America, Local 183;
- (e) Collective Agreement between the Residential Framing Contractors Association of Metropolitan Toronto and Vicinity and Labourers' International Union of North America, Local 183;
- (f) Collective Agreement between the Utility Contractors Association of Ontario and Labourers' International Union of North America, Ontario Provincial District and its affiliated Local Unions;
- (g) Collective Agreements between certain landscaping contractors and Labourers' International Union of North America, Local 183;
- (h) Collective Agreements between the Building Restorations and Associated Work Contractors and Labourers' International Union of North America, Local 183;
- (i) Collective Agreement between the Masonry Contractors Association of Toronto Inc. and Masonry Council of Unions, Toronto & Vicinity;
- (j) Collective Agreements between various plumbing contractors and Labourers' International Union of North America, Local 183;

- (k) Collective Agreements between various fencing contractors and Labourers' International Union of North America, Local 183;
- (l) The collective agreement between the Residential Tile Contractors Association and Labourers' International Union of North America, Local 183;
- (m) The collective agreement between the Residential Floor Leveling Association and Labourers' International Union of North America, Local 183;
and
- (n) The collective agreement between the Greater Toronto Railings Association and Labourers' International Union of North America, Local 183.

5. The accreditation certificate previously issued under cover of the October 8 Decision is hereby rescinded and of no force or affect.

"Michael McFadden"

for the Board