

SECTION 6, by deleting the text shown as struck out and adding the underlined text as shown:

6 Section 19 is amended

(a) by repealing subsection (1) and substituting the following:

~~(1) Subject to subsection (1.2), if a collective agreement is in force and is for a term of 3 years or less, a trade union claiming to have as members in good standing a majority of employees in a unit appropriate for collective bargaining may apply to the board to be certified for the unit~~ WKL

~~(a) during the seventh and eighth months in the last year of the term of the collective agreement, or~~

~~(b) during the seventh and eighth months in each subsequent year of any continuation of the collective agreement.~~

~~(1.1) Subject to subsection (1.2), if a collective agreement is in force and is for a term of more than 3 years, a trade union claiming to have as members in good standing a majority of employees in a unit appropriate for collective bargaining may apply to the board to be certified for the unit~~

~~(a) during the seventh and eighth months in the third year of the term of the collective agreement, or~~

~~(b) during the seventh and eighth months in each subsequent year of the collective agreement or any continuation of the collective agreement.~~

~~(1.2) If a collective agreement is in force, a trade union claiming to have as members in good standing a majority of employees primarily engaged in construction work in a unit appropriate for collective bargaining may apply to the board to be certified for the unit during July and August in each year of the collective agreement or any continuation of the collective agreement, and~~

(1) Except in the case of construction,

(a) if a collective agreement is in force for a term of 3 years or less, a trade union claiming to have as members in good standing a majority of employees in a unit appropriate for collective bargaining may apply to the board to be certified for the unit during the seventh and eighth months of the last year of the collective agreement, and

(b) if a collective agreement is in force for a term of more than 3 years, a trade union claiming to have as members in good standing a majority of employees in a unit appropriate for collective bargaining may apply to the board to be certified for the unit during the seventh and eighth months of the third year of the agreement and thereafter in the seventh and eighth months in each year of the collective agreement or any continuation.,

(b) ~~inby repealing subsection (2) by striking out "subsection (1)" and substituting "subsections (1) to (1.2)". and substituting the following:~~

(2) In the case of construction,

(a) if a collective agreement is in force for a term of 3 years or less, a trade union claiming to have as members in good standing a majority of employees in a unit appropriate for collective bargaining may apply to the board to be certified for the unit in July and August of the last year of the collective agreement, and

(b) if a collective agreement is in force for a term of more than 3 years, a trade union claiming to have as members in good standing a majority of employees in a unit appropriate for collective bargaining may apply to the board to be certified for the unit in July and August of the third year of the collective agreement and thereafter in July and August of each year of the collective agreement or any continuation.,
and

(c) by adding the following subsections:

(3) Despite subsections (1) and (2), an application for certification may not be made within 22 months of a previous application under those subsections if the previous application resulted in a decision by the board on the merits of the application.

(4) Unless the board consents, a trade union is not permitted to make an application under this section during a strike or lockout. (MOVED.) WKL

That the amendment be amended in paragraph 6 (c), by striking out "subsections" and substituting "subsection", by striking out "(3)" and substituting "(2.1)", and by deleting subsection (4).