

SPECIAL AGREEMENT

for the

**Edmonton Downtown Arena
and Related Facilities Project**

SPECIAL AGREEMENT

ENTERED INTO THIS 4th DAY OF October, 2013

BY AND BETWEEN:

**Construction Labour Relations – An Alberta Association
Mechanical (Provincial) Trade Division**
(hereinafter referred to as "the Trade Division")

- and -

**United Association of Journeymen and Apprentices of the Plumbing
And Pipefitting Industry of the United States and Canada**
(hereinafter referred to as "the Union")

(Collectively, the "Parties")

WHEREAS the Parties have entered into a Collective Agreement pursuant to Registration Certificated #27, and will be engaging in collective bargaining for the renewal of that collective agreement during the period of construction of the Edmonton Downtown Arena and Related Facilities Project [the "Project"];

AND WHEREAS the Contractors that wish to pursue work on the Project are required to confirm that the work will be uninterrupted by strike or lockout, as part of the prequalification conditions;

AND WHEREAS the Parties hereto wish to cooperate in ensuring their members are successful in competing for work on the project;

NOW THEREFORE IT IS AGREED that the Parties have, based on the mutual understandings set out above, entered into the following commitments.

Scope and Definition

1. This Agreement shall be attached to and form part of the Provincial Construction Collective Agreements entered into pursuant to Registration Certificate #27.
2. This Agreement is intended to cover the Project, including the Arena and Parking, Winter Garden, LRT, Community Rink and Corridor.

Duration and Application of Subsequent Collective Agreements

3. The provisions of this Agreement shall continue until the conclusion of the Project, notwithstanding that such event may take place after the expiry date of the existing Collective Agreement. It is the intention of the parties that the work encompassed by this


Agreement shall continue without abatement by strike, lock-out, work slowdowns, or any other action designed to limit output.

4. The provisions of the Collective Agreement applicable to commercial/institutional work shall apply to the work on the Project, and the Letter of Understanding signed July 31st, 2013 shall not apply to the work on the Project.
5. As collective bargaining, pursuant to Registration Certificate #27, may take place in the construction industry which will affect terms and conditions of employment, save and except where the same are provided for in this Agreement, such variations in the resulting Collective Agreement shall be picked up for the Project. Any applicable changes will be effective for the purposes of this Agreement as and when such changes become effective pursuant to the resulting Collective Agreement.
6. In the event the registration Collective Agreement ceases to be in effect, then the applicable provisions of the most recent Collective Agreement shall apply, until such time as a renewal agreement is entered into by the Employers' Organization and the Union or the successors of either.
7. The Parties each undertake to propose to the other and to agree with the other that this Agreement will be attached to and form part of the Collective Agreement that will be concluded pursuant to any round of construction collective bargaining entered into or initiated during any period during the duration of this Agreement.
8. Each Employers' Organization and each counterpart Union agree that the above commitments shall continue, notwithstanding the termination for any period of time of the registration collective agreement between them, and, notwithstanding anything in the *Alberta Labour Relations Code*, neither party bound to or affected by the respective registration certificates shall challenge the legality of any strike or lockout commenced pursuant to a lawful notice arising out of collective bargaining pursuant registration certificate #27 by reason that the strike or lockout does not include the construction activities affected by this Special Agreement.

Effective Date

9. This Agreement shall become effective for each of the signatory trades below on October 4th, 2013.

Signed this 4 day of October, 2013

Per: 
United Association of Journeymen and
Apprentices of the Plumbing and Pipefitting
Industry of the United States and Canada,
Locals #488

Per: 
Construction Labour Relations - An
Alberta Association Mechanical
(Provincial) Trade Division