

*The
Apprenticeship and
Trade Certification
(Commission Selection)
Regulations*

Repealed

by Chapter A-22.2 Reg 3 (effective June 12, 2003).

Formerly

Chapter A-22.2 Reg 2 (effective September 13, 2000).

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER A-22.2 REG 2

The Apprenticeship and Trade Certification Act, 1999

PART I

Short Title and Interpretation

Title

1 These regulations may be cited as *The Apprenticeship and Trade Certification (Commission Selection) Regulations*.

Interpretation

2 In these regulations:

- (a) “**Act**” means *The Apprenticeship and Trade Certification Act, 1999*;
- (b) “**designated industry group**” means the organizations designated pursuant to clause 4(b) or 5(b) to select a representative for appointment to the commission from the industry sector to which those organizations belong;
- (c) “**designated organization**” means an organization designated pursuant to clause 4(a) or 5(a) to select a representative for appointment to the commission from the industry sector to which the designated organization belongs;
- (d) “**organization**” means an employee organization, an employer organization or a trade board, as the case requires;
- (e) “**representative**” means an employee representative or an employer representative, as the case requires;
- (f) “**Table**” means a Table of the Appendix;
- (g) “**trade board**” means a trade board appointed pursuant to section 21 of the Act.

22 Sep 2000 cA-22.2 Reg 2 s2.

PART II

Industry Sectors

Prescribed industry sectors

3(1) The industry sectors listed in column 1 in Table 1 are prescribed as industry sectors for the purposes of the Act.

(2) Each industry sector is composed of the designated trades listed in column 2 opposite the industry sector listed in column 1 in Table 1.

22 Sep 2000 cA-22.2 Reg 2 s3.

**PART III
 Designated Organizations**

Designated organizations to select employee representatives

4 For the purposes of clause 4(5)(d) of the Act:

(a) the employee organization listed in column 2 opposite an industry sector listed in column 1 in Part I of Table 2 is designated as the designated organization responsible for selecting an employee representative for appointment to the commission from that industry sector; and

(b) the trade boards listed in column 2 and the employee organizations listed in column 3 opposite an industry sector listed in column 1 in Part II of Table 2 are designated as the designated industry group responsible for selecting an employee representative for appointment to the commission from that industry sector.

22 Sep 2000 cA-22.2 Reg 2 s4.

Designated organizations to select employer representatives

5 For the purposes of clause 4(5)(e) of the Act:

(a) the employer organization listed in column 2 opposite an industry sector listed in column 1 in Part I of Table 3 is designated as the designated organization responsible for selecting an employer representative for appointment to the commission from that industry sector; and

(b) the trade boards listed in column 2 and the employer organizations listed in column 3 opposite an industry sector listed in column 1 in Part II of Table 3 are designated as the designated industry group responsible for selecting an employer representative for appointment to the commission from that industry sector.

22 Sep 2000 cA-22.2 Reg 2 s5.

**PART IV
 Selecting Representatives**

Number of representatives to be selected

6(1) Subject to subsection (2), each designated organization and designated industry group must select one representative for appointment to the commission.

(2) The commission may direct a designated organization or designated industry group to select more than one representative for appointment to the commission.

22 Sep 2000 cA-22.2 Reg 2 s6.

Selection process

7(1) A designated organization shall select a representative by appointment in accordance with Part V.

(2) A designated industry group shall select a representative by election in accordance with Part VI.

22 Sep 2000 cA-22.2 Reg 2 s7.

PART V
Selection by Designated Organization

Written proposal for selecting representative

8 Before a designated organization may select a representative for appointment to the commission:

- (a) the designated organization must submit to the commission a written proposal that:
 - (i) complies with these regulations; and
 - (ii) sets out the process that the designated organization must follow in selecting a representative from the industry sector to which the designated organization belongs; and
- (b) the commission must approve the written proposal mentioned in clause (a).

22 Sep 2000 cA-22.2 Reg 2 s8.

Requirements for written proposal

9(1) A written proposal mentioned in section 8 must include a process to ensure that each organization represented by a designated organization is:

- (a) notified that a representative is to be selected for appointment to the commission;
- (b) advised of the process that the designated organization must follow in selecting a representative; and
- (c) advised that any individual associated with that organization is eligible for selection as a representative.

(2) For the purposes of subsection (1):

- (a) the trade boards and employee organizations represented by a designated organization for the purposes of selecting an employee representative are listed in columns 3 and 4 opposite the designated organization in Part I of Table 2; and
- (b) the trade boards and employer organizations represented by a designated organization for the purposes of selecting an employer representative are listed in columns 3 and 4 opposite the designated organization in Part I of Table 3.

22 Sep 2000 cA-22.2 Reg 2 s9.

Commission approval of written proposal

10(1) On receipt of a written proposal mentioned in section 8, the commission may:

- (a) approve the written proposal, on any terms and conditions that the commission considers appropriate; or
- (b) reject the written proposal.

(2) In appointing a representative, a designated organization must comply with any terms and conditions imposed by the commission with respect to the written proposal of the designated organization pursuant to clause (1)(a).

22 Sep 2000 cA-22.2 Reg 2 s10.

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Selection of representative by appointment

11(1) On approval of the written proposal of a designated organization pursuant to section 10, the designated organization shall, in accordance with the written proposal:

- (a) advise the organizations represented by the designated organization that a representative is to be selected for appointment to the commission; and
- (b) select a representative for appointment to the commission.

(2) In selecting a representative pursuant to subsection (1), the designated organization shall:

- (a) fairly consider:
 - (i) all individuals who advise the designated organization, in writing, that they are interested in being selected as representative;
 - (ii) all submissions supporting a proposed representative received from organizations that belong to the industry sector from which the representative is to be selected; and
 - (iii) all submissions respecting the suitability of a proposed representative that are received from organizations that belong to the industry sector from which the representative is to be selected; and
- (b) base its decision on who, in the opinion of the designated organization, is most able:
 - (i) to assist the commission in meeting its obligations to:
 - (A) the public;
 - (B) employers, employees, apprentices, tradespersons and journeypersons; and
 - (C) the Crown; and
 - (ii) to address any concerns unique to the industry sector from which the individual seeks to be selected.

22 Sep 2000 cA-22.2 Reg 2 s11.

Submission of name of selected representative

12(1) After a designated organization has selected a representative in accordance with this Part, the designated organization shall advise the commission of the name of the representative selected.

(2) On being advised pursuant to subsection (1), the commission shall, in writing, advise:

- (a) the minister of:
 - (i) the name of the representative selected; and
 - (ii) the industry sector to which the representative and designated organization belong; and
- (b) each organization belonging to the industry sector of the name of the representative selected by the designated organization.

22 Sep 2000 cA-22.2 Reg 2 s12.

PART VI
Selection by Designated Industry Group

Selection by election

13(1) Where a designated industry group is to select a representative for appointment to the commission by way of election, the commission shall:

- (a) set the date for the election; and
 - (b) advise each organization within the designated industry group of the election date.
- (2) In setting the date for the election pursuant to subsection (1), the commission shall allow sufficient time for nominations.
- (3) A person nominating or voting for a representative pursuant to this Part shall consider who, in that person's opinion, is most able:
- (a) to assist the commission in meeting its obligations to:
 - (i) the public;
 - (ii) employers, employees, apprentices, tradespersons and journeypersons; and
 - (iii) the Crown; and
 - (b) to address any concerns unique to the industry sector from which the individual seeks to be selected.

22 Sep 2000 cA-22.2 Reg 2 s13.

Nominations

14 The commission shall implement a process to solicit nominations from the industry sector for which an election is being held pursuant to this Part.

22 Sep 2000 cA-22.2 Reg 2 s14.

Election by acclamation

15 A nominee is elected by acclamation where only one nomination is made for a position to be filled by election.

22 Sep 2000 cA-22.2 Reg 2 s15.

One vote

16 Each organization, other than a trade board, within a designated industry group has one vote in an election to select a representative to the commission from the industry sector to which the organization belongs.

22 Sep 2000 cA-22.2 Reg 2 s16.

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Trade boards

17(1) Subject to subsections (2) to (4), each member of a trade board has one vote to select a representative to the commission from the industry sector to which the trade board belongs.

(2) Where a trade board is part of more than one industry sector, only those members of the trade board who belong to the industry sector for which a representative is being elected shall vote.

(3) An employee trade board member may only vote for an employee representative to the commission.

(4) An employer trade board member may only vote for an employer representative to the commission.

22 Sep 2000 cA-22.2 Reg 2 s17.

Conduct of elections

18 In conducting an election pursuant to this Part, the commission shall ensure that:

(a) all organizations and individuals entitled to vote in the election are notified of the date of the election and of the names of the nominees;

(b) the organizations and individuals entitled to vote are given an opportunity to vote and only those organizations and individuals entitled to vote cast ballots; and

(c) all votes are cast by secret ballot.

22 Sep 2000 cA-22.2 Reg 2 s18.

Election results

19 The nominee with the most votes is selected as the representative to the commission from the industry sector in which the designated industry group participating in the election belongs.

22 Sep 2000 cA-22.2 Reg 2 s19.

Tie vote

20 In the event of a tie vote, the commission shall conduct a draw among the tied nominees to determine which individual is elected.

22 Sep 2000 cA-22.2 Reg 2 s20.

Submission of name of elected representative

21 After a designated industry group has selected a representative for appointment to the commission in accordance with this Part, the commission shall, in writing, advise:

(a) the minister of:

(i) the name of the representative selected; and

(ii) the industry sector to which the representative and designated industry group belong; and

(b) each organization belonging to the industry sector of the name of the representative selected by the designated industry group.

22 Sep 2000 cA-22.2 Reg 2 s21.

Retention of election records

22 The commission shall not destroy the ballots or any other records connected with an election until 60 days have elapsed after the date of the election.

22 Sep 2000 cA-22.2 Reg 2 s22.

**PART VII
General****Expirations of appointments**

23 At least six months before a representative's appointment to the commission expires, the commission shall:

- (a) notify the designated organization, or each organization belonging to the designated industry group, that selected the representative of the expiry date for the appointment;
- (b) review the relevant list of designated organizations and designated industry groups as set out in Tables 2 and 3; and
- (c) recommend to the minister any change that may be appropriate to the relevant list.

22 Sep 2000 cA-22.2 Reg 2 s23.

Vacancies

24(1) Where the office of a representative to the commission becomes vacant before the expiry date of the representative's appointment, the commission may direct, as the case requires:

- (a) the designated organization that selected the representative to fill the vacancy in accordance with the selection process set out in Part V; or
- (b) the designated industry group that selected the representative to fill the vacancy in accordance with the selection process set out in Part VI.

(2) The person selected to fill a vacancy pursuant to subsection (1) holds office for the remainder of the term of the person who vacated the office.

(3) Where a representative to the commission dies or resigns, he or she ceases to be a member of the commission on the date of death or on the date the resignation is received by the commission, as the case may be.

22 Sep 2000 cA-22.2 Reg 2 s24.

Additional selection procedures

25 The commission may determine, by resolution, any additional procedures that the commission considers necessarily incidental to selecting representatives for appointment to the commission for the purposes of clauses 4(5)(d) and (e) of the Act.

22 Sep 2000 cA-22.2 Reg 2 s25.

PART VIII
Coming into Force**Coming into force**

26 These regulations come into force on the day on which they are filed with the Registrar of Regulations.

22 Sep 2000 cA-22.2 Reg 2 s26.

Appendix

TABLE 1
Industry Sectors
[Section 3]

Column 1 Industry sectors	Column 2 Designated trades
Agriculture	custom harvester, horticulture technician, pork production technician
Construction	boilermaker, bricklayer, carpenter, cement finisher, crane and hoist operator, dry wall and acoustical mechanic, *electrician, floorcovering installer, glassworker, *industrial mechanic (millwright), insulator, iron worker reinforcing rebar, iron worker structural, painter and decorator, plasterer, plumber, power lineman, *refrigeration mechanic, roofer, sheet metal worker, sprinkler systems installer, steamfitter – pipefitter, tilesetter, water well driller
Mining/Manufacturing/ Maintenance	*electrician, electronics assembler, industrial instrument mechanic, *industrial mechanic (millwright), machinist, *refrigeration mechanic, steel fabricator, welder
Motive power/ Mechanical repair	agricultural machinery technician, aircraft maintenance engineer technician, automotive service technician, heavy duty equipment mechanic, motor vehicle body repairer, partsperson, truck and transport mechanic
Tourism/Hospitality/ Service	barber stylist, cook, cosmetologist, electronics technician (consumer products), food and beverage person, guest services representative, locksmith

*** The designated trade is part of more than one industry sector.**

22 Sep 2000 cA-22.2 Reg 2.

TABLE 2
Selection of Employee Representatives
[Section 4]

PART I Designated Organizations			
Column 1 Industry sector	Column 2 Designated organization	Column 3 Trade boards	Column 4 Employee organizations
Construction	Saskatchewan Provincial Building and Construction Trades Council	<ul style="list-style-type: none"> - Boilermaker - Bricklayer - Carpenter - Cement finisher - Crane and hoist operator - Drywall & acoustical mechanic - *Electrician - Floorcovering installer - Glassworker - *Industrial mechanic (millwright) - Insulator - Iron worker reinforcing rebar - Iron worker structural - Painter and decorator - Plasterer - Plumber - Power lineman - *Refrigeration mechanic - Roofer - Sheet metal worker - Sprinkler systems installer - Steamfitter - pipefitter - Tiler - Water well driller 	<ul style="list-style-type: none"> - Saskatchewan Federation of Labour - Saskatchewan Provincial Building and Construction Trades Council - Construction and General Workers' Union, Local 890 - Construction and General Workers' Union, Local 180 - International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers, Local 771 - International Association of Heat and Frost Insulators and Asbestos Workers, Local 119 - International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers - International Brotherhood of Electrical Workers, Local 529 - International Brotherhood of Electrical Workers, Local 2038 - International Brotherhood of Painters and Allied Trades, Local 739 - International Union of Bricklayers and Allied Craft Workers - International Union of Elevator Constructors, Local 102 - International Union of Operating Engineers - Millwrights Machine Erectors and Maintenance Union, Local 1021 - Operative Plasterers' and Cement Masons' International Association of the U.S. and Canada, Local 222 - Saskatchewan Government & General Employees Union - The United Association of Journeymen & Apprentices of the Plumbing and Pipe Fitting Industry of the US & Canada, Local 179 - Sheet Metal Workers' International Association - United Brotherhood of Carpenters & Joiners of America, Local 1985

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Mining/ Manufacturing/ Maintenance	Saskatchewan Federation of Labour	<ul style="list-style-type: none"> - *Electrician - Electronics assembler - Industrial instrument mechanic - *Industrial mechanic (millwright) - Machinist - *Refrigeration mechanic - Steel fabricator - Welder 	<ul style="list-style-type: none"> - Saskatchewan Federation of Labour - Canadian Union of Public Employees - Communications, Energy and Paperworkers' Union - International Brotherhood of Electrical Workers, Local 2067 - United Steelworkers of America - Industrial, Wood and Allied Workers of Canada, Local 1-184 - Rocanville Potash Employees Association - United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada
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Part II Designated Industry Groups		
Column 1 Industry sector	Column 2 Trade boards	Column 3 Employee organizations
Agriculture	<ul style="list-style-type: none"> - Custom harvester - Horticulture technician - Pork production technician 	<ul style="list-style-type: none"> - Saskatchewan Federation of Labour - Grain Services Union - Canadian Union of Public Employees - Saskatchewan Government & General Employees Union - Public Service Alliance of Canada
Motive Power/ Mechanical Repair	<ul style="list-style-type: none"> - Agriculture machinery technician - Aircraft maintenance engineer technician - Automotive service technician - Heavy-duty equipment mechanic - Motor vehicle body repairer - Partsperson - Truck and transport mechanic 	<ul style="list-style-type: none"> - Saskatchewan Federation of Labour - International Brotherhood of Teamsters - Canadian Union of Public Employees - Office & Professional Employees' International Union, Local 397 - Saskatchewan Government & General Employees Union - United Steelworkers of America - National Automobile, Aerospace, Transportation and General Workers Union of Canada (CAW-CANADA)

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Tourism/Hospitality/Service	<ul style="list-style-type: none"> - Barber stylist - Cook - Cosmetologist - Electronics technician (consumer products) - Food and beverage person - Guest services representative - Locksmith 	<ul style="list-style-type: none"> - Saskatchewan Federation of Labour - Sask Joint Board Retail, Wholesale and Department Store Union - Service Employees International Union - Hotel Employees and Restaurant Employees Union, Local 206 - United Food and Commercial Workers Union - National Automobile, Aerospace, Transportation and General Workers Union of Canada (CAW-CANADA) - Communications, Energy and Paperworkers' Union - Saskatchewan Government & General Employees Union - Canadian Union of Public Employees
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* The trade board is part of more than one industry sector.

22 Sep 2000 cA-22.2 Reg 2.

TABLE 3
Selection of Employer Representatives
[Section 5]

Part I Designated Organizations			
Column 1 Industry sector	Column 2 Designated organization	Column 3 Trade boards	Column 4 Employee organizations
Construction	Saskatchewan Construction Association, Inc.	<ul style="list-style-type: none"> - Boilermaker - Bricklayer - Carpenter - Cement finisher - Crane and hoist operator - Drywall & acoustical mechanic - *Electrician - Floorcovering installer - Glassworker - *Industrial mechanic (millwright) - Insulator - Iron worker reinforcing rebar - Iron worker structural - Painter and decorator - Plasterer - Plumber - Power lineman - *Refrigeration mechanic - Roofer - Sheet metal worker - Sprinkler systems installer - Steamfitter - pipefitter - Tiler - Water well driller 	<ul style="list-style-type: none"> - Central Line Contractor's Association, Inc. - CLR Construction Labour Relations Association of Saskatchewan Inc. - General Contractors Association of Saskatchewan Incorporated - Mechanical Contractors Association of Saskatchewan Inc. - Merit Contractors Association Inc. - Road Builders & Heavy Construction Association of Saskatchewan, Inc. - Saskatchewan Construction Association, Inc. - Sask Drywall & Acoustical Association Inc. - Electrical Contractors Association of Saskatchewan, Inc. - Saskatchewan Home Builders' Association Inc. - Saskatchewan Masonry Institute, Inc. - Saskatchewan Professional Painting Contractors Association Inc. - Refrigeration and Air Conditioning Contractors Association of Saskatchewan Inc.

Motive Power/ Mechanical Repair	Saskatchewan Automobile Dealers' Association	<ul style="list-style-type: none"> - Agriculture machinery technician - Aircraft maintenance engineer technician - Automotive service technician - Heavy-duty equipment mechanic - Motor vehicle body repairer - Partsperson - Truck and transport mechanic 	<ul style="list-style-type: none"> - Saskatchewan Association of Automotive Repairers Inc. - Saskatchewan Automobile Dealers' Association - Saskatchewan Trucking Association
Tourism/ Hospitality/ Service	Tourism Saskatchewan	<ul style="list-style-type: none"> - Barber stylist - Cook - Cosmetologist - Electronics technician (consumer products) - Food and beverage person - Guest services representative - Locksmith 	<ul style="list-style-type: none"> - Canadian Federation of Independent Business - Hotels' Association of Saskatchewan - Saskatchewan Chamber of Commerce - Saskatchewan Professional Locksmith Association Inc. - Canadian Restaurant and Food Services Association - Tourism Saskatchewan

PART II Designated Industry Groups		
Column 1 Industry sector	Column 2 Trade boards	Column 3 Employee organizations
Agriculture	<ul style="list-style-type: none"> - Custom harvester - Horticulture technician - Pork production technician 	<ul style="list-style-type: none"> - Association of Canadian Custom Harvesters Inc. - Canada West Equipment Dealers Association - Saskatchewan Greenhouse Growers Association - Prairie Implement Manufacturers Association - Saskatchewan Nursery Trades Association - Sask Pork
Mining/Manufacturing/ Maintenance	<ul style="list-style-type: none"> - *Electrician - Electronics assembler - Industrial instrument mechanic - *Industrial mechanic (millwright) - Machinist - *Refrigeration mechanic - Steel fabricator - Welder 	<ul style="list-style-type: none"> - Saskatchewan Trade & Export Partnership (STEP) - Council of Saskatchewan Forestry Industries Inc. - Refrigeration & Air Conditioning Contractors Association of Saskatchewan Inc. - Saskatchewan Mining Association Inc. - Saskatchewan Process Industry Training Network - Saskatchewan Steel Fabricators & Erectors Association

* The trade board is part of more than one industry sector.

22 Sep 2000 cA-22.2 Reg 2.