

# **THE NEWFOUNDLAND AND LABRADOR GAZETTE EXTRAORDINARY**

## **PART II**

**PUBLISHED BY AUTHORITY**

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**ST. JOHN'S, WEDNESDAY, NOVEMBER 9, 2022**

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**NEWFOUNDLAND AND LABRADOR  
REGULATIONS**

**NLR 79/22  
NLR 80/22**





**NEWFOUNDLAND AND LABRADOR  
REGULATION 79/22**

*Fishing Industry Collective Bargaining Regulations, 2022*  
under the  
*Fishing Industry Collective Bargaining Act*

*(Filed November 9, 2022)*

Under the authority of sections 19.1, 19.11 and 19.15 of the *Fishing Industry Collective Bargaining Act*, I make the following regulations.

Dated at St. John's, November 4, 2022.

Bernard Davis  
Minister of Environment and Climate Change

**REGULATIONS**

*Analysis*

- |                |                      |
|----------------|----------------------|
| 1. Short title | 4. Decision of panel |
| 2. Definition  | 5. Reconsideration   |
| 3. Panel       | 6. Repeal            |

Short title                    **1.** These regulations may be cited as the *Fishing Industry Collective Bargaining Regulations, 2022*.

Definition                    **2.** In these regulations, "Act" means the *Fishing Industry Collective Bargaining Act*.

Panel

3. (1) For the purposes of paragraph 19.1(11)(a) of the Act, the certified bargaining agent is the Fish Food & Allied Workers Union.

(2) For the purposes of paragraph 19.1(11)(b) of the Act, the processors' organization is the Association of Seafood Producers.

Decision of panel

4. (1) For the purpose of subsection 19.11(1) of the Act, the decision of the panel shall be in accordance with one of the positions on price and conditions of sale submitted to the panel by the parties at the hearing.

(2) Final offer selection, the process referred to in subsection (1), shall be the form of arbitration used by the parties referred to in subsection (1) unless those parties agree that another form of arbitration is acceptable to them.

(3) Notwithstanding subsection (1), the panel may, before making a decision under subsection 19.11(1) of the Act, require the parties to continue bargaining for a period of time determined by the panel and return to the panel with their positions on price and conditions of sale.

Reconsideration

5. (1) In determining whether to reconsider its decision, the panel shall consider whether market or currency factors have changed significantly from the time the panel made its initial decision.

(2) In making a decision under subsection 19.15(3) of the Act, final offer selection shall be the only form of arbitration used whether one or more of the parties appears before the panel respecting the reconsideration application.

(3) A decision respecting reconsideration shall be made by the panel within 96 hours from the time the panel has acknowledged receipt of an application for reconsideration.

(4) Each party may make only one reconsideration application per year respecting a decision of the panel on a species.

(5) Notwithstanding subsection (4), the chairperson may allow a party to make one additional reconsideration application respecting the panel's decision on a species in a year where

(a) the party submits a request; and

(b) the chairperson is of the opinion that due to extraordinary circumstances the decision should be reconsidered.

*Fishing Industry Collective Bargaining Regulations,*  
2022

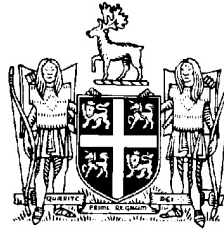
79/22

Repeal

**6. The *Fishing Industry Collective Bargaining Regulations, 2011*  
Newfoundland and Labrador Regulation 5/11, are repealed.**

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 80/22**

*Workplace Health, Safety and Compensation Regulations (Amendment)*  
under the  
*Workplace Health, Safety and Compensation Act*  
(O.C. 2022-258)

*(Filed November 9, 2022)*

Under the authority of section 92.5 of the *Workplace Health, Safety and Compensation Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, November 1, 2022.

Krista Quinlan  
Clerk of the Executive Council

**REGULATIONS**

*Analysis*

1. S.23.1 Amdt.  
Service periods
2. Commencement

CNLR 1025/96  
as amended

**1. (1) Section 23.1 of the *Workplace Health, Safety and Compensation Regulations* is amended by adding immediately after the reference "primary site breast cancer 10 years" the following:**

primary site penile cancer	15 years
primary site pancreatic cancer	10 years
primary site thyroid cancer	10 years
multiple myeloma	15 years
primary site prostate cancer	15 years
primary site cervical cancer	10 years
primary site ovarian cancer	10 years
primary site skin cancer	15 years

**(2) Section 23.1 of the *Workplace Health, Safety and Compensation Regulations* is amended by adding immediately after the reference "primary site skin cancer 15 years" the following:**

an injury to the heart that manifests within 24 hours after attendance at an emergency response	None
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Commencement

**2. Subsection 1(1) is considered to have come into force on December 18, 2019.**

**(2) Subsection 1(2) comes into force on November 30, 2022.**

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**Extraordinary Gazette Index**

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