



Ontario Police Arbitration Commission
 25 Grosvenor Street 15th Floor
 Toronto ON M7A 1Y6
 Tel: (416) 314-3520 Fax: (416) 314-3522

RIGHTS DISPUTE ARBITRATOR
Request for Appointment of
Arbitrator under Section 124
of the Police Services Act
as amended

www.policearbitration.on.ca

Conciliation is mandatory.

Have you received the Minister's letter advising conciliation was unsuccessful?
 If your answer is no, please contact the Ontario Police Arbitration Commission office at the above phone number.

1. Applicant

Organization Name:

Address:

Town/City: Postal Code:

Name of Representative: Title:

Phone No.: Fax No.: E-mail

Address if Different from Above:

2. Other Party

Organization Name:

Address:

Town/City: Postal Code:

Name of Representative: Title:

Phone No.: Fax No.: E-mail

Address if Different from Above:

3. Have the parties agreed to: 1 Person Board or a 3 Person Board

IF THE COMPOSITION OF THE BOARD CANNOT BE AGREED UPON, OR SHOULD A TRI-PARTITE BOARD BE CHOSEN BUT ONE OF THE PARTIES FAILS TO APPOINT A REPRESENTATIVE THE ARBITRATION BOARD WILL CONSIST OF ONE PERSON. FAILURE TO AGREE UPON THE JOINT APPOINTMENT OF A CHAIR, FOR A ONE PERSON BOARD OR A THREE-PERSON BOARD, WILL RESULT IN THE APPOINTMENT OF THE CHAIR BY THE SOLICITOR GENERAL [SECTION 124(3) POLICE SERVICES ACT AS AMENDED]. *(The Solicitor General is now the Minister of Community Safety and Correctional Services.)*

If a 3 Person Board is chosen, please identify the representative below:

Association Representatives

Board Representative

Name:

Name:

Address:

Address:

Phone No.:

Phone No.:

Fax No.:

Fax No.:

E-mail

E-mail

4. General description of matters still in dispute and relief sought:

5. Signature of Representative

Date

Note: 1. A copy of this request must be forwarded forthwith to the other parties.

2. Two copies of this form must be forwarded to the Ontario Police Arbitration Commission with this request.

3. Two copies of the collective agreement or arbitration award under which the dispute has arisen must be forwarded to the Ontario Police Arbitration Commission with this request.

**Excerpts from the
Police Services Act as Amended**

Arbitration after conciliation fails **124** (1) If the conciliation officer reports that the dispute cannot be resolved by conciliation, either party may give the Solicitor General and the other party a written notice referring the dispute to arbitration.

(2) The procedure provided by subsection (1) is available in addition to any grievance or arbitration procedure provided by the agreement, decision or award.

**Composition of
Arbitration Board**

(3) The following rules apply to the composition of the arbitration board:

1. The parties shall determine whether it shall consist of one or of three persons. If they are unable to agree on this matter, or if they agree that the arbitration board shall consist of three persons but one of the parties then fails to appoint a person in accordance with the agreement, the arbitration board shall consist of one person.

2. If the arbitration board is to consist of one person, the parties shall appoint him or her jointly. If they are unable to agree on a joint appointment, the person shall be appointed by the Solicitor General.

3. If the arbitration board is to consist of three persons, the parties shall each appoint one person and shall jointly appoint a chair. If they are unable to agree on a joint appointment, the chair shall be appointed by the Solicitor General.

**Cost and
Expenses**

(6) The following rules apply with respect to the costs and expenses of the arbitration.

1. The Arbitration Commission shall pay the fees of any person the Solicitor General appoints to the arbitration board.

2. Each party shall pay its own costs incurred in the arbitration, including the fees of any person it appoints to the arbitration board.

3. The parties shall share equally the costs and expenses for matters shared in common, including the fees of any person whom they jointly appoint to the arbitration board.