

Chapter 18

AN ACT TO FACILITATE THE TRANSFER OF EMPLOYEES FROM THE NORTHWEST TERRITORIES POWER CORPORATION TO THE NUNAVUT POWER CORPORATION

(Assented to November 3, 2000)

The Commissioner of Nunavut, by and with the advice and consent of the Legislative Assembly, enacts as follows:

1. The *Nunavut Power Utilities Act* is amended by adding the following section after section 13:

Former NTPC employees

13.1. (1) Every employee of the Northwest Territories Power Corporation who, on March 31, 2001, was employed in a position located in Nunavut and at the end of that day ceased to be employed in the public service of the Northwest Territories by the operation of legislation of the Northwest Territories, is an employee of the Corporation and is subject to the same terms of employment as had previously applied.

Employment deemed continuous

(2) For greater certainty, the employment of an employee mentioned in subsection (1) is deemed to have been continuous, and any period of employment in the public service as defined in the *Public Service Act* (Northwest Territories) is deemed to have been employment in the public service as defined in the *Public Service Act*.

Collective agreement continued

(3) The terms of any collective agreement that was in force on March 31, 2001 and that was entered into between the Minister responsible for the public service of the Northwest Territories and the employees' association representing any employees mentioned in subsection (1) are continued for the duration of the collective agreement

- (a) with the substitution of the Minister responsible for the public service of Nunavut for the Minister responsible for the public service of the Northwest Territories,
- (b) with the substitution of the employees' association responsible for representing employees of the Corporation under section 41 of the *Public Service Act* for the employees' association, and
- (c) with any other modifications that the circumstances require.

Contracts of employment continued

(4) The terms of any contract of employment or other agreement that was in force on March 31, 2001 and that was entered into between an employee mentioned in subsection (1) and either the Minister responsible for the public service of the Northwest Territories or the Northwest Territories Power Corporation are continued for the duration of the contract or agreement

Transfer of Employees from the Northwest Territories Power Corporation to the Nunavut Power Corporation, An Act to Facilitate the

- (a) with the substitution of the Minister responsible for the public service of Nunavut for the Minister responsible for the public service of the Northwest Territories,
- (b) with the substitution of the Corporation for the Northwest Territories Power Corporation, and
- (c) with any other modifications that the circumstances require.

Application of this section

(5) This section applies notwithstanding anything to the contrary in any other Act or law or in any collective agreement, memorandum of understanding, contract of employment or other agreement.

2. This Act comes into force on April 1, 2001.

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