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IN THE MATTER OF AN ARBITRATION COMMITTEE PROCEEDING
PURSUANT TO ARTICLE 31.5.6 OF THE COLLECTIVE AGREEMENT

BETWEEN:

THE UNIVERSITY OF SASKATCHEWAN FACULTY ASSOCIATION

(The Association)

and

THE UNIVERSITY OF SASKATCHEWAN

(The University)

RE: Professor L. Vandervort and The College of Law

BEFORE: Nancy Hopkins, Q.C., University Nominee
Susie Scott, Association Nominee
Innis Christie, Chair

HEARING DATES: Nov. 10-13 and Dec. 28-30, 1992; Feb. 22-24, April 12-16
and May 17-21, 1993

AT: Saskatoon, Saskatchewan.

FOR THE ASSOCIATION: Jeffrey Sack, Q.C., Counsel,

FOR THE UNIVERSITY: Neil Gabrielson, Q.C., Counsel

DATE OF INTERIM DECISION: May 27, 1993

On behalf of Professor Vandervort, The Association, pursuant to article 31.5.5 of
the 1991-2 Collective Agreement, contests the President's recommendation to

the Board of Governors that she be dismissed, on the ground that reasons for dismissal do not exist.

The Association, on behalf of Professor Vandervort, requested that the University be directed to reinstate her with no discipline whatever. The University requested that this Committee find that reasons for dismissal do exist or alternatively, that reasons for some lesser discipline be substituted pursuant to article 31.1.3 and 31.5.10.7 of the Collective Agreement.

At the outset of hearing in this matter counsel for the parties agreed that this Committee is properly constituted and properly seized of this matter, that we would remain seized after the issue of our decision to deal with any matters arising from its application, and that all time limits, either pre- or post-hearing, are waived.

INTERIM DECISION

Pursuant to Article 31.5.6 of the Collective Agreement between the parties, the Committee has determined that even if the grounds for dismissal upon which the President's recommendation that professor Vandervort be dismissed are established they do not constitute good and sufficient cause for dismissal. The Committee therefore directs, pursuant to article 31.1.3, that Professor Vandervort be fully reinstated. This is to be effective June 1, 1993, as agreed by the parties after we announced this interim decision to counsel at the conclusion of the hearings in this matter.

In our final Decision in this matter the Committee will determine if any lesser form of discipline is appropriate.

Susie Scott
Association Nominee

Innis Christie
Chair

The dissent of Nancy E Hopkins,
University Nominee, is attached

DISSENT

I dissent from the Interim Order of the Committee in the above matter dated May 27, 1993.

NANCY E. HOPKINS, Q.C.
University Nominee