LETTER OF UNDERSTANDING

Between

BC Public School Employers' Association / The Board of Education of School District No. 33 (Chilliwack) (the "Employer")

and

British Columbia Teachers' Federation / The Chilliwack Teachers' Association (the "Union")

RE: PROCESS FOR ESTABLISHING LOCAL SCHOOL CALENDARS

- 1. The BCTF and Chilliwack Teachers' Association will enter into a Letter of Understanding with BCPSEA and the Board of Education of School District No. 33 (Chilliwack) for the 2019-2020 school calendar on the terms already negotiated.
- 2. The Board of Education for School District 33 (Chilliwack) and the Chilliwack Teachers' Association will meet as soon as possible to discuss the possible amendment to the School Calendar for the 2019-2020 school year. The process below will apply with the exception that if the parties are not able to come to an agreement by April 30, 2019, the disagreement will be referred to Arbitrator Elaine Doyle, following the process outlined in sections 3 and 4. Arbitrator Doyle will be responsible for rendering a decision no later than May 31, 2019.
- 3. Starting in the fall of 2019, the parties will meet every November to discuss the school calendar for each subsequent school year. The discussion will generally identify the parameters of the school year, and in particular whether a two-week Spring Break is contemplated. If general agreement is reached on that structure, the parties will meet to discuss the following:
 - (a) What hours of work provisions of the Articles of the collective agreement require modification and, in particular, Article D.22 and D.23. It is agreed that all provisions of Article D.22.2 will be considered in this review.
 - (b) The parties agree that it is necessary to meet any obligations established by the School Calendar Regulation and recognize that in order to achieve compliance the parties recognize that amendments may be required to the provisions of the collective agreement for the duration of the specific school year.
 - (c) The parties also recognize that it may not be possible to meet all of the requirements of a specific provision, and that it is recognized that the amendment could include a result which has less than full application.
 - (d) It is also agreed that the parties will consider alternate mechanisms in order to implement the terms of the agreement or the hours of work provisions of Article D.22 and Article D.23 and the Regulation which do not require temporary amendments to the language of the collective agreement.
- 4. If by December 31st of every year the parties have not reached agreement on the necessary amendments to the collective agreement in order to implement the calendar, each party will set out a proposed calendar. The difference will be resolved by Troubleshooter Elaine Doyle on the basis that she will select which model will be utilized. Troubleshooter Doyle's decision will be made on an expedited basis.

- 5. If the parties have a disagreement as to whether the calendar proposed by either party conflicts with the Regulation, that issue will be determined by Troubleshooter Doyle on the basis of written submissions. The submissions and Troubleshooter Doyle's decision will be made on an expedited basis. Once agreement is reached, and if amendments to the collective agreement are required, a letter of understanding containing temporary mid-contract amendments will be executed by the local parties and the BCTF and BCPSEA.
- 6. This agreement will continue in effect until the parties have the opportunity to bargain amendments to Article D.22 and D.23 of the collective agreement. If there are amendments, the parties will meet to discuss the impact on this agreement.
 - 7. This agreement is without prejudice and precedent in this or any other school district.

March 2019. day of Signed this

Rohan Arul-pragasam, Acting Superintendent School District No. 33 (Chilliwack)

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Renzo Del Negro, Chief Executive Officer BCPSEA

Ed Klettke, President Chilliwack Teachers' Association

Glen Hansman, President BCTF