



## ONTARIO LABOUR RELATIONS BOARD

OLRB Case No: **1563-25-R**

**Personnel & Material Hoist Employers' Association**, Applicant v  
International Union of Operating Engineers, Local 793, Responding Party

**BEFORE:** Thomas J. Black, Vice-Chair

**DECISION OF THE BOARD:** February 23, 2026

1. This is an application for accreditation made pursuant to section 134 of the *Labour Relations Act, 1995*, S.O. 1995, c.1, as amended (the "Act") in which the applicant seeks to be accredited as the bargaining agent of employers of certain employees for whom the responding party holds bargaining rights in all sectors of the construction industry, excluding the industrial, commercial and institutional sector, in the Province of Ontario.

2. By way of a decision of the Board dated February 18, 2026 ("February 18 Decision") the Board determined that proper notice had not been provided in this matter and a final decision would not be issued until such a time as the Panel is satisfied that its direction in this regard has been complied with.

3. Pursuant to the February 18 Decision, the Board directed the applicant to publish at its expense the Notice to Employers that was originally published in the Daily Commercial News, pursuant to the October 28, 2025 decision, as an advertisement in the Globe and Mail. The Board directs the applicant to arrange to have the notice appear as an advertisement once during the week ending February 27, 2026.

4. By way of correspondence dated February 23, 2026, the applicant states that the notice that was originally published in the Daily Commercial News referred to **Tuesday November 24, 2025** as the Employer Filing Date fixed by the Registrar. In the circumstances, the applicant requests that the Board permit the applicant to amend the

notice it will have published in the Globe & Mail during the week ending February 27 to use a different deadline date.

5. Based on all the relevant circumstances, the applicant requests leave of the Board to amend the notice for publication in the Globe & Mail that had been published in the Daily Commercial News to read:

"... If you are an employer that is or may be affected by this application, you must file an "Employer Filing, Application for Accreditation, Construction Industry" (Form A-94) by the Employer Filing Date. The Employer Filing Date fixed by the Registrar in this proceeding is Tuesday, **March 17, 2026**, with the Board.

...

All employers are urged to confirm whether they are affected by this Application for Accreditation as no further notice of this matter will be given unless employers notify the Board by filing an "Employer Filing" not later than **March 17, 2026.**"

6. The Board thanks the applicant for bringing this to the Board's attention and herein confirms that this timetable is acceptable to the Board. Accordingly, the applicant can proceed to amend the Notice as set-out in paragraph 5 above.

7. I remain seized.

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"Thomas J. Black"  
for the Board