

Date: 20010913
Docket: CA 165694

NOVA SCOTIA COURT OF APPEAL

[Cite as: **International Brotherhood of Teamsters, Chauffeurs,
Warehousemen and Helpers, Local 927 v. International Union of Operating
Engineers, Local 721, 2001 NSCA 126**]

Bateman, Hallett and Flinn, J.J.A.

BETWEEN:

**INTERNATIONAL BROTHERHOOD OF TEAMSTERS,
CHAUFFEURS, WAREHOUSEMEN & HELPERS, LOCAL 927**

Appellant

- and -

**INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 721,
LABOURERS INTERNATIONAL UNION OF NORTH AMERICA,
LOCAL 615 AND BFC MARINE**

Respondents

REASONS FOR JUDGMENT

Counsel: Harold L. Doherty for the appellant
Raymond F. Larkin, Q.C. and David Roberts for the respondent Operating
Engineers and Labourers Union
Respondent BFC Marine not appearing
Dean Smith for the respondent Attorney General of Nova Scotia

Appeal Heard: September 13, 2001

Judgment Delivered: September 13, 2001

THE COURT: Appeal dismissed per oral reasons for judgment of Bateman, J.A.; Hallett
and Flinn, J.J.A. concurring.

BATEMAN, J.A.: (Orally)

- [1] We are not satisfied that Justice Wright erred when he concluded that the January 28, 1999 decision of the Construction Industry Panel of the Nova Scotia Labour Relations Board was not patently unreasonable.
- [2] Accordingly, the appeal is dismissed with costs to the two respondent unions in the amount of \$750 each plus disbursements.

Bateman, J.A.

Concurred in:

Hallett, J.A.

Flinn, J.A.