

06 SEP 2007

This Memorandum of Settlement made as of the 20th day of August, 2007

BETWEEN:

Department of Social Services and Seniors

Herein referred to as ("the Department")

AND:

Union of Public Sector Employees

Herein referred to as ("UPSE")

WHEREAS the parties hereto are bound by an agreement entered into between the Government and UPSE on the 8th day of December 2006 regarding the transfer of employees from the Regional Health Authorities to the Department of Health and Social Services;

AND WHEREAS the parties disagree about the application of the Memorandum to stand by on a statutory holiday;

AND WHEREAS UPSE has filed a policy grievance, and the current collective agreement has expired and the parties are in negotiations;

AND WHEREAS the parties have had many discussions regarding the matter, and recognize that there has been no violation of the Memorandum or collective agreement, and wish to move forward;

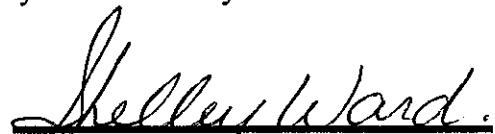
NOW THEREFORE WITNESS

1. That notwithstanding the provisions of the UPSE Civil collective agreement, effective December 8, 2006 the Department shall pay employees on stand by according to the following language until such time as a new collective agreement is ratified between UPSE and the Government of PEI:

Social Workers and Social Services Workers who are delegated and designated to be on standby on a holiday shall be paid for the holiday and shall receive another day off with pay. However, in circumstances where the designated holiday falls on a week end and as a result, it is recognized on the Monday following, then this entitlement shall only apply to employees scheduled for standby duty on the Monday.



Department of Social Services and Seniors


Union of Public Sector Employees

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