

GUYANA

No. 1 of 2001

REGULATIONS

MADE UNDER

THE TRADE UNION RECOGNITION ACT, 1997  
(No. 33 of 1997)

IN PURSUANCE OF THE POWERS CONFERRED UPON ME BY SECTION 37 OF THE TRADE UNION RECOGNITION ACT, 1997 I HEREBY MAKE THE FOLLOWING REGULATIONS:-

Citation.

1. • These Regulations may be cited as the Trade Union (Certification of Recognition) Regulations 2000.

Interpretation.  
No. 33 of 1997.

2. In these Regulations - " Board" has the same meaning as in Section 2 of the Act.

Employers to  
submit records.

3. (1) An employer in respect of whose employees certification of recognition is applied for by a trade union shall, in every case where a membership survey or poll in connection therewith is to be conducted, submit to the Board, on request, a list showing the names and designations of the employees in the appropriate bargaining unit in employment on the date specified in the request and such other information as may be requested.
- (2) Where the membership survey is in pursuance of a challenge to a certified union that has a check off agreement with the employer, the employer shall, in addition to other documents, submit to the Board a true and accurate copy of the relevant records showing clearly those workers who paid union dues under the check off system, and where imposed by agreement, those workers from whom agency fees were deducted for the pay period indicated.
- (3) An employer who fails to submit on request any information or records by the specified date is guilty of an offence.

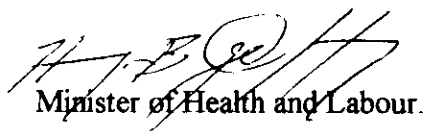
Authenticity of documents.

4. (1) It is an offence to supply incomplete, inaccurate, false or forged documents to the Board.
- (2) Where, in examining the authenticity of any document submitted to it, the Board upon investigation has reasons to believe that it is forged, the Board shall inform the concerned parties and shall refer such document to the Law Officers for advice.

Determination of support of unions in a challenge.

5. Where a certified union has a check off agreement with an employer, and the number of workers who paid dues to it on the last payday prior to the receipt of the application of any challenging union is over sixty percent of the bargaining unit, the status of the challenged union shall remain unchanged.

Made this 5<sup>th</sup> day of September, 2000.

  
Minister of Health and Labour.