

CANADIAN ACADEMIA IS BOUND BY THE RULE OF
EXCLUSIVITY OF LABOUR ARBITRATION*

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Received: 25.10.91

Accepted: 21.05.92

In the recent of *paulet v. Brandon University Faculty Association et al*¹, the court of the Queen's Bench of the province (state) of Manitoba had to decide whether, while being otherwise a court of competent jurisdiction, it had jurisdiction to hear a petition by the faculty member who had been denied promotion to associate professor, but whose trade union (Faculty association) refuse to support his grievance after an appeal to the promotion appeal committee - constituted in accordance with the collective agreement was dismissed. The trade union contended that the claim of the plaintiff was within the exclusive jurisdiction of the Labor Relation Board under the Manitoba Labor Relations Act², and that the court was therefore without jurisdiction to be with the matters raised by the statement of

* This paper was presented in the 1991 Annual conference of Southern Business Law Association, Houston, USA.

¹(1990)66 D.L.R. (4th) 313. See also *Kim v. University of Regina* (1991) 74 D.L.R. (4th) 120.

²R.S.M. c.L10 1987.