

CANADIAN COURTS REFUSE TO HELP ACADEMICS WHERE COLLECTIVE AGREEMENTS ARE INVOLVED

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ABSTRACT

The Canadian industrial relations system, because of its historical connections with Britain and geographical proximity to the USA, is a mish-mash of English and American labour relations systems. One of the significant developments in the Canadian labour law is the "hand-off" policy of the courts, resulting primarily from legislative innovation. One of the recent principles, still in the process of gradual developments, is whether an employee, who has a grievance against his employer and unsuccessfully seeks his/her unions's support, can have recourse to the ordinary, as opposed to the labour, courts. This article examines these developments, in relations to academics in Canada.