

Supreme Court of Canada / Cour suprême du Canada

(le français suit)

JUDGMENT IN APPEAL

January 30, 2015

For immediate release

OTTAWA – The Supreme Court of Canada has today deposited with the Registrar judgment in the following appeal.

Reasons for judgment will be available shortly at: <http://scc-csc.lexum.com/scc-csc/en/nav.do>

JUGEMENTS SUR APPEL

Le 30 janvier 2015

Pour diffusion immédiate

OTTAWA – La Cour suprême du Canada a déposé aujourd'hui auprès du registraire le jugements dans l'appel suivant.

Motifs de jugement disponibles sous peu à: <http://scc-csc.lexum.com/scc-csc/fr/nav.do>

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Saskatchewan Federation of Labour (in its own right and on behalf of the unions and workers in the Province of Saskatchewan), Amalgamated Transit Union, Local 588, Canadian Office and Professional Employees' Union, Local 397, Canadian Union of Public Employees, Locals 7 and 4828, Communications, Energy and Paperworkers' Union of Canada and its Locals, Health Sciences Association of Saskatchewan, International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts of U.S., its Territories and Canada, Locals 295, 300 and 669, International Brotherhood of Electrical Workers, Locals 529, 2038 and 2067, Saskatchewan Government and General Employees' Union, Saskatchewan Joint Board Retail, Wholesale and Department Store Union, Saskatchewan Provincial Building & Construction Trades Council, Teamsters, Local 395, United Mine Workers of America, Local 7606, United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union and its Locals and University of Regina Faculty Association v. Her Majesty The Queen in Right of the Province of Saskatchewan – and – Attorney General of Canada, Attorney General of Ontario, Attorney General of Quebec, Attorney General of British Columbia, Attorney General of Alberta, Attorney General of Newfoundland and Labrador, Saskatchewan Union of Nurses, SEIU-West, United Nurses of Alberta, Alberta Federation of Labour, Professional Institute of the Public Service of Canada, Canadian Constitution Foundation, Air Canada Pilots' Association, British Columbia Civil Liberties Association, Conseil du patronat du Québec, Canadian Employers Council, Canadian Union of Postal Workers, International Association of Machinists and Aerospace Workers, British Columbia Teachers' Federation, Hospital Employees' Union, Canadian Labour Congress, Public Service Alliance of Canada, Alberta Union of Provincial Employees, Confédération des syndicats nationaux, Regina Qu'Appelle Regional Health Authority, Cypress Regional Health Authority, Five Hills Regional Health Authority, Heartland Regional Health

**Authority, Sunrise Regional Health Authority, Prince Albert Parkland Regional Health Authority, Saskatoon Regional Health Authority, National Union of Public and General Employees, Canada Post Corporation and Air Canada (Sask.)
2015 SCC 4 / 2015 CSC 4**

Coram: McLachlin C.J. and LeBel, Abella, Rothstein, Cromwell, Karakatsanis and Wagner JJ.

The appeal from the judgment of the Court of Appeal for Saskatchewan, Number CACV2242, 2013 SKCA 43, dated April 26, 2013, heard on May 16, 2014, with respect to *The Public Service Essential Services Act*, S.S. 2008, c. P-42.2, is allowed with costs throughout. *The Public Service Essential Services Act* is unconstitutional. The declaration of invalidity is suspended for one year. The appeal with respect to *The Trade Union Amendment Act, 2008*, S.S. 2008, c. 26, is dismissed without costs. Rothstein and Wagner JJ. are dissenting in part.

L'appel interjeté contre l'arrêt de la Cour d'appel de la Saskatchewan, numéro CACV2242, 2013 SKCA 43, en date du 26 avril 2013, entendu le 16 mai 2014, concernant *The Public Service Essential Services Act*, S.S. 2008, ch. P-42.2, est accueilli avec dépens devant toutes les cours. *The Public Service Essential Services Act* est inconstitutionnelle. L'effet de la déclaration d'invalidité est suspendu pendant un an. L'appel visant *The Trade Union Amendment Act, 2008*, S.S. 2008, ch. 26, est rejeté sans dépens. Les juges Rothstein et Wagner sont dissidents en partie.

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