

BOILERMAKER NEWFOUNDLAND LABRADOR JOB PROMOTION FORM
REQUEST FOR FUNDING

NOTE: ALL FIELDS MUST BE COMPLETED

Date Submitted: _____

CONTRACTOR NAME: _____
ADDRESS: _____
CONTACT PERSON: _____
PHONE: _____ FAX: _____
EMAIL: _____
BCA MEMBER IN NEWFOUNDLAND: YES _____ NO _____

OWNER / CLIENT NAME: _____
ADDRESS: _____
CLOSING DATE OF BID: _____
PROPOSED STARTING DATE: _____
PROPOSED COMPLETION DATE: _____

JOB LOCATION: _____

LISTING OF KNOWN COMPETING CONTRACTORS:

UNION: _____
SIGNATORY TO IBB IN NEWFOUNDLAND: YES _____ NO _____

UNION: _____
SIGNATORY TO IBB IN NEWFOUNDLAND: YES _____ NO _____

NON UNION: _____

IS YOUR COMPANY OR, ITS SHAREHOLDERS, DIRECTORS OR PRINCIPALS EITHER DIRECTLY OR INDIRECTLY AFFILIATED WITH A NON-UNION COMPANY WHO IS ALSO BIDDING ON THIS WORK?
YES _____ NO _____

SCOPE OF WORK: _____

Please Note: Copy of bid package with job scope is mandatory and must be attached to this request.

TIMING OF JOB: _____
BOILERMAKER MANNING REQUIREMENTS (i.e., # of fitters/mechanics, welders, riggers) _____

OTHER TRADES IN CREW (Please identify any special requirements): _____

ESTIMATED TOTAL BOILERMAKER MANHOURS PAID: _____

Email or fax estimated total wage package for Boilermaker manhours awarded normally by 10:00 am day of closing bid (see below).

ESTIMATED SUBSIDY REQUIRED ON AN HOURLY BASIS TO BE COMPETITIVE: _____

NOTE: Notification must be given within 90 days of bid close date. Approval of Trust Fund expires for the project 90 days from bid close date, beyond which date Contractor must reapply. Warranty work shall not be eligible to receive funding under this program.

A contractor who fraudulently makes claims or application for subsidy upon the ordinary standard of "balance of probabilities" shall be denied any further access to the Fund for the duration of the then current Provincial Agreement.

Member contractors and their shareholders and/or directors and or principals who are either:

- (i) shareholders or
 - (ii) directors or
 - (iii) owners or
 - (iv) who are in control of,
- either directly or indirectly, of a non-unionized corporation, partnership or proprietorship that is bidding work, which is the subject of the subsidy application, SHALL NOT be eligible for funding.

Company's Authorized Signature

Print Name

Title

Date

PLEASE NOTE THAT THE BID MUST BE MADE AT A MINIMUM 5 DAYS PRIOR TO THE CLOSE OF TENDER SUBMISSION DATE.

RELEASE AND WAIVER

WHEREAS _____ (hereinafter “the Contractor/Releasor”) is a member of the Boilermaker Contractors’ Association of Newfoundland and Labrador and/or Boilermaker Contractors’ Association of Canada (hereinafter “the Association”);

AND WHEREAS the International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers (AFL-CIO-CLC) together with the Boilermakers Local Lodge 203 are the Bargaining Agent(s) for unionized Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers for the Province of Newfoundland and Labrador (hereinafter “the Union”);

AND WHEREAS the Association, and all of its individual members collectively, and the Union have created a Trust Fund in order to develop and maintain job opportunities for the unionized members of the Union by providing wage subsidies to Contractors who qualify and apply for said wage subsidies and who, after bidding on a given certain job, are successful in being awarded said job;

AND WHEREAS in order to accomplish said promotion of job opportunities the Association and the Union in order to carry out the mandate of the Trust Fund the Parties hereto have agreed to have the Trust Fund administered by a board of Trustees jointly managed by appointees from the Association and the Union;

AND WHEREAS the Contractor recognizes that in pursuit of the objectives of the Trust Fund the Trustees must from time to time review and assess applications from Contractors who seek subsidies from the Trust Fund and in order to do so the Trustees collectively must determine whether each Contractor seeking such a subsidy is compliant in meeting all requirements of the Trust Fund subsidy application process;

AND WHEREAS now the Contractor has so made an application to the Board of Trustees requesting it be approved for a subsidy relating to:

Job details: _____

Location/client: _____

Start/end date: _____

AND WHEREAS the Contractor confirms that it, nor its' shareholders, directors or principals are not, either directly or indirectly, affiliated with a non-union company who is also bidding on this work.

AND WHEREAS it is acknowledged and agreed by the Contractor that so long as the Board of Trustees act in good faith in reviewing, assessing, and determining whether any given Contractors' application is compliant with the Trust Fund application process the Contractor agrees as follows:

1. To release and discharge the Association, the Union, the Board of Trustees, and the Officers, Directors, Servants, Employees and Agents of the BCA, the Union and the Trust Fund (collectively "the Releasees") from any and all manner of actions, causes of actions, suits, contracts, claims, damages, costs and expenses of any nature of kind whatsoever as against them individually or collectively by reason of or arising out of the Contractors participation in the Contractors membership in, the BCA and/or the Contractors participation in the Trust Fund subsidy application process and the Board of Trustees reviewing and administering the within application for the job subsidy.

THIS AGREEMENT between the Parties hereto is intended to Release and hold harmless the Releasees from any and all claims the Releasor has, had, or may have at any time in the future of any claims whatsoever arising from the administration of the Trust Fund application process.

IN WITNESS WHEREOF I have executed this Release this _____ day of _____, 20_____.

WITNESS Signature

(the "Contractor") Signature

WITNESS Print Name

(the "Contractor") Print Name

Date

Date

STATUTORY DECLARATION

I, _____, of _____ solemnly declare that the information contained in the attached Application for Job Fund Subsidization is true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of the **Canada Evidence Act**.

I declare on behalf of _____ (company name) that I have the authority to submit the Request for Funding/Subsidy to the Board of Trustees of the Newfoundland Job Promotion Fund and that all representations contained in the Request for Funding and the Release and Waiver and so made by the undersigned are true to the best of my knowledge, information and belief.

DECLARED before me at

_____ this ____ day
of _____, 20__:

Company Authorized Signature

Witness Signature

Print Name

Print Name