

**AGREEMENT IN ACCORDANCE WITH CLAUSE 9-4.03
TO AMEND THE 2005-2010 PROVISIONS**

BINDING

ON THE ONE HAND

**THE MANAGEMENT NEGOTIATING COMMITTEE
FOR THE KATIVIK SCHOOL BOARD (CPNCSK)**

AND

ON THE OTHER HAND

**THE CENTRALE DES SYNDICATS DU QUÉBEC (CSQ)
ON BEHALF OF THE SYNDICAT DES
PROFESSIONNELLES ET PROFESSIONNELS DES COMMISSIONS SCOLAIRES
DE L'OUEST DE MONTRÉAL (SPPOM)
REPRESENTED BY ITS BARGAINING AGENT,
THE FÉDÉRATION DES PROFESSIONNELLES ET PROFESSIONNELS
DE L'ÉDUCATION DU QUÉBEC (FPPE)**

SUBJECT: Replacement of clause 5-10.02 and paragraph a) of clause 10-1.01 (definition of "dependent")

69-8247A (3)

THE SIGNING PARTIES AGREE TO THE FOLLOWING:

- 1) Clause 5-10.02 is replaced by the following:

5-10.02

For the purpose of this article, the word "dependent" means the professional's spouse or dependent child defined as follows:

dependent child: a child of a professional, of his or her spouse or of both, or a child living with the professional for whom adoption procedures have been undertaken, unmarried or not joined in civil union and living or domiciled in Canada, who depends on the professional for his or her financial support and who is under eighteen (18) years of age; every such child twenty-five (25) years of age or younger who is a duly registered student attending, on a full-time basis, a recognized institution of learning, or a child of any age who has become totally disabled before reaching his or her eighteenth (18th) birthday or before reaching his or her twenty-fifth (25th) birthday if he or she was a duly registered student attending a recognized institution of learning on a full-time basis and has remained continuously disabled since that time.

- 2) Paragraph a) of clause 10-1.01 is replaced by the following:

- a) Dependent:

The spouse and dependent child¹ and any other dependent as defined in the *Taxation Act* (R.S.Q., c. I-3), provided that he or she resides with the professional. However, for the purpose of this chapter, the income earned from a job by the professional's spouse shall not nullify the latter's status as dependent. The fact that a child attends a secondary school declared to be of public interest situated elsewhere than in the professional's place of residence shall not nullify his or her status as dependent if no public secondary school is accessible where the professional lives.

Moreover, the fact that a child attends preschool or elementary school, recognized of public interest, in a locality other than the professional's place of residence shall not remove his or her status of dependent when no school recognized of public interest, preschool or elementary, as the case may be, is accessible in the child's language of instruction (French or English) in the locality where the professional lives.

A child aged twenty-five (25) years or less shall also be considered as having the status of dependent, providing he or she meets the three (3) following conditions²:

- 1) the child is a full-time student attending a postsecondary school declared to be of public interest situated elsewhere than in the place of residence of the professional working in sectors I, II and III;
- 2) the child had the status of dependent during the twelve (12) months preceding the beginning of his or her postsecondary education program;
- 3) the professional has provided the supporting documents attesting to the fact that the child is a full-time student attending a postsecondary education program i.e. proof of registration at the start of the session and proof of attendance at the end of the session;

¹ Dependent child: a child of a professional, of his or her spouse or of both, or a child living with the professional for whom adoption procedures have been undertaken, unmarried or not joined in civil union and living or domiciled in Canada, who depends on the professional for his or her financial support and who is under eighteen (18) years of age; every child under twenty-five (25) years of age who is a duly registered student attending a recognized institution of learning on a full-time basis or a child of any age who has become totally disabled prior to reaching his or her eighteenth (18th) birthday or before reaching his or her twenty-fifth (25th) birthday if he or she was a duly registered student attending a recognized learning institution on a full-time basis and has remained continuously disabled ever since.

² The provisions prescribed shall be applicable as of the 2006-2007 school year.

This recognition allows the employee to maintain his or her level of premiums with dependent as provided in clause 10-2.01 and the child to benefit from the provisions of article 10-4.00 with the understanding that transportation costs, allowed to the dependent child and arising from other programs, shall be deducted from the benefits related to outings for this dependent child¹.

In addition, the child aged twenty-five (25) years or less who is no longer considered dependent for the purposes of this clause and who attends, on a full-time basis, a postsecondary school recognized as public interest can once again be given the status of dependent providing he or she meets the conditions 1) and 3) provided above¹.

¹ The provisions prescribed shall be applicable as of the 2006-2007 school year.

IN WITNESS WHEREOF, the parties signed in Montréal on this 2nd day of the month of May 2008.

**FOR THE MANAGEMENT NEGOTIATING
COMMITTEE FOR THE KATIVIK SCHOOL
BOARD (CPNCSK)**

**FOR THE CENTRALE DES SYNDICATS DU
QUÉBEC (CSQ) ON BEHALF OF THE
SYNDICAT DES PROFESSIONNELLES ET
PROFESSIONNELS DES COMMISSIONS
SCOLAIRES DE L'OUEST DE MONTRÉAL
(SPPOM) REPRESENTED BY ITS
BARGAINING AGENT, THE FÉDÉRATION
DES PROFESSIONNELLES ET
PROFESSIONNELS DE L'ÉDUCATION DU
QUÉBEC (FPPE)**

(signed) Annie Grenier

Annie Grenier
President, CPNCSK

(signed) Jean Falardeau

Jean Falardeau
President, FPPE

(signed) Jean Beauchesne

Jean Beauchesne
Vice-president, CPNCSK

(signed) Diane Benoît

Diane Benoît
Vice-president, FPPE

(signed) Lana Desmarchais

Lana Desmarchais
Negotiator, KSB

(signed) Patrice Lemay

Patrice Lemay
Vice-president, FPPE

(signed) Jean Bérubé

Jean Bérubé
Spokesperson, MELS

(signed) Michel Hébert

Michel Hébert
Spokesperson, FPPE

(signed) Bruna Mastroianni

Bruna Mastroianni
Negotiator, SPPOM

(signed) Alicia Nalukturuk

Alicie Nalukturuk
President, KSB

(signed) Diane Jacques

Diane Jacques
President, SPPOM