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Alberta Legislation Curtailing the Right to Strike is Struck Down



By [Dana Adams](#)

In the wake of the Supreme Court of Canada's decision that established a constitutionally protected right to strike, the Alberta Court of Queen's Bench has struck down legislation that prevents certain classes of Alberta workers from exercising that right.

On April 1, 2015, Justice Thomas issued a judgment declaring that sections 96(b) and (c) of the *Labour Relations Code* and section 70 of the *Public Service Employee Relations Act* (the "PSERA") are without force and effect as they violate the *Charter of Rights and Freedoms*.

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