

Agreement between The Board of Education of School District No. 36
(Surrey) (the "Board of Education") and Surrey Teachers'
Association/BCTF (the "Union")

Return from Leave

For the purposes of Article 33.80 of the Collective Agreement:

1. "Comparable" includes the employee's assignment status(es) prior to his or her leave of absence (for example, continuing assignment and/or term specific assignment status).
2. In accordance with Article 33.80, an employee returning from leave at the start of the following school year, ~~and~~ who held a continuing assignment, will be awarded a comparable assignment if such a vacancy for that school year is known to exist between the end of Round 2 and June 30.

Vacancies due to:

- a. retirement;
- b. resignation;
- c. termination;
- d. transfer of a continuing assignment teacher;
- e. a newly-created vacancy as of the start of the school year; or,
- f. a continuing assignment vacancy which was posted but not filled in Round 2.

will be considered to be ^{available} continuing assignments for this purpose and will be awarded on a continuing assignment basis.

3. An employee returning from leave during the school year will be placed in a term specific assignment, pending pre-emptive placement in accordance with Article 33.81 and clause 2 of this agreement, in the following school year.
4. A teacher returning from leave may accept pre-emptive placement into an available vacancy that is not comparable but which is preferable to the teacher. The teacher's right to be placed in a comparable position is concluded upon the teacher's acceptance of such a vacancy.

5. Vacancies arising after the teacher has been pre-emptively placed will not be available to the teacher through pre-emptive placement.

there are no known comparable vacancies prior to July 1 and as a result

6. If an employee is pre-emptively placed into a non-comparable assignment ~~because no comparable assignment was available~~, the employee does not continue to hold the right to placement under Article 33.80.

Dated: February 12, 2009

Union BCF

Board of Education

Surrey Teachers' Assn.