

extend only to grievances which involve the interpretation and application of specific provisions of a labor agreement and not to any other matters or to changes in or proposed changes in the agreement. Arbitration may only be invoked by labor organization on behalf of individual employees with their concurrence.

§ 269.9 Mediation of negotiation impasses.

In the event of an impasse in negotiations between the parties for a collective bargaining agreement, either the labor organization or the Bank may request the appointment of a qualified neutral person as a mediator to assist the parties in attempting to resolve the impasse. The parties will meet promptly with the mediator, and all matters discussed, as well as any documents submitted, shall not be publicly divulged for any reason. The cost of the mediator shall be borne equally by the parties.

§ 269.10 Time for internal labor organization business, consultations and negotiations.

Solicitation of memberships, dues or other internal labor organization business shall be conducted during the nonduty hours of the employees concerned. Officially requested or approved consultation between management executives and representatives of a labor organization shall, whenever practicable, be conducted on official time, but the President or a duly authorized officer of a Bank may require that negotiations with a labor organization be conducted during the nonduty hours of the Bank.

§ 269.11 Federal Reserve System Labor Relations Panel.

There shall be established a Federal Reserve System Labor Relations Panel, which shall consist of three members: one member of the Board of Governors of the Federal Reserve System, who shall be Chairperson of the Panel, and two public members. Each member shall be selected by the Board of Governors; provided, however, that the public members shall not have any present or past affiliation with the Federal Reserve System. Initially, one

of the two public members shall be appointed for a term of two years, and the other for a term of three years. Thereafter, each public member shall be appointed for a term of three years, except that in the case of an unexpired term of a former member, the successor shall be appointed to fill such unexpired term. Upon the expiration of their term of office, public members may continue to serve until their successors are appointed and have qualified. A public member may be removed by the Board only upon notice and hearing, and only for neglect of duty or malfeasance in office. The Panel shall be responsible for the duties assigned to it as set forth in this Policy.

§ 269.12 Amendment.

This policy may be amended upon appropriate legal notice to all Federal Reserve Banks and labor organizations recognized, or seeking recognition, at any such Bank under this Policy. In no instance shall an amendment be applied retroactively.

PART 269a—DEFINITIONS

- Sec.
- 269a.1 Party.
- 269a.2 Party in interest.
- 269a.3 Intervenor.
- 269a.4 Investigator.
- 269a.5 Hearing officer.

AUTHORITY: Sec. 11, 38 Stat. 261 (12 U.S.C. 248).

SOURCE: 35 FR 8919, June 10, 1970. Redesignated at 48 FR 32334, July 15, 1983, unless otherwise noted.

EDITORIAL NOTE: For nomenclature changes to Part 269a, see 48 FR 32334, July 15, 1983.

§ 269a.1 Party.

The term *Party* means any person, employee, group of employees, labor organization, or bank as defined in § 269.2 of this chapter (a) filing a charge, petition, application, or request pursuant to these rules and regulations, (b) named as a party in a charge, complaint, petition, application, or request, or (c) whose intervention has been permitted or directed by the investigator, the hearing officer, or the panel, as the case may be, but nothing shall be construed to prevent the panel,

or any officer designated by it, from limiting any party's participation in the proceedings to the extent of his interest as determined by the investigator, hearing officer, or panel.

§ 269a.2 Party in interest.

The term *party in interest* means any person, employee, group of employees, labor organization, or bank that will be or is directly affected by the resolution of any charge, complaint, petition, application, or request presented to or being considered by the panel or its designated officers. Any (a) labor organization (not a charging party nor a charged party) attempting to organize the employees of a bank or that is or was recently a party to a collective bargaining agreement with a bank named as a party in a charge, complaint, petition, application, or a request, or (b) bank (not a charging party nor a charged party) that acts as the employer of any person named in a charge, complaint, petition, or request shall be deemed to be also a party in interest and shall be entitled to notification and service of all relevant procedures and documents.

§ 269a.3 Intervenor.

The term *intervenor* means the party in a proceeding whose intervention has been permitted or directed by the panel or its designated officer.

§ 269a.4 Investigator.

The term *investigator* means the officer designated by the panel to investigate and determine whether or not a complainant has established a prima facie case, as defined in § 292.210 of this subchapter.

§ 269a.5 Hearing officer.

The term *hearing officer* means the officer designated by the panel to conduct hearings pursuant to § 292.420 et seq. of this subchapter and whose duties and power are enumerated in § 292.442 of this subchapter.

PART 269b—CHARGES OF UNFAIR LABOR PRACTICES

CHARGES OF VIOLATIONS OF § 269.6 (OF THE POLICY)

Sec.

- 269b.110 Charges.
- 269b.111 Filing of charges.
- 269b.112 Contents of the charge.
- 269b.113 Withdrawal or settlement.
- 269b.120 Answer to a charge.
- 269b.121 Contents of answer.

PRELIMINARY INVESTIGATION

- 269b.210 Referral to National Center for Dispute Settlement.
- 269b.220 Priority; acceleration of proceedings.
- 269b.230 Assessment of costs; posting of bond.
- 269b.240 The investigation.

APPEAL FROM THE CENTER'S DETERMINATION

- 269b.310 Appeal rights.
- 269b.320 Proceedings before the panel.

FORMAL PROCEEDINGS

- 269b.410 Notice of hearing.
- 269b.420 Designation of hearing officer.
- 269b.430 Contents of notice of hearing.
- 269b.440 Conduct of hearing.
- 269b.441 Rights of parties.
- 269b.442 Duties and powers of the hearing officer.
- 269b.443 Motions before or after a hearing.
- 269b.444 Objection to conduct of hearing; other motions during hearing.
- 269b.450 Submission of hearing officer's report to the panel.

PANEL REVIEW OF HEARING OFFICER'S REPORT AND RECOMMENDED DECISION

- 269b.510 Review by panel.
- 269b.520 Exceptions to hearing officer's report.
- 269b.530 Briefs in support of the hearing officer's report.
- 269b.540 Action by the panel.

COMPLIANCE

- 269b.610 Procedures.
- 269b.620 Action by panel.

GENERAL RULES

- 269b.710 Rules to be liberally construed.
- 269b.720 Computation of time for filing papers.
- 269b.730 Number of copies; form.
- 269b.731 Signature.