

AWARD NO. 48
CASE NO. 48

SPECIAL BOARD OF ADJUSTMENT NO.285

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
vs.
READING COMPANY

STATEMENT OF CLAIM:

1. The Carrier violated the effective Agreement on March 18 and 21, 1963, by assigning or otherwise permitting Signal Maintainers A. E. Gilfillan and J. M. Gately to operate crossing gates at Conners Crossing on account of work train working in circuit.
2. The Extra Crossing Watchmen or the regular Watchmen off duty be now paid two days' pay, at pro rata rate, account of this referred-to violation.

OPINION OF BOARD:

On the dates in question a work train delivered a supply of ties in the vicinity of Conners Crossing, Cressona. The subject crossing is protected by automatic gates which are activated by train circuits. No Crossing Watchman normally is in attendance. On both claim dates the work train was situated on the actuating circuit of the automatic gates, thereby necessitating manual operation of the crossing gates. The Carrier assigned two Signal Maintainers to operate these gates.

The activation of the signal mechanism of automatic crossing gates is not exclusively reserved to any craft. However, in the instant case the activation of the gates was performed for the purpose of directing highway traffic, which is a function traditionally performed by crossing watchmen under the M. of W. Agreement, or by trainmen when incidental to the movement of their own train. Under the circumstances, the claim must be sustained.

AWARD: Claim sustained.

/s/ Lloyd H. Bailer
Lloyd H. Bailer, Chairman

/s/ A. J. Cunningham
A. J. Cunningham, Employee Member

/s/ V. W. Bigelow
V. W. Bigelow, Carrier Member

Philadelphia, Pa.
June 28, 1966.