

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 176-82

BEING A BY-LAW TO REGULATE ELECTION CONTRIBUTIONS AND TO REQUIRE THE REPORTING OF EXPENSES AND CONTRIBUTIONS.

WHEREAS Section 121 of the Municipal Elections Act, R.S.O. 1980, c. 308, as amended, authorizes the Council to pass by-laws regulating election contributions and acquiring the reporting of expenses and contributions;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. (a) "Candidate" means a person who is duly nominated for election to office in accordance with the Municipal Elections Act, and whose name appears on the ballot for alderman or the ballot for mayor.
- (b) "City Clerk" means the City Clerk of The Corporation of the City of North Bay.
- (c) "City Council" means the Council of The Corporation of the City of North Bay.
- (d) "Contributions" means contributions in the form of money, goods or services but does not include volunteer labour.
- (e) "Election expenses" means,
 - (i) money paid,
 - (ii) liabilities incurred,
 - (iii) the value of goods and services donated or provided other than volunteer labour, and
 - (iv) amounts that represent the differences between amounts paid and liabilities incurred for goods and services, other than volunteer labour, and the value of the goods and services provided, andall of which are incurred for the purpose of promoting or opposing the election of a particular candidate, or for election purposes, regardless of whether they are incurred before or after nomination day, and without limiting the generality of the foregoing, includes
 - (v) the expenditures for the acquisition of the right to,
 - (A) the use of time on the facilities of broadcasting undertaking as defined in section 2 of the Broadcasting Act, R.S.C. 1970, chapter B-11, or

(B) the publication of an advertisement in any paper, magazine or periodical containing events, or any remarks or observations thereon, printed for sale and published periodically, as in parts or numbers, and

(vi) the expenditure for the acquisition of meeting space, for the provision of light refreshments, and for the acquisition and distribution of mailing objects, material or devices of a promotional nature, but this does not include the provision of rooms, at no charge,

(A) in private residence, or

(B) that are available to tenants for meeting space at no additional charge,

but does not include expenditures for a party which may be given to election workers after the polls have closed.

(f) "Volunteer labour" includes unpaid labour by a person who offers himself for work without any express or implied promise of remuneration.

(g) "Person" includes a trade union, a corporation and an association, and

(h) "Spouse" means either of a man and woman who,

(i) are married to each other, or

(ii) are married to each other by a marriage that is voidable and has not been voided by a judgment of nullity, or

(iii) have gone through a form of marriage with each other, in good faith, that is void and are cohabiting or have cohabited within the preceding year, or

(iv) not been married to each other, have cohabited,

(A) continuously for a period of not less than five years, or

(B) in a relationship of some permanence where there is a child born of whom they are the natural parents,

and have so cohabited within the preceding year.

2. No person shall contribute more than Five Hundred Dollars (\$500.00) in the form of money, goods or services to any candidate.

3. No candidate shall accept election contributions in the form of money, goods or services in excess of Five Hundred Dollars (\$500.00) from any person in any calendar year.

4. (a) A candidate shall issue a receipt for all money election contributions received by him.


(b) A representative of a candidate shall issue a receipt for all money election contributions received by him for the benefit of the candidate.

5. Every candidate shall keep a record of all election expenses incurred by him in respect of his candidacy.
6. Every candidate shall keep a record of all election contributions received by him in respect of his candidacy whether in the form of money, goods or services.
7. Every candidate shall file with the City Clerk within ninety (90) days of the day of the election a report which shall contain:
 - (a) a statement of the total amount of money contributions received by the candidate in respect of his candidacy up to the date of such report,
 - (b) a list of contributions in the form of goods or services and the value thereof received by the candidate in respect of his candidacy up to the date of such report,
 - (c) the name, address and contribution of each person, who, up to the date of such report, made a contribution whether in the form of money, goods or services of more than One Hundred Dollars (\$100.00), and
 - (d) an itemized list of all expenses incurred by the candidate in respect of his candidacy up to the date of such report.
8. The City Clerk shall submit to the Council the information received by him pursuant to this by-law within 120 days of the day of the election.
9. The City Clerk shall prepare prescribed forms for the purpose of this by-law and shall file the prescribed forms with the Council on or before nomination day prior to any election.
10. Any monies to be used for an election campaign by a candidate out of his own funds or out of the funds of the spouse of the candidate shall be deemed not to be a contribution for the purposes of this by-law.
11. A contribution made to a representative of a candidate shall be deemed to be a contribution to the candidate.
12. Every person who contravenes the provisions of this by-law is guilty of a corrupt practice and is liable to a fine of not more than Two Thousand Dollars (\$2,000.00).
13. (a) By-law No. 61-82 is hereby repealed.
(b) This by-law shall come into force and effect as of the 4th day of October , 1982.

READ A FIRST TIME IN OPEN COUNCIL THE 4th DAY OF October , 1982.

READ A SECOND TIME IN OPEN COUNCIL THE 18th DAY OF October , 1982.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 18th DAY OF October , 1982.


MAYOR


CITY CLERK

CANDIDATE'S ELECTION EXPENSES REPORT

NAME OF CANDIDATE:

ADDRESS:

CAMPAIGN PERIOD 1982: October 4th to November 8th

1. Total Money Contributions in respect of Candidacy \$
2. Total Value of Contributions of Goods or Services \$
(Attach Schedule A to list each contribution and the value thereof)
3. Number of contributions in the form of money, goods or services of more than \$100.00 _____
(Attach Schedule B to list names, address and contribution of each such contributor)
4. Total election expenses \$
(Attach Schedule C to list all expenses of candidacy)

SIGNATURE OF CANDIDATE

DATE:

SCHEDULE "A"

CONTRIBUTIONS IN THE FORM OF GOODS OR SERVICES AND THE VALUE
THEREOF RECEIVED BY THE CANDIDATE UP TO THE DATE OF THIS REPORT
.....

Value of Contributed
Goods or Services _____

1. Name, Address of Supplier:

Nature of Contribution: \$ _____

2. Name, Address of Supplier:

Nature of Contribution: \$ _____

3. Name, Address of Supplier:

Nature of Contribution \$ _____

4. Name, Address of Supplier:

Nature of Contribution: \$ _____

5. Name, Address of Supplier:

Nature of Contribution: \$ _____

6. Attach list if more space required

TOTAL.....

CONTRIBUTIONS IN THE FORM OF MONEY, GOODS OR SERVICES OF MORE THAN \$100.00

.....

Value of Contribution

1. Name and address of Contributor:

_____\$ _____

2. Name and Address of Contributor:

_____\$ _____

3. Name and Address of Contributor:

_____\$ _____

4. Name and Address of Contributor:

_____\$ _____

5. Name and Address of Contributor:

_____\$ _____

6. Name and Address of Contributor:

_____\$ _____

7. Name and Address of Contributor:

_____\$ _____

8. Name and Address of Contributor:

_____\$ _____

9. Name and Address of Contributor:

_____\$ _____

10. Attach list if more space required.

ITEMIZED LIST OF ALL EXPENSES INCURRED BY THE CANDIDATE IN RESPECT OF HIS CANDIDACY UP TO THE DATE OF THIS REPORT

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	<u>Name</u>	<u>Number of Times Used</u>	<u>Amount of Expense</u>
1.	<u>ADVERTISING</u>		
	(a) Media:		
	1. Newspapers:		\$
	2. Radio Broadcasting:		\$
	3. Television Broad- casting:		\$
	(b) Signs:		
	1. Free Standing Board Signs		\$
	2. Lawn Signs		\$
	(c) Printed Material:		
	1. Pamphlets		\$
	2. Other Printed Material		\$
	Other (Itemize) (Attach list if more space required)		\$
2.	<u>RENTAL ACCOMMODATION</u>		
		<u>Place</u>	
	(a) Meeting space not in a private residence nor apartment meeting room		\$
	(b) Light refreshments		\$
	(c) Fund-raising events (Please specify each event)		\$
	(d) Other (Itemize) (Attach list if more space required)		\$
3.	<u>OFFICE</u>		
	(a) Telephone Soliciting		\$
	(b) Postage		\$
	(c) Delivery		\$
	(d) Telephone Expense		\$
	(e) Other (Itemize) (Attach list if more space required)		\$
4.	<u>ELECTION DAY EXPENSES</u>		
	(a) Scrutineers		\$
	(b) Drivers		\$
	(c) Vehicle Expenses		\$
	(d) Other (Itemize) (Attach list if more space required)		\$

Note: Do not include volunteer labour nor expense for a party for election workers after the polls close.