

1981 BILL 221

Third Session, 19th Legislature, 30 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 221

**AN ACT TO AMEND THE MUNICIPAL
ELECTION ACT**

MR. OMAN

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 221
Mr. Oman

BILL 221

1981

AN ACT TO AMEND THE MUNICIPAL ELECTION ACT

(Assented to _____, 1981)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

1 *The Municipal Election Act is amended by this Act.*

2 *The following is added after section 145:*

145.1(1) In this Act “contribution” includes money, goods, services, the forgiveness of a debt or any other thing of value.

(2) No person who is a candidate for a position of mayor or councillor shall accept any contribution from any person which is given him for the purpose of promoting his candidature, unless the candidate records the contribution.

(3) Any money, good, service, forgiveness of debt or other thing of value given for the purpose of sustaining a candidate or his family or indemnifying him against loss during the period that he is promoting his candidature shall be deemed to be a contribution for the purposes of promoting his candidature.

(4) Every contribution in excess of \$100 shall be recorded separately showing the name of the donor.

(5) A contribution which is not in the form of money shall be recorded showing its normal commercial value.

(6) A service that is rendered to a candidate, with his prior knowledge and consent, which promotes his candidacy shall be regarded as a contribution for the purposes of this section, and shall be recorded showing its normal commercial value.

(7) Subsection (6) does not apply to an unsolicited oral or written endorsement, article or recommendation relating to a candidate

Explanatory Notes

1 This Bill will amend chapter 245 of The Revised Statutes of Alberta, 1970.

2 Adds new sections governing the limits on and reports of contributions received in respect of an election.

that is not a paid or donated advertisement.

145.2(1) No candidate for the office of councillor shall spend more than

(a) \$10 000, or

(b) \$50 for every 1000 residents of the municipality or ward he seeks to represent,

whichever is the greater sum, for the promotion of his election.

(2) No candidate for the office of mayor shall spend more than

(a) \$20 000 or

(b) \$125 for every 1000 residents of the municipality,

whichever is the greater sum, for the promotion of his election.

(3) For the purposes of this section an expenditure made on behalf of a candidate shall be deemed to be an expenditure made by him, unless made without the express or implied authority of the candidate or a person who is his agent with respect to this candidature.

(4) The returning officer shall determine the number of residents for the purposes of this section from the latest census of the municipality.

145.3(1) No person shall give contributions to a candidate in respect of an election of a total value which exceeds

(a) \$2000 in the case of a candidate for mayor, and

(b) \$1000 in the case of a candidate for councillor.

(2) For the purposes of this section, "person" includes an individual, corporation, association, trade union or employee organization.

145.4 Within 60 days after the polling day in a municipal election every candidate shall file with the returning officer a statement showing

(a) the amount of every contribution received by him in respect of the election and in the case of contributions in excess of \$100, the name of the donor, and

(b) the amount of every expense incurred by him in the promotion of his election,

and the returning officer shall make the statement available for ex-

amination by any elector during normal office hours.

3 *Section 190 is amended*

(a) *by renumbering the section as subsection (1), and*

(b) *by adding the following subsection:*

(2) The Lieutenant Governor in Council may make regulations prescribing forms and procedures for the purposes of sections 145.1, 145.2 and 145.3.

4 *This Act comes into force on a date to be fixed by Proclamation.*

3 Adds a power to make regulations for the purposes of the new provisions.

4 Coming into force.