

1988 BILL 226

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Third Session, 21st Legislature, 37 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL 226

**PARTY LEADERSHIP FINANCES ACT**

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MR. TAYLOR

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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*Bill 226*  
*Mr. Taylor*

## **BILL 226**

1988

### **PARTY LEADERSHIP FINANCES ACT**

*(Assented to , 1988)*

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

*1(1) The Election Finances and Contributions Disclosure Act is  
amended by this Section.*

*(2) The following Part is added after Part 6:*

#### **Part 6.1**

#### **PARTY LEADERSHIP CAMPAIGNS**

**36.1** In the application of this Part,

- (a) "campaign period" means the period commencing
  - (i) 90 days before the holding of a vote for the leadership of a registered party, or
  - (ii) the day upon which the date for the vote for the leadership of a registered party is notified to the Chief Electoral Officer, pursuant to section 36.3,

whichever is the earlier date, and terminating 2 months after the day that the vote is held;

## **Explanatory Notes**

1(1) This Bill will amend chapter E-3 of the Revised Statutes of Alberta 1980.

(2) The new Part of the Act provided by this section will make the provisions of the Act relating to the receipt, recording, reporting and limitation of contributions applicable to contributions made for a leadership campaign and will require funds to be kept separate from funds held in relation to an election of members. It also requires a clear declaration to contributors of the purpose of the contribution.

(b) "candidate" means a person who has made an official declaration in the prescribed form that he is a candidate for the leadership of a registered party at its next election of a leader;

(c) "leadership contribution" means any money or real or personal property that is provided

(i) to a political party, constituency association or candidate, or

(ii) for the benefit of and with the consent of a political party, constituency association or candidate

without compensation from the political party, constituency association or candidate, and is provided for the purposes of a leadership election;

(d) "leadership election" means an election of a person to be leader of a registered party;

(e) "polling day" means the day fixed by a registered party for a leadership election.

**36.2** Subject to section 36.1, the provisions of this Act apply to limitations on and regulation of contributions and reporting of finances with respect to a leadership election in the same way as they apply to contributions and finances with respect to an election *mutatis mutandis*.

**36.3** When a registered party makes public a decision to hold a leadership election, the party shall advise the Chief Electoral Officer within 48 hours of the publication of the decision in the prescribed form.

**36.4** Every political party, constituency association and candidate who receives, holds or deals with a leadership contribution shall keep and deal with the leadership contribution and the records of its receipt, investment, disbursement and



other dealing, separate and apart from any contribution that it holds and shall record, report and be subject to the same limitations with respect to the leadership contribution in the same manner as is required by this Act with respect to a contribution.

**36.5(1)** No registered party, registered constituency association or registered candidate may transfer any contribution to the purposes of a leadership election.

(2) No registered constituency association or registered candidate shall transfer any leadership contribution to the purpose of an election.

(3) Where any money that has been collected for the purpose of this Part remains unexpended after payment of all expenses of a campaign and leadership election the funds may be disbursed only:

(a) for the purposes of a future leadership campaign by the same candidate, or

(b) by donating them to the benefit of one or more registered parties, or

(c) by donating them to any charitable organization registered pursuant to the *Income Tax Act* Canada,

as determined by the candidate.

**36.6** Every request or receipt for a leadership contribution shall clearly state that it is for a leadership contribution and that it is not for a contribution.

*2(1) The Alberta Income Tax Act is amended by this section.*

*(2) Section 13(2) is amended by adding ", except contributions made pursuant to Part 6.1 in respect of a leadership campaign," after "or a registered candidate".*

**2(1) This section will amend chapter A-31 of the Revised Statutes of Alberta 1980.**

**(2) Section 13(2) presently reads in part:**