

THE RURAL MUNICIPALITY OF EAST ST. PAUL

BY-LAW NO. 2022-12

Being a by-law of the Rural Municipality of East St. Paul to regulate campaign expenses and contributions in connection with municipal elections.

WHEREAS Section 93.2 of *The Municipal Act* provides as follows:

" A council must pass a by-law not inconsistent with *The Municipal Council Conflict of Interest Act*,

- (a) prescribing the limit to campaign expenses that may be incurred by a registered candidate for head of council and by a registered candidate for councillor;
- (b) prescribing the portion of the income from a fund-raising event that is deemed to be a contribution, and the portion that is deemed to be campaign expenses;
- (c) prescribing the manner in which registered candidates must keep records of contributions received and campaign expenses incurred by them;
- (d) in respect of an election finance statement required to be filed under section 93.12,
 - (i) prescribing additional information, if any, required to be included in the statement, and
 - (ii) prescribing the date by which the statement must be filed, which must not be more than 210 days after the election;
- (e) prescribing the date by which any further statement requested by the chief administrative office under subsection 93.12(2) must be filed, which must not be more than 60 days after the registered candidate receives the request; and
- (f) prescribing forms for the purposes of the by-law."

NOW THEREFORE the Council of the Rural Municipality of East St. Paul, in meeting duly assembled, enacts as follows:

INTERPRETATION

- 1.1 Terms in this by-law have the meanings ascribed to them in *The Municipal Act*.
- 1.2 References to sections in this by-law are to provisions in *The Municipal Act*.

REGISTRATION OF PROSPECTIVE CANDIDATES

- 2.1 An individual applying to be a registered candidate under section 93.3 must complete the registration form provided by the Senior Election Official.

CAMPAIGN EXPENSE LIMIT

- 3.1 The limit to campaign expenses that may be incurred by registered candidates shall be
 - (a) for the head of council, \$10,000; and
 - (b) for the councillor, \$5,000.

PORTIONING OF INCOME FROM FUND-RAISING EVENT

- 4.1 In this section, "fund-raising event" means events or activities held for the purpose of raising funds for the registered candidate by whom or on whose behalf the event is held.
- 4.2 A fund-raising event held by or on behalf of a registered candidate shall be held only during the campaign period.
- 4.3 The total revenue received and the total costs incurred for a fund-raising event shall be recorded and included in Part B of the registered candidate's election finance statement.
- 4.4 The net income made at a fund-raising event shall be considered a contribution, and expenses incurred in holding a fund-raising event shall be excluded from the campaign expense limitation. Net income is calculated by deducting fund-raising costs from fund-raising revenue.
- 4.5 Notwithstanding 4.4, a monetary contribution that is more than \$10.00 from an individual into a general collection at a fund-raising event must be considered a contribution as per section 93.6(2) of *The Municipal Act*, be recorded and reported in accordance with 93.12(1), and be excluded from the fund-raising event revenue.

ELECTION FINANCE STATEMENTS

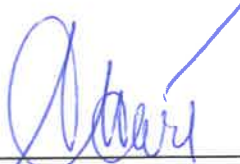
- 5.1 The election finance statement shall be in the form set out in Schedule A attached to and forming part of this by-law. Registered candidates must keep records of contributions received, campaign expenses incurred, and loans obtained in a manner that facilitates the filing and reconciliation of the election finance statement.
- 5.2 Registered candidates must retain for not less than two years after the election, as per section 93.11(e), copies of receipts, bank statements, cheques, and any other documents on which the election finance statement is based.
- 5.3 The date by which the election finance statement under section 93.12(1) must be filed is:
- (a) May 24, 2023 for the 2022 general election; and
 - (b) in each general election or by-election after that, 210 days after Election Day.
- 5.4 A request by the Chief Administrative Officer to file a further election finance statement under section 93.12(2) must be made within 30 days of the filing of the election finance statement.
- 5.5 The date by which a further election finance statement requested by the Chief Administrative Officer under section 93.12(2) must be filed is 30 days after the request is received.
- 5.6 After a registered candidate files his or her election finance statement with the Chief Administrative Officer, the statement shall be open to inspection by any person during regular office hours, and a copy shall be provided on payment of the municipality's current photocopy fee.

REPEAL

- 6.1 On the enactment of this by-law, By-Law No. 2018-01 is hereby repealed.

ENACTMENT

7.1 **DONE AND PASSED** as a by-law of the Rural Municipality of East St. Paul, at East St. Paul, in Manitoba, this 23rd day of August, 2022.



Mayor



A/Chief Administrative Officer

Read a first time this	19th	day of	July,	2022
Read a second time	23rd	day of	August,	2022
Read a third time	23rd	day of	August,	2022

SCHEDULE A TO BY-LAW NO. 2022-12

RURAL MUNICIPALITY OF EAST ST. PAUL

CANDIDATE ELECTION FINANCE STATEMENT

To be filed with the Chief Administrative Officer by _____

Name of office (Head of council or councillor, and Ward if applicable)		
Name of candidate		
Permanent mailing address		
		Postal Code
Phone	Phone (alternate)	Fax Number
E-mail address		

CONTRIBUTIONS IN CAMPAIGN PERIOD

Contributions \$250.00 or less \$ _____

Add: Contributions more than \$250 from single

Contributor

\$ _____

← From Part A

Add: Contributions from fund-raising events

\$ _____

←

Add: Other (Please specify)

\$ _____

From Part B

TOTAL CONTRIBUTIONS

\$ _____

Anonymous Contributions turned over to SEO

\$ _____

(Do not include in Total Contributions)

EXPENSES IN CAMPAIGN PERIOD

Advertising – media, posters, pamphlets, signs

\$ _____

Office–furniture, equipment, insurance, rent, telephone

\$ _____

Office supplies – stationary, postage

\$ _____

Candidate’s personal expenses

\$ _____

Meetings, social functions, rallies

\$ _____

Travel

\$ _____

Other (please specify): _____

\$ _____

TOTAL EXPENSES

\$ _____

SURPLUS/(DEFICIT)

\$ _____

(TOTAL CONTRIBUTIONS LESS TOTAL EXPENSES)

PART B

FUND-RAISING EVENT STATEMENT

(Attach a separate statement for each event held)

Event #: _____	
Date: _____	
Held at: _____	
Type of Function: _____	
Revenue (Please Specify e.g. ticket sales, merchandise etc.): _____ _____ _____	
(Exclude individual monetary contributions into a general collection of more than \$10.00. These contributions are to be reported as individual contributions.)	
TOTAL REVENUE \$ _____	
Costs (Please Specify e.g. hall rental, advertising, supplies etc.): _____ _____ _____	
TOTAL COSTS \$ _____	
PART B – TOTAL CONTRIBUTIONS (TOTAL REVENUE LESS TOTAL COSTS)	
\$	

LOAN DETAILS

Name of financial institution:

Address:

Amount borrowed: \$ _____

Interest rate: _____ % Terms for repayment

I, _____, a candidate for election as a member
of council at the 2022 general election, declare:

- (a) this campaign finance completely and accurately discloses the information required by The Municipal Act; and
- (b) the requirements of The Municipal Act and the Rural Municipality of East St. Paul By-law No. 2022-12 have been met, in relation to my election campaign in the year 2022 General Election.

(SIGNATURE OF CANDIDATE)

Declared before me at the _____ in the

Province of Manitoba, this _____ day of _____, 20_____.

(SIGNATURE OF WITNESS)