

RURAL MUNICIPALITY OF ST. FRANÇOIS XAVIER

BY-LAW NO. 1-2010

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF ST. FRANÇOIS XAVIER TO GOVERN CAMPAIGN EXPENSES AND CONTRIBUTIONS.

WHEREAS:

- A. The Municipal Act, Chapter M225, Continuing Consolidation of the Statutes of Manitoba, section 93.2 requires a municipality to pass a by-law prescribing certain matters concerning campaign expenses and contributions in connection with municipal elections.

NOW THEREFORE, the Council of The Rural Municipality of St. François Xavier enacts as a by-law the following:

**1. Interpretation.**

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

**2. Registration of Prospective Candidates**

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

**3. Campaign Expense Limit**

The limit to campaign expenses that may be incurred by registered candidates shall be

For head of council, \$8,000  
For councillor, \$5,000

**4. Portioning of Income from Fund-raising Event**

- a. 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.
- b. A fund-raising event held by or on behalf of a registered candidate shall be held only during the campaign period.
- c. 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.
- d. 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.
- e. Notwithstanding 4. d. above, 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*, to be recorded and reported in accordance with 93.12(1), and be excluded from the fund-raising event.

**5. Election Finance Statements**

- a. The election finance statement shall be in the form set out in Schedule A to 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.
- b. 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.
- c. The date by which the election finance statement under section 92.12(1) must be filed is:
  - May 25, 2011 for the 2010 general election
  - In each general election or by-election after that, 210 days after Election Day
- d. 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.
- e. 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.
- f. 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.

DONE AND PASSED in Council at the Rural Municipality of St. François Xavier at St. François Xavier, in the Province of Manitoba this 12<sup>th</sup> day of January A.D. 2010.

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Reeve

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Chief Administrative Officer

Read a first time this 22<sup>nd</sup> day of December, 2009.  
Read a second time this 12<sup>th</sup> day of January, 2010.  
Read a third time this 12<sup>th</sup> day of January, 2010.

SCHEDULE "A" TO BY-LAW NO. 1-2010  
 RURAL MUNICIPALITY OF ST. FRANCOIS XAVIER  
**CANDIDATE ELECTION FINANCE STATEMENT**

To be filed with the Chief Administrative Officer by May 25, 2011.

|   |                   |             |
|---|-------------------|-------------|
| Name of office (Head of council or councilor, 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 | \$ _____ (Part A) |
| Add: Contributions from fund-raising events                | \$ _____ (Part B) |
| Add: Other (Please specify)                                | \$ _____          |
| <b>TOTAL CONTRIBUTIONS</b>                                 | <b>\$ _____</b>   |

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): _____                             | \$ _____        |
| _____   | \$ _____        |
| <b>TOTAL EXPENSES</b>                                     | <b>\$ _____</b> |

**SURPLUS/(DEFICIT)**  
**(TOTAL CONTRIBUTIONS LESS TOTAL EXPENSES)** \$ \_\_\_\_\_

**PART A**

**CONTRIBUTIONS (INCLUDING GOODS OR SERVICES)  
FROM A SINGLE CONTRIBUTOR VALUED MORE THAN \$250.00**

(Complete only if the total value of contributions, monetary and non-monetary, from any single contributor was more than \$250 during the campaign period).

| Name                                | Address | Goods or Services | Amount/Value of<br>Goods or Services<br>\$ |
|-------------------------------------|---------|-------------------|--|
|                                     |         |                   |  |
|                                     |         |                   |  |
|                                     |         |                   |  |
|                                     |         |                   |  |
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|                                     |         |                   |  |
|                                     |         |                   |  |
|                                     |         |                   |  |
|                                     |         |                   |  |
| <b>PART A – TOTAL CONTRIBUTIONS</b> |         |                   | <b>\$</b>                                  |

**PART B**

**FUND-RAISING EVENT STATEMENT**  
(Attach a separate statement for each event held)

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

**LOAN DETAILS**

|                                |                           |
|--------------------------------|---------------------------|
| Name of financial institution: | _____                     |
| Address:                       | _____<br>_____<br>_____   |
| Amount borrowed:               | \$ _____                  |
| Interest rate: _____%          | Terms for repayment _____ |

I, \_\_\_\_\_, a candidate for election as a member of council at the 2010 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 St. Francois Xavier By-Law No. 1-2010 have been met,

In relation to my election campaign in the year 2010 General Election.

\_\_\_\_\_  
(Signature of Candidate)

Declared before me at the \_\_\_\_\_ in the Province of Manitoba, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(Signature of Witness)