



CITY OF DAUPHIN

BYLAW 03/2022

BEING A BYLAW OF THE CITY OF DAUPHIN AUTHORIZING CAMPAIGN EXPENSES AND CONTRIBUTIONS AT A MUNICIPAL ELECTION

WHEREAS under Section 93.2 of *The Municipal Act*, a municipality must pass a bylaw prescribing certain matters concerning campaign expenses and contributions in connection with municipal elections;

NOW, THEREFORE, COUNCIL OF THE CITY OF DAUPHIN, DULY ASSEMBLED, THEREBY ENACTS AS A BYLAW AS FOLLOWS:

INTERPRETATION

- 1.1 Terms in this bylaw have the meanings ascribed to them in *The Municipal Act*.
- 1.2 References to sections in this bylaw 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.

CONTRIBUTION LIMITS

- 3.1 The limit to contributions by an individual shall be:
 - (a) \$1,500 to a registered candidate who is a candidate for the office of head of council.
 - (b) \$1,500 to a registered candidate who is a candidate for the office of councillor.
- 3.2 A registered candidate may make a contribution
 - (a) to his or her own election campaign; or
 - (b) to the election campaign of another registered candidate.

The limit to the contributions established in Subsection 3.1 above shall also apply to the contributions made by a registered candidate.

- 3.3 A registered candidate who receives an anonymous contribution must not spend the contribution, but turn it over to the Senior Election Official. Contributions turned over to the Senior Election Official shall become part of the general funds of the municipality.

CAMPAIGN EXPENSE LIMIT

- 4.1 The limit to campaign expenses that may be incurred by registered candidates shall be
- (a) for the head of council, \$7,000; and
 - (b) for councillor, \$5,000.

PORTIONING OF INCOME FROM FUND-RAISING EVENT

- 5.1 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.
- 5.2 A fund-raising event held by or on behalf of a registered candidate shall be held only during the campaign period.
- 5.3 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.
- 5.4 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.
- 5.5 Notwithstanding Subsection 5.4 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 93.2(b) 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

- 6.1 The election finance statement shall be in the form set out in Schedule A to this bylaw. 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.
- 6.2 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.
- 6.3 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.

- 6.4 A request by the City Manager 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.
- 6.5 The date by which a further election finance statement requested by the City Manager under section 93.12(2) must be filed is 30 days after the request is received.
- 6.6 Where a registered candidate's election finance statement filed shows a surplus of funds, the candidate must immediately pay the surplus to the municipality, which, must hold it in trust on behalf of the candidate for use by the candidate in the next general election.
- 6.7 The City must not release the money held in trust on behalf of an individual who was a registered candidate in an election until the individual is registered for the next general election. If the individual advises the Senior Election Official in writing that they will not seek re-nomination, is not nominated, or is not registered as a prospective candidate in the next general election, the money must be paid into the general funds of the municipality.
- 6.8 After a registered candidate files his or her election finance statement with the City Manager, 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

- 7.0 Bylaw 01/2018 is hereby repealed.

DONE AND PASSED by the Council of the City of Dauphin in regular session assembled, this 11th day of April 2022.



Christian Laughland, Mayor



Sharla Griffiths, City Manager

READ A FIRST TIME this 28th day of March 2022.
READ A SECOND TIME this 11th day of April 2022.
READ A THIRD TIME this 11th day of April 2022.



CITY OF DAUPHIN

SCHEDULE A TO BYLAW 03/2022

CANDIDATE ELECTION FINANCE STATEMENT

To be filed with the City Manager by May 24, 2023.

Name of office (Mayor or Councillor)		
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 \$250.00 from single contributor
(see Part A) \$ _____

Add: Contributions from fund-raising events
(see Part B) \$ _____

Add: Other (Please specify) _____

_____ \$ _____

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)	\$ _____
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LOAN DETAILS

Name of Financial Institution:	_____
Address:	_____ _____ _____
Amount borrowed:	\$ _____
Interest rate: _____%	Terms of 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 City of Dauphin Bylaw 03/2022 have been met,

in relation to my election campaign in the year 2022 General Election.

(SIGNATURE OF CANDIDATE)

Declared before me at the City of Dauphin in the Province of Manitoba, this _____ day of _____, 20____.

(SIGNATURE OF WITNESS)