



Consumer and
Corporate Affairs Canada

Consommation
et Corporations Canada

LOBBYISTS



ANNUAL REPORT
for the year ended March 31, 1990

Canada

LOBBYISTS REGISTRATION ACT

ANNUAL REPORT
for the year ended March 31, 1990



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et Corporations Canada

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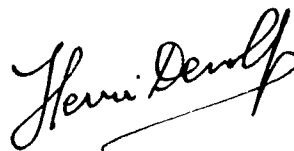
June 29th, 1990

The Honourable Pierre Blais, P.C., M.P.
Registrar General of Canada
House of Commons, Room 448
Confederation Building
Ottawa, Ontario
K1A 0A6

Dear Sir:

I have the honour to present to you the Annual Report on the administration of the *Lobbyists Registration Act* in accordance with the provisions of subsection 11(1) of the Act. The report covers the fiscal year ending March 31, 1990.

Yours sincerely,

A handwritten signature in dark ink, reading "Henri Denolf". The signature is written in a cursive style with a long, sweeping underline that extends to the right.

Henri Denolf
Acting Registrar



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This is the first Annual Report on the administration of the *Lobbyists Registration Act* (S.C. 1988, Chapter 53) which was proclaimed in force on September 30, 1989. This report covers the period from the date of proclamation to the end of the fiscal year, March 31, 1990.

1. PURPOSE AND DESCRIPTION OF THE ACT

The purpose of the *Lobbyists Registration Act*, as recited in its preamble, is to bring transparency to the activities of paid lobbyists without impeding free and open access to government. The Act accomplishes this purpose by requiring that individuals who, for pay, engage in certain lobbying activities, register so that the public, as well as those holding public office, can be aware of who they are and on whose behalf they are lobbying.

The Act distinguishes between two types of lobbyists: Tier I and Tier II. A Tier I lobbyist is an individual who, for payment and on behalf of a client, undertakes to arrange a meeting with a public office holder or to communicate with a public office holder in an attempt to influence the development, making or amendment of any federal law, regulation, policy or program or the award of any federal monetary grant or the award of any federal contract. "Public office holder" means any officer or employee of Her Majesty in right of Canada and includes virtually everyone occupying a position in the federal government.

Tier I lobbyists (sometimes referred to as "professional lobbyists") must file one registration for each of their undertakings to lobby on behalf of a client. These lobbyists are required to disclose their clients and the subject-matter of the undertaking, and if the client is a corporation, the parents and subsidiaries of that corporation. Tier I lobbyists must register within 10 days of commencing their lobbying activity on behalf of a client.

A Tier II lobbyist is an individual who, on behalf of an employer, communicates as a significant part of his or her duties with a public office holder in an attempt to influence the same type of activities as apply to a Tier I lobbyist, except for the awarding of contracts.

Tier II lobbyists (sometimes referred to as "employee lobbyists") are required to register annually, providing their name and the name and address of their employer. These lobbyists must register within two months of assuming their duties and renew their registration before the end of February each year.

The *Lobbyists Registration Regulations* set out the manner and form of the returns to be filed and the applicable fees for services provided by the Registry of Lobbyists. Registration forms for Tier I and Tier II lobbyists are reproduced in the Annex.

Under subsection 9(1) of the *Lobbyists Registration Act*, responsibility for administration of the Act is assigned to a registrar who is appointed by the Registrar General of Canada and who is required to establish and maintain the Registry of Lobbyists. Section 11 of the Act provides that, within three months after the end of each fiscal year, the registrar must prepare and submit to the Registrar General of Canada a report on the administration of the Act. The Registrar General, in turn, is required to submit a copy of the Annual Report to each House of Parliament.

2. START-UP ACTIVITIES

The Registry of Lobbyists was established in September 1989 and, for administrative purposes, was situated within the Department of Consumer and Corporate Affairs as the Lobbyists Registration Branch.

For 1989-90, the Lobbyists Registration Branch had an indeterminate person-year allocation of four person-years. A budget of \$467,000 was authorized for salaries, operating expenditures and the acquisition and development of a computer system. In addition, during 1989-90, the Branch required three temporary person-years to carry out the activities necessary to establish the Registry.

The first task of the Lobbyists Registration Branch was the preparation of regulations under the Act. Simultaneously with the drafting of the regulations, the Registry itself needed to be developed. Procedures were developed for processing and verification of registrations by Branch personnel. A computer system that stores optically-scanned images of registration forms was acquired. This allows users to carry out searches of all information in the Registry database, to view individual registration returns on computer terminals, and to print copies of these documents. The Registry system was designed to allow the public to perform all of these functions with little or no assistance from Branch personnel.

Shortly after passage of the *Lobbyists Registration Act* by Parliament, Branch staff embarked on an extensive public information program aimed at ensuring maximum compliance with the law. An information booklet was prepared, covering the basic requirements of the legislation, explaining how the registration system would operate and answering questions on the application of the Act. This booklet and a copy of the Act were mailed to firms and organizations that had approached the Government for information about the program or that were identified as possibly employing persons who would be required to register under the Act. A leaflet was also designed for distribution through government offices.

Interviews were given to media and over two dozen presentations were made to professional and trade associations and federal government officials.

To inform public office holders about the requirements of the Act and the operation of the Registry, letters were sent to federal cabinet ministers and members of Parliament, federal deputy ministers and senior public servants, and federal Governor in Council appointees.

3. ONGOING ADMINISTRATION

Branch staff perform a variety of tasks as part of the ongoing administration of the Lobbyists Registry. All registration returns are reviewed for completeness and accuracy. When problems are found, staff contact the registrant by telephone or letter to obtain the required information. The information from each return is entered into the Registry's computer database and the completed registration form itself is optically scanned. Staff provide information regarding the legislative requirements, maintain the Registry systems, and assist members of the public and public office holders to obtain information from the Registry.

4. STATISTICAL REVIEW

Registrations

Within 10 days of the September 30, 1989 opening, the Registry had received 829 Tier I registration forms. By November 30, 1989, 1,709 Tier II registrations had been filed. A total of 6,221 registration forms had been processed by the fiscal year end. *Table 1* provides summary information about the returns processed.

Table 1: Registration Information (as of March 31, 1990)

Registrations Processed:	Tier I	2,099
	Tier II	4,122
	TOTAL	6,221
Lobbyists:	Tier I	473
	Tier II	2,355
	TOTAL	2,828

Subject-Matter of Tier I Lobbying Undertakings

Tier I lobbyists are required to disclose the subject-matter of their lobbying undertakings. The registration form lists 52 general subject-matter categories. *Table 2* provides a ranking of the various subject areas and indicates the frequency with which each was identified in the Tier I registrations filed between September 30, 1989 and March 31, 1990.

**Table 2: Frequency of Tier I Subject-Matter Areas of Concern
(as of March 31, 1990)**

RANK	AREA OF CONCERN	FREQUENCY	RANK	AREA OF CONCERN	FREQUENCY
1.	International Trade	2,095	23.	Privatization	749
2.	Reg. Ec. Development	2,042	24.	Int'l Development	724
3.	Industry	2,022	25.	Fisheries & Oceans	635
4.	Govt. Procurement	1,952	26.	Public Safety	632
5.	Science & Technology	1,745	27.	Fiscal & Monetary Policy	624
6.	Corporate Affairs	1,667	28.	Labour	582
7.	Investment	1,504	29.	Agriculture	542
8.	Consumer Issues	1,501	30.	Youth Issues	542
9.	Transportation	1,483	31.	Post-Sec. Education	527
10.	Environment	1,387	32.	Social Policy	520
11.	Fed.-Prov. Relations	1,363	33.	Tourism	516
12.	Taxation	1,328	34.	Natural Resources	497
13.	Communications	1,218	35.	Women's Issues	472
14.	Defence	1,167	36.	Postal Services	420
15.	Employment	1,068	37.	Immigration	419
16.	Foreign Affairs	1,039	38.	Arts & Culture	388
17.	Intellectual Property	1,000	39.	Aboriginal Affairs	310
18.	Health	973	40.	Forestry	290
19.	Public Works	840	41.	Mining	261
20.	Financial Institutions	809	42.	Housing	251
21.	Small Business	753	43.	Administration of Justice	214
22.	Energy	750	44.	Criminal Law	210

Table 2 (continued)

RANK	AREA OF CONCERN	FREQUENCY	RANK	AREA OF CONCERN	FREQUENCY
45.	Citizenship	200	49.	Amateur Sports	103
46.	Senior Citizen Issues	155	50.	Human Rights	67
47.	Other	139	51.	Parole Penitentiaries	45
48.	Veterans Affairs	118	52.	Multiculturalism	22

Types of Tier I Lobbying Activities

Tier I lobbyists are also required to disclose the type of lobbying activity involved. Seven categories are identified on the registration form. *Table 3* shows the frequency with which each category was identified in registrations filed between September 30, 1989 and March 31, 1990.

Table 3: Frequency of Tier I Lobbying Activities (as of March 31, 1990)

TYPE OF SUBJECT-MATTER ACTIVITY	FREQUENCY
Communicating with a public office holder in an attempt to influence the development or amendment of a policy or program of the Government of Canada	10,260
Communicating with a public office holder in an attempt to influence the making or amending of any regulation within the meaning of the Statutory Instruments Act	7,966
Communicating with a public office holder in an attempt to influence the awarding of any contract by or on behalf of Her Majesty in right of Canada	5,599
Communicating with a public office holder in an attempt to influence the awarding of any monetary grant or contribution or any other financial benefit by or on behalf of Her Majesty in right of Canada	5,164
Arranging a meeting with a public office holder	4,891
Communicating with a public office holder in an attempt to influence the development of a legislative proposal by the Government of Canada or by a member of the Senate or the House of Commons	4,048
Communicating with a public office holder in an attempt to influence the introduction, passage, defeat or amendment of any Bill or resolution before either House of Parliament	2,952

5. COMPLIANCE

For the period covered by this report, compliance by the lobbyist community with the registration requirements of the Act appears to have been excellent. Neither the registrar nor the Royal Canadian Mounted Police, the principal enforcement authority for the law, has received any complaints respecting the failure to file a return or the filing of false or misleading returns. Where returns have been identified or reported as being deficient, the Registry staff have initiated appropriate action to correct the observed deficiency.

6. INFORMATION REQUESTS OF THE REGISTRY

In the period shortly before and after the opening of the Registry, some 1,200 telephone calls were received for information about the program. There were 51 visitors and 85 telephone calls requesting information about lobbyists. A private weekly publication reports every registration, thus supplementing the information services offered by the Lobbyists Registration Branch.

Branch revenues, mostly from copies of documents and registry reports, amounted to \$6,665.25 for the period ending March 31, 1990.

The Registry is open for public inspection Monday to Friday, except holidays, between 8:30 a.m. and 4:30 p.m. It is located at:

Consumer and Corporate Affairs Canada
Place du Portage, Phase II, 4th floor
165 Hôtel-de-Ville Street
Hull, Quebec
K1A 0C9
Tel.: (819) 953-7144



TIER I LOBBYISTS REGISTRATION

DEFINITION

Tier I Professional Lobbyist

A Tier I professional lobbyist is every individual who, for payment, on behalf of any person or organization, undertakes to arrange a meeting with a public office holder or to communicate with a public office holder in an attempt to influence one or more of the activities listed below under Type of activity, A through F. (See subsection 5(1) of the Lobbyists Registration Act.)

INSTRUCTIONS

A Tier I lobbyist shall file with the registrar the information requested on the right-hand page, not later than ten (10) days after entering into an undertaking as described in subsection 5(1) of the Act.

Under subsection 5(3) of the Act, the lobbyist is required to advise the Registrar in writing, as soon as practicable, of any changes in the information previously filed. Such notice should include the registration number assigned to the original return to which the changes apply. The registration number will be communicated to the lobbyist through an acknowledgement.

The termination of a lobbying undertaking is a change in the information. A Tier I lobbyist must therefore notify the Registrar of each such termination.

Returns or notices may be filed by mail, delivery in person, or, under certain conditions, by facsimile. (See subsection 3(2) of the Regulations.)

For a definition of subsidiary or parent, please refer to subsection 2(2) and paragraph 5(2)(c) of the Act.

If space is insufficient in section C of the return, please use a separate sheet.

Note: For each additional lobbyist working on the same undertaking, a separate return is required.

Failure to comply with any provision of the Act, or making any false or misleading statement in any return to be filed under the Act, is subject to a fine and/or imprisonment.

SUBJECT-MATTER

Area of concern*

- | | |
|---|--|
| 01 – Aboriginal Affairs (04) | 26 – Industry (23) |
| 02 – Administration of Justice (01) | 27 – Intellectual Property (37) |
| 03 – Agriculture (05) | 28 – International Development (13) |
| 04 – Amateur Sports (48) | 29 – International Trade (09) |
| 05 – Arts and Culture (07) | 30 – Investment (25) |
| 06 – Citizenship (08) | 31 – Labour (28) |
| 07 – Communications (10) | 32 – Mining (30) |
| 08 – Consumer Issues (38) | 33 – Multiculturalism (31) |
| 09 – Corporate Affairs (02) | 34 – Natural Resources (43) |
| 10 – Criminal Law (14) | 35 – Parole and Penitentiaries (26) |
| 11 – Defence (11) | 36 – Postal Services (47) |
| 12 – Employment (16) | 37 – Post-Secondary Education (19) |
| 13 – Energy (17) | 38 – Privatization (36) |
| 14 – Environment (18) | 39 – Public Safety (46) |
| 15 – Federal-Provincial Relations (42) | 40 – Public Works (51) |
| 16 – Financial Institutions (24) | 41 – Regional Economic Development (12) |
| 17 – Fiscal and Monetary Policy (34) | 42 – Science and Technology (45) |
| 18 – Fisheries and Oceans (32) | 43 – Senior Citizen Issues (40) |
| 19 – Foreign Affairs (03) | 44 – Small Business (33) |
| 20 – Forestry (20) | 45 – Social Policy (35) |
| 21 – Government Procurement (29) | 46 – Taxation (22) |
| 22 – Health (44) | 47 – Tourism (49) |
| 23 – Housing (27) | 48 – Transportation (50) |
| 24 – Human Rights (15) | 49 – Veterans Affairs (06) |
| 25 – Immigration (21) | 50 – Women's Issues (41) |
| | 51 – Youth Issues (39) |

99 – Other (please specify)

Type of activity

- **To communicate with a public office holder in an attempt to influence:**
 - A** – the development of a legislative proposal by the Government of Canada or by a member of the Senate or the House of Commons,
 - B** – the introduction, passage, defeat or amendment of any Bill or resolution before either House of Parliament,
 - C** – the making or amending of any regulation within the meaning of the *Statutory Instruments Act*,
 - D** – the development or amendment of any policy or program of the Government of Canada,
 - E** – the awarding of any monetary grant or contribution or any other financial benefit by or on behalf of Her Majesty in right of Canada,
 - F** – the awarding of any contract by or on behalf of Her Majesty in right of Canada.
- **X** – To arrange a meeting with a public office holder.

*The numbers in parentheses correspond to the French equivalents.

Please send completed return to:

Registrar of Lobbyists
Consumer and Corporate Affairs Canada
Place du Portage II, 4th Floor
165 Hotel de Ville Street
Hull, Quebec
Canada
K1A 0C9
(819) 953-7144
Facsimile: (819) 953-9247

TIER I LOBBYISTS REGISTRATION

This information is collected under the authority of the Lobbyists Registration Act, and will be a matter of public record.

It is stored in Personal Information Bank CCA/P-PU-095.

For registry use only	
DATE	of
DOC #	

RETURN (Please type or print in a legible manner.)

A: Individual

Surname		Given names and initials	
Title			
Legal name of your firm			Facsimile no. ()
Your business address		City	
Number	Street		
Province	Postal code	Country	Telephone no. ()

B: Client

Legal name of corporation, organization or person on whose behalf you lobby			
If client is a corporation or organization, give the name of the principal representative with whom you deal			
Address		City	
Number	Street		
Province	Postal code	Country	Telephone no. ()
Name of parent(s) of the client corporation (FOR ADDITIONAL PARENT(S) USE SEPARATE SHEET)			
Head Office address		City	
Number	Street		
Province	Postal code	Country	Telephone no. ()
Name of subsidiary(ies) of the client corporation (FOR ADDITIONAL SUBSIDIARY(IES) USE SEPARATE SHEET)			
Head Office address		City	
Number	Street		
Province	Postal code	Country	Telephone no. ()

C: Subject-matter (See paragraph 5(2)(d) of the Act): Define the subject-matter of your undertaking by reporting one or more applicable combinations of a number, representing the area of concern, and a letter, representing the type of activity (e.g., 16A).

Language used to define subject-matter: English <input type="checkbox"/> French <input type="checkbox"/>	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> </tr> <tr> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px;"></td> <td style="border: 1px solid black; width: 25px; height: 20px; text-align: center;">Other</td> <td style="border: 1px solid black; width: 25px; height: 20px; text-align: center;">9</td> <td style="border: 1px solid black; width: 25px; height: 20px; text-align: center;">9</td> <td colspan="3" style="padding: 2px;">Please specify:</td> </tr> </table>											Other	9	9	Please specify:		
		Other	9	9	Please specify:												

D: Certification

I hereby certify that the information contained in this return is true to the best of my knowledge and belief.			
Signature of lobbyist:	_____ Day Month Year		



Consumer and
Corporate Affairs Canada

Consommation
et Corporations Canada

Lobbyists Registration
Branch

Direction de l'enregistrement
des lobbyistes

TIER II LOBBYISTS REGISTRATION

DEFINITION

Tier II Lobbyist

A Tier II lobbyist is every employee of a person or organization for whom a significant part of the duties is to communicate with public office holders, on behalf of the employer, in an attempt to influence the Government of Canada in respect of: (a) the development of a legislative proposal; (b) the introduction, passage, defeat or amendment of any bill or resolution; (c) the making or amending of any regulation; (d) the development or amendment of any policy or program; or (e) the awarding of any monetary grant, contribution or any other financial benefit. (See subsection 6(1) of the Lobbyists Registration Act.)

INSTRUCTIONS

A Tier II lobbyist shall file with the registrar the information requested below, not later than two (2) months after the coming into force of the Act or after first undertaking any activities described above. Within two (2) months after the end of each calendar year, a Tier II lobbyist shall provide the registrar with an updated registration.

Under subsection 6(2) of the Act, the lobbyist is required to advise the registrar in writing, as soon as practicable, of any changes in the information previously filed. Such notice should include the registration number assigned to the original return to which the changes apply. The registration number will be communicated to the lobbyist through an acknowledgement.

The termination of lobbying duties is a change in the information. A Tier II lobbyist must therefore notify the registrar of such termination.

Returns or notices may be filed by mail or delivery in person. (See subsection 3(2) of the Regulations.)

Failure to comply with any provision of the Act, or making any false or misleading statement in any return to be filed under the Act, is subject to a fine and/or imprisonment.

This information is collected under the authority of the Lobbyists Registration Act and will be a matter of public record. **It is stored in Personal Information Bank CCA/P-PU-095.**

RETURN (Please type or print in a legible manner.)

APPLICABLE YEAR: 19 __

A: Individual and employer information

Surname		Given names and initials	
Title		Telephone no.	
Legal name of employer		Facsimile no.	
Address of the employer		City	
Number	Street		
Province	Postal code	Country	Telephone no.
			()

B: Certification

I hereby certify that the information contained in this return is true to the best of my knowledge and belief.			
Signature of lobbyist:			
		Day	Month Year

Please send completed return to:

Registrar of Lobbyists
Consumer and Corporate Affairs Canada
Place du Portage II, 4th Floor
165 Hôtel de Ville Street
Hull, Quebec
Canada
K1A 0C9
(819) 953-7144
Facsimile: (819) 953-9247

For registry use only	
DATE	of
DOC #	