# Compendium of Election Administration in Canada: A Comparative Overview

2002 Edition

# **Table of Contents**

|   | Page |
|---|------|
| A. Introduction   |      |
| A.1 Terminology   | 2    |
| B. Redistribution of Electoral Boundaries                                     |      |
| Table B.1 Frequency of redistribution and criteria for determining boundaries |      |
| Table B.2 Electoral boundaries commissions                                    |      |
| Table B.3 Public hearings   | 10   |
| Table B.4 Submission of report to Parliament or Legislative Assembly          |      |
| C. Administration of Elections  | 17   |
| Table C.1 Chief Electoral Officer and commissions on election financing       | 18   |
| Table C.2 Appointment of election officers                                    | 23   |
| Table C.3 Staff and payment   | 28   |
| D. Registration of Electors   | 31   |
| Table D.1 Right to vote   | 32   |
| Table D.2 Registers of electors, enumeration and revision                     | 32   |
| Table D.3 Lists of electors   | 38   |
| E. Voting Process   | 41   |
| Table E.1 Polling divisions, polling stations and polling day                 | 43   |
| Table E.2 Alternative methods of voting                                       | 44   |
| Table E.3 Assistance to voters on polling day                                 | 50   |
| Table E.4 Addition of votes   | 52   |
| F. Nomination and Registration of Political Entities                          | 57   |
| Table F.1 Right to be a candidate   | 59   |
| Table F.2 Requirements for nomination and registration                        | 60   |
| G. Election Financing and Advertising   | 63   |
| Table G.1 Public funding and reimbursement                                    | 65   |
| Table G.2 Contributions   | 69   |
| Table G.3 Limits on election expenses for political parties and candidates    | 71   |
| Table G.4 Deadline for reporting contributions and expenses                   | 73   |
| Table G.5 Details of financial reports  | 74   |
| Table G.6 Regulations governing election advertising and opinion polls        | 75   |

| H. Enforcement   | 79  |
|--|-----|
| Table H.1 Enforcement authority                                  | 80  |
| Table H.2 General offences and penalties                         | 82  |
| Table H.3 Specific offences and penalties                        | 84  |
| I. Referendums, Plebiscites, Recall and Initiative               | 87  |
| Table I.1 Proclamation, question and conditions                  | 90  |
| Table I.2 Referendum/Plebiscite process                          | 92  |
| Appendix A. Selected Statistics on Most Recent General Elections | 95  |
| Appendix B. Chief Electoral Officers                             | 101 |
| Appendix C. References and Relevant Legislation                  | 105 |

#### A. Introduction

Each jurisdiction in Canada conducts the election of members to its Legislative Assembly or Parliament within its own framework of election law and administrative practice.

The Compendium of Election Administration in Canada is a comprehensive summary of the federal, provincial and territorial electoral frameworks. It is based on the legislation in force (as of June 2002) and does not include administrative practices not mentioned in the law. The Compendium covers all elements of the electoral process, including the redistribution of electoral boundaries, the administration of elections, the registration of electors, the voting process, the nomination and registration of political entities, election financing and advertising, enforcement of the legislation, and referendums, plebiscites, recalls and initiatives.

The Compendium has traditionally been produced to support the exchange of knowledge and expertise at the annual Conference of Canadian Election Officials. In 1999, the style and format of the Compendium were redesigned to enable a more detailed comparison among jurisdictions than had previously been attempted. The new format was built upon in subsequent years and a Comparative Overview was also developed in 2001.

This Comparative Overview is a synopsis of the Compendium of Election Administration in Canada. The following chapters present the Compendium information in a user-friendly and comparable manner. Each chapter begins with a brief synopsis of the topic, followed by summary tables. Readers are encouraged to consult both the text and the tables for a complete overview of each aspect of electoral administration in Canada.

Neither this Comparative Overview nor the Compendium reproduces the electoral legislation exactly. In interpreting or applying the Acts, the reader must refer to the official texts.

The production of the Compendium and of the Comparative Overview involved the collaboration of many people. The project was developed and directed by Alain Pelletier (Assistant Director, Policy and Research, Elections Canada). Since 1999, several people have contributed to the project, including Marie-Ève Poulin, Nathalie Nye, Marc Taschereau, Jaime Aliaga Gallo, Tim Mowrey, Jean-Sébastien Bargiel and Martin Lavoie.

The Compendium owes its content to the invaluable contribution of all the Canadian election administrations, provincial and territorial, who graciously provided the necessary documentation and updates, along with valuable comments.

The Communications Directorate at Elections Canada also provided significant support for the production, translation and publication of the Compendium and the Comparative Overview.

My personal thanks to all the people who contributed their dedicated work to this project.

Alain Pelletier
Assistant Director
Policy and Research

A. Introduction 1

## A.1 Terminology

Terminology often varies with jurisdiction. To facilitate reference to the original legislation, in most cases the tables in this document use the style of the jurisdiction. The following is a brief explanation of equivalent terms.

#### **Chief Electoral Officer**

The appointed official who oversees the administration of elections is known as the **Chief Electoral Officer** everywhere but in Ontario, where he or she is the **Chief Election Officer**.

#### **Electoral district**

For electoral purposes, every jurisdiction is divided into geographic units, each of which elects one member to the legislative body. In Quebec, Manitoba and Alberta, these geographic units are known as **electoral divisions**, and in Saskatchewan, as **constituencies**. In Canada and in all other provinces and the territories, they are **electoral districts**. Informally, they are often called ridings.

#### Legislative Assembly

The legislative body to which members are elected in Canada is **Parliament**, or more specifically, the **House of Commons**. It is the **Legislative Assembly** in all provinces and territories, except for Newfoundland and Nova Scotia, where it is the **House of Assembly**, and Quebec, where it is the **National Assembly**.

#### List of electors

To ensure the integrity of the vote, electors in all jurisdictions must be registered on a list before they may cast a ballot. There is a list for every polling division, and electors' names are crossed off as they vote. This is called the **list of electors** everywhere except in Manitoba and Saskatchewan, where it is the **voters list**.

#### Local association

Political parties may have local associations in electoral districts where they are active. In Canada and Nova Scotia, such a local political unit is called an **electoral district association**, and in New Brunswick, a **district association**. In Quebec, it is a **party authority**, while in Ontario, Manitoba, Saskatchewan, Alberta and British Columbia, it is a **constituency association**. Prince Edward Island and Yukon make no reference to such associations in their electoral legislation, and the Northwest Territories and Nunavut do not recognize political parties.

#### Official agent (candidate)

Candidates in all jurisdictions must appoint a person to look after financial and administrative matters related to the campaign. In most cases, this person is known as the candidate's **official agent**. In Newfoundland, Ontario and Alberta, it is the **chief financial officer**; in Saskatchewan, the **business manager**, and in British Columbia, the **financial agent**.

#### Official agent (political party)

A similar, but ongoing function (not limited to campaign periods) is served for political parties by each party's **chief agent** in Canada and New Brunswick; its **chief financial officer** in Newfoundland, Ontario, Manitoba and Alberta; its **official agent** in Prince Edward Island, Nova Scotia and Quebec; its **chief official agent** in Saskatchewan; and its **financial agent** in British Columbia. In its electoral legislation, Yukon refers to **officials of a party**, whereas the Northwest Territories and Nunavut do not recognize political parties.

#### Polling day

Election day, the last day of the electoral period and the main day designated for taking the votes of electors, is known as **polling day** everywhere but in Prince Edward Island and Nova Scotia, where it is **ordinary polling day**, and in British Columbia, where it is **general voting day**.

## **Polling division**

For voting purposes, each electoral district is divided into smaller units, each of which is organized to take the votes of the electors who live within its boundaries. These units are most commonly known as **polling divisions**. In Quebec, Manitoba and Alberta, they are **polling subdivisions**, and in British Columbia, they are **voting areas**.

#### Polling station

Each polling division has one or more locations where electors cast their ballots. These are **polling stations** everywhere but in Ontario, Manitoba and Saskatchewan, where they are known as **polling places**, and British Columbia, where they are **voting stations**.

## Returning officer

The appointed official who oversees the administration of elections and referendums in each electoral district, under the direction of the Chief Electoral Officer, is known as the **returning officer** everywhere but in British Columbia, where the title is **district electoral officer**.

A. Introduction

#### B. Redistribution of Electoral Boundaries

Across Canada, members of Parliament and the various legislatures are elected to represent a geographical area called an electoral district (also a riding, electoral division or constituency). The number and boundaries of electoral districts are periodically adjusted to reflect changes in population in a process called redistribution. Usually, the size of an electoral district is determined according to a population-based electoral quota, from which a variance of plus or minus 25% is allowed. In Quebec and New Brunswick, unlike other jurisdictions, the electoral quota is based on the total number of electors, rather than on the population.

In some jurisdictions, redistribution takes place every 10 years. That is the case in Canada, Newfoundland and Labrador, Nova Scotia, Manitoba and Saskatchewan. In Prince Edward Island, electoral boundaries are reviewed after every third general election, but in Quebec, Alberta, British Columbia and Yukon, this process takes place after every second general election. In New Brunswick, the Northwest Territories and Nunavut, redistribution proceeds only on the advice of the Legislative Assembly or after an Order in Council. In Ontario, according to the Representation Act, 1996, the electoral districts are identical to those established for federal elections, and there is no provincial redistribution.

In all jurisdictions (except Ontario), an independent electoral boundaries commission is established to determine the location of electoral boundaries. Federally, a separate boundaries commission is established for each province. Electoral boundaries commissions usually consist of a chairperson and two to five members. In some cases, the position of chairperson is reserved for a specific member of the commission, such as the Chief Electoral Officer (Quebec), or a judge or retired judge (Yukon, Northwest Territories and Nunavut). Usually, the chairperson is appointed by Order in Council, except in Canada, and Newfoundland and Labrador, where the chairperson is appointed by the Chief Justice. Members are generally appointed by the Speaker of the House of Commons or Legislative Assembly or by Order in Council. The legislation in most jurisdictions explicitly states that any person sitting as a member

of Parliament or of a Legislative Assembly is ineligible for a boundaries commission. The remuneration for an electoral boundaries commission is fixed by the Lieutenant Governor in Council, Commissioner or Commissioner in Executive Council, as the case may be, except in Quebec, where it is linked to the public service salary scale.

All jurisdictions require electoral boundaries commissions to conduct public hearings on proposed changes. The commissions use such hearings to determine social and economic factors that may influence the location of the boundaries. In general, these hearings are conducted at such times and places as the commission deems necessary. Most jurisdictions require reasonable public notice; in Canada and Saskatchewan, notice must be given at least 60 days and 30 days, respectively, before the hearings. In these two jurisdictions, any person interested in making a presentation to the commission is required to express that interest in writing to the secretary of the commission within a specified time.

All electoral boundaries commissions are required to report their recommendations to the House of Commons or to a Legislative Assembly. In Canada, Nova Scotia, New Brunswick, Quebec, Alberta, British Columbia and Yukon, a preliminary report is also required. In most cases, the law is explicit that new legislation must be introduced to implement the commission's recommendations. The jurisdictions of Canada, Quebec, Saskatchewan, Alberta and Yukon require boundary changes to come into force either upon dissolution of Parliament or the Legislative Assembly, or before the following election. In all other jurisdictions, the date that the new boundaries come into effect is specified in the legislation authorizing the boundary changes. As a matter of practice, however, this also occurs upon the dissolution of the Legislative Assembly or before the next election.

Table B.1 Frequency of redistribution and criteria for determining boundaries

|                           | F  | Redistribution                  |   |  | Criteria   |
|---------------------------|--|---------------------------------|---|--|--|
| Jurisdiction              | Frequency  | Date of last redistribution     | Number of electoral districts after last redistribution | Electoral quota  | Deviance   |
| Canada                    | After every decennial census                     | 1996                            | 301   | Population of each province divided by number of electoral districts in province | 25% of electoral quota   |
| Newfoundland and Labrador | Every 10 years                                   | 1993                            | 48  | Population of province divided by 47   | 10% of electoral quota   |
| Prince Edward Island      | After every third general election               | 1994                            | 27  | -  | 25% of average number of electors in all districts   |
| Nova Scotia               | By March 31, 2002, and thereafter every 10 years | 1992                            | 52  | _  | 25% of average number of electors per constituency   |
| New Brunswick             | Following an Order in Council                    | 1993                            | 55  | Average electoral district will have 9 411 electors                              | 25% of 9 411 (average electoral district voter population)   |
| Quebec                    | After every second general election              | 2001                            | 125   | Total number of electors divided by number of electoral divisions                | 25% of electoral quota   |
| Ontario <sup>1</sup>      | -  | 1996                            | 103   | _  | -  |
| Manitoba                  | Every 10 years                                   | 1998                            | 57  | Population of province divided by 57   | <ul> <li>North of 53rd parallel: 25% of electoral quota</li> <li>South of 53rd parallel: 10% of electoral quota</li> </ul> |
| Saskatchewan              | Every 10 years                                   | 2002                            | 58  | Total population minus northern population divided by 56                         | South of the dividing line (all constituencies except two): 5% of electoral quota  |
| Alberta                   | After every second general election              | 2002<br>(currently<br>underway) | 83  | -  | 25% of average population, except for up to 4 electoral divisions, which may be up to 50% below average population         |
| British Columbia          | After every second general election              | 1999                            | 79  | -  | 25% of common statistical electoral quota  |
| Yukon                     | After every second general election              | 2001                            | 18  | -  | -  |
| Northwest Territories     | Upon recommendation of<br>Legislative Assembly   | 1999                            | 19  | _  | -  |
| Nunavut                   | Upon recommendation of<br>Legislative Assembly   | 1997                            | 19  | _  | -  |

<sup>&</sup>lt;sup>1</sup> According to Ontario's *Representation Act*, 1996, the electoral boundaries are the same as those established by the federal redistribution process.

Table B.2 Electoral boundaries commissions

| Jurisdiction                 | Composition  | Appointment   | Eligibility   | Remuneration   |
|------------------------------|--|---|---|--|
| Canada                       | One chairperson, two members                                 | Chairperson for each province is appointed by Chief Justice of province; members, by Speaker of House of Commons  | Not eligible: Members of Senate or House of Commons, members of provincial legislative assemblies or legislative councils                               | Fixed by Governor in Council   |
| Newfoundland and<br>Labrador | One chairperson, four members                                | Chairperson is appointed by Chief Justice of Newfoundland and Labrador; members, by Speaker of House of Assembly  | Not eligible: Members of Senate or House of Commons (Canada) or House of Assembly   | As authorized by Lieutenant-<br>Governor in Council  |
| Prince Edward Island         | One chairperson, two members                                 | Chairperson is appointed by Lieutenant<br>Governor in Council; members, by Speaker of<br>Legislative Assembly   | Not eligible: Members of Legislative Assembly, members of Parliament (Canada), and employees of Government of Prince Edward Island                      | As determined by Lieutenant<br>Governor in Council   |
| Nova Scotia                  | Varies (determined<br>by a select committee<br>of the House) | Chairperson and members are appointed by a select committee of the House  | -   | _  |
| New Brunswick                | Two co-chairpersons, four members                            | Co-chairpersons and members are appointed by Order in Council   | -   | -  |
| Quebec                       | One chairperson, two commissioners                           | Chairperson must be Chief Electoral Officer; commissioners appointed by Prime Minister of Quebec, with approval of <sup>2</sup> / <sub>3</sub> of National Assembly                                 | Must be qualified electors  | For each day of sitting, commissioners are entitled to 1% of minimum salary received annually by a Class V administrator |
| Ontario <sup>1</sup>         | _  | _   | -   | _  |
| Manitoba                     | Three members  | Members must be: Chief Justice of Manitoba,<br>President of The University of Manitoba, and<br>Chief Electoral Officer  | (see Appointment)   | As fixed by Lieutenant<br>Governor in Council  |
| Saskatchewan                 | One chairperson, two members                                 | Chairperson is appointed by Lieutenant<br>Governor in Council; members, by Lieutenant<br>Governor in Council on advice of leaders of the<br>opposition and other members of Legislative<br>Assembly | Must be a resident of Saskatchewan; may not be: member of Legislative Assembly, member of Parliament (Canada), or member of Saskatchewan public service | As fixed by Lieutenant<br>Governor in Council  |

<sup>&</sup>lt;sup>1</sup> According to Ontario's *Representation Act*, 1996, the electoral boundaries are the same as those established by the federal redistribution process.

Table B.2 Electoral boundaries commissions (cont.)

| Jurisdiction          | Composition                   | Appointment   | Eligibility   | Remuneration   |
|-----------------------|-------------------------------|---|---|--|
| Alberta               | One chairperson, four members | Chairperson is appointed by Lieutenant<br>Governor in Council; members, by Speaker of<br>Legislative Assembly – two on nomination of<br>Leader of the Opposition and two on<br>nomination of President of Executive Council   | <ul> <li>Chairperson must be one of the following: Ethics Commissioner, Auditor General, president of a post-secondary educational institution in Alberta, a judge or retired judge of any court in Alberta, or a person whose qualifications are deemed to be similar to those of the above</li> <li>Members must be Canadian citizens, resident in Alberta, and at least 18 years old</li> <li>Members of Legislative Assembly are ineligible</li> <li>Of the pairs of nominees presented to Speaker, one member must reside in a city, and the other must reside outside a city</li> </ul> | As prescribed by Lieutenant<br>Governor in Council       |
| British Columbia      | One chairperson, two members  | Lieutenant Governor in Council appoints the following: a judge or retired judge of Supreme Court or Court of Appeal; a person who is not a member of Legislative Assembly or an employee of government and who is nominated by Speaker of Legislative Assembly; and Chief Electoral Officer     One member appointed as chair | (see Appointment)   | As prescribed by Lieutenant<br>Governor in Council       |
| Yukon                 | One chairperson, four members | Commission members are appointed by Commissioner in Executive Council   | <ul> <li>Chairperson must be a judge or retired judge of<br/>Supreme Court of the Yukon</li> <li>Members must be Chief Electoral Officer and Yukon<br/>resident chosen by each leader of a registered<br/>political party represented in Legislative Assembly</li> </ul>  | As prescribed by<br>Commissioner in Executive<br>Council |
| Northwest Territories | One chairperson, two members  | Chairperson and members are appointed by Commissioner on advice of Legislative Assembly   | Chairperson must be a judge or retired judge of Supreme Court or Court of Appeal; may not be a member of Legislative Assembly, a municipal council or a settlement council  | As determined by Commissioner                            |
| Nunavut               | One chairperson, two members  | Chairperson and members are appointed by Commissioner on advice of Legislative Assembly   | Chairperson must be a judge or retired judge of<br>Supreme Court or Court of Appeal; may not be a<br>member of Legislative Assembly or of a municipal<br>council  | As determined by Commissioner                            |

Table B.3 Public hearings

| Jurisdiction                 | Frequency   | Public notice  | Notice of representation  |
|------------------------------|---|--|---|
| Canada                       | At such times and places as commission deems necessary, with at least one sitting in each province  | At least 60 days before start of sittings, notice of sittings must be published in <i>Canada Gazette</i> and at least one newspaper of general circulation in province | Within 53 days of last public notice, a person desiring to make a presentation at hearings must notify secretary of commission, in writing, indicating his or her name, address and nature of the presentation  |
| Newfoundland and<br>Labrador | Times and places determined by commission, with at least one sitting in island portion of province and one sitting in Labrador  | Commission must publish reasonable notice of sittings in at least one newspaper of general circulation in province at least 10 days before start of sittings           | _   |
| Prince Edward Island         | Times and places determined by commission   | Commission must give reasonable public notice of hearings  | -   |
| Nova Scotia                  | Times and places determined by commission   | -  | -   |
| New Brunswick                | Times and places determined by commission   | -  | -   |
| Quebec                       | <ul> <li>Within 6 months of tabling preliminary report, commission must hold hearings in the various regions of Quebec</li> <li>Commission then has 4 additional months for hearings on amendments to preliminary report</li> </ul> | Commission must give notice of hearings  | _   |
| Ontario <sup>1</sup>         | -   | _  | _   |
| Manitoba                     | Times and places determined by commission   | Commission must give reasonable public notice of times and places of hearings  | -   |
| Saskatchewan                 | Times and places determined by commission   | At least 30 days before a hearing, commission must advertise time and place of hearing in a newspaper having general circulation in that area                          | At least 15 days before a hearing, a person interested in making a presentation to the commission must inform secretary of commission, in writing, of his or her name and address, a summary of the presentation, and his or her political, financial or other interest |
| Alberta                      | Times and places determined by commission   | Commission must give reasonable public notice of time, place and purpose of any public hearings  | _   |
| British Columbia             | Times and places determined by commission   | Commission must give reasonable public notice of time, place and purpose of any public hearings  | -   |

<sup>&</sup>lt;sup>1</sup> According to Ontario's *Representation Act*, 1996, the electoral boundaries are the same as those established by the federal redistribution process.

# Table B.3 Public hearings (cont.)

| Jurisdiction          | Frequency                                 | Public notice   | Notice of representation |
|-----------------------|---|---|--------------------------|
| Yukon                 | Times and places determined by commission | Commission must give reasonable public notice of time, place and purpose of any public hearings | -                        |
| Northwest Territories | Times and places determined by commission | Commission must give reasonable public notice of hearings                                       | -                        |
| Nunavut               | Times and places determined by commission | Commission must give reasonable public notice of hearings                                       | -                        |

 Table B.4 Submission of report to Parliament or Legislative Assembly

|                              | Submission   | on of report  |   | Coming into force of boundary   |
|------------------------------|--|---|---|---|
| Jurisdiction                 | Submitted to   | Time limits for submission or deliberation  | Procedure for enactment   | changes   |
| Canada                       | <ul> <li>Report submitted to Chief         Electoral Officer who transmits a         copy to Speaker, who lays a copy         before House of Commons, which         refers report to committee</li> <li>Report and any objections         returned to Chief Electoral Officer         for delivery to commission</li> <li>Commission returns a copy of         report, with or without amendment,         to Chief Electoral Officer for         transmission to Speaker</li> </ul> | <ul> <li>Commission submits initial report within 1 year of receiving copy of return from Chief Electoral Officer</li> <li>Objections filed with committee within 30 days and considered by committee within 30 days thereafter</li> <li>Commission has 30 days to consider any objections raised by committee</li> </ul> | Chief Electoral Officer transmits to<br>Minister a draft representation order,<br>which must be declared in force by<br>proclamation by Governor in Council<br>within 5 days of having been<br>received by Minister | Effective on first dissolution of Parliament that occurs at least 1 year after proclamation |
| Newfoundland and<br>Labrador | Report submitted to Minister, who transmits a copy to Lieutenant-Governor in Council and lays a copy before Legislature  | A copy of report laid before Legislature within 15 days of submission of report to Lieutenant- Governor in Council if Legislature is sitting, or if it is not sitting, within 15 days after start of next session   | _   | Effective on date specified in Act  |
| Prince Edward Island         | •  |   | _   | Effective on date specified in Act  |
| Nova Scotia                  | Report submitted to House of Assembly; Premier tables report   | Report tabled next sitting day of<br>House of Assembly, or if House is<br>not sitting, then within 10 days of<br>opening of next session  | Within 10 sitting days after final report tabled in House, the government introduces legislation to implement final report's recommendations  | Effective on date specified in Act  |

Table B.4 Submission of report to Parliament or Legislative Assembly (cont.)

|                      | Submissio  | n of report  |   | Coming into force of boundary  |  |
|----------------------|--|--|---|--|--|
| Jurisdiction         | Submitted to   | Time limits for submission or deliberation   | Procedure for enactment   | changes  |  |
| New Brunswick        | <ul> <li>Interim report submitted to Clerk of Legislative Assembly, and referred to committee composed of 7 members of the Assembly and 1 person from each registered political party without representation in Legislative Assembly</li> <li>Committee reports its recommendations to Legislative Assembly</li> <li>Clerk forwards recommendations to commission, which then produces final report and submits it to Clerk</li> </ul> | Committee considers interim report within 120 days of receiving it   | _   | Effective on date specified in Act   |  |
| Quebec               | <ul> <li>Preliminary report submitted to<br/>President or Secretary General of<br/>National Assembly; President of<br/>National Assembly tables report</li> <li>Must be submitted for examination<br/>to Committee on the National<br/>Assembly</li> <li>Final report submitted to President<br/>or Secretary General of National<br/>Assembly, who tables it before<br/>National Assembly</li> </ul>                                  | <ul> <li>Preliminary report submitted within 12 months of second general election following last redistribution</li> <li>Report tabled within 15 days of receipt, or if National Assembly is not sitting, then within 15 days after opening of next session</li> <li>Final report debated (for maximum of 5 hours) within 5 days of tabling</li> </ul> | Not later than 10 days following debate, commission establishes boundaries and names of divisions and publishes list in <i>Gazette</i> officielle du Québec | Upon dissolution of National<br>Assembly, unless dissolution occurs<br>less than 3 months after publication<br>of list |  |
| Ontario <sup>1</sup> | _  |  |   | -  |  |

<sup>&</sup>lt;sup>1</sup> According to Ontario's *Representation Act*, 1996, the electoral boundaries are the same as those established by the federal redistribution process.

Table B.4 Submission of report to Parliament or Legislative Assembly (cont.)

|                  | Submission   | on of report   |  | Coming into force of boundary  |
|------------------|--|--|--|--|
| Jurisdiction     | Submitted to   | Time limits for submission or deliberation   | Procedure for enactment  | changes  |
| Manitoba         | Report submitted to Lieutenant<br>Governor in Council and to<br>President of Council, who lays a<br>copy before Legislative Assembly                                 | Report laid before Legislative Assembly immediately, or if it is not sitting, then within 7 days of opening of next session  | _  | Effective on date specified in Act                                   |
| Saskatchewan     | Final report submitted to Speaker of Legislative Assembly, who lays report before Legislative Assembly; or to Clerk of Legislative Assembly, if it is not in session | Submission to Speaker of Legislative Assembly within 6 months of establishment of commission; must be laid before Legislative Assembly or Clerk within 15 days of Speaker having received report   | Minister introduces bill for establishment of new constituencies in same session   | Upon proclamation, which must be issued before next general election |
| Alberta          | Interim report and final report<br>submitted to Speaker of Legislative<br>Assembly; final report laid before<br>Legislative Assembly                                 | <ul> <li>Interim report submitted within 7 months of appointment of commission</li> <li>Final report may be submitted within 5 months of submission of interim report; must be laid before Legislative Assembly immediately, or if it is not sitting, then within 7 days of beginning of next session</li> </ul> | Government introduces bill to establish new electoral divisions at same session if Assembly approves, or approves with alterations, commission's proposals | Upon proclamation, which must be issued before next general election |
| British Columbia | Report submitted to Speaker of<br>Legislative Assembly; commission<br>may also submit any amendments<br>to report to Speaker   | <ul> <li>Submitted within 12 months of appointment of commission; amendments may be submitted within 6 months of initial submission</li> <li>Report and any amendments laid before Legislative Assembly immediately, or if it is not in session, then within 7 days of beginning of next session</li> </ul>      | At same session Government introduces bill to establish new electoral districts  | Effective on date specified in Act                                   |

Table B.4 Submission of report to Parliament or Legislative Assembly (cont.)

|                       | Submission  | on of report   |   | Coming into force of boundary                                 |  |
|-----------------------|---|--|---|---|--|
| Jurisdiction          | Submitted to Time limits for submission or deliberation   |  | Procedure for enactment   | changes   |  |
| Yukon                 | Interim report submitted to Speaker, who tables it in Legislative Assembly, or if it is not sitting, delivers copies to all members of Legislative Assembly; final report submitted in same manner                        | Interim report completed within 7 months of date commission was appointed; final report filed within 5 months of interim report            | Government introduces bill to establish new electoral districts no later than sitting of Assembly that follows sitting in which report was tabled | Upon dissolution of Legislative Assembly that passed the bill |  |
| Northwest Territories | Submitted to Speaker and Clerk of Legislative Assembly; after report has been considered by Legislative Assembly, Speaker provides a copy of report to Minister of Indian Affairs and Northern Development                | Submitted within time fixed by<br>Legislative Assembly, or if no time is<br>fixed, a reasonable time after<br>commission starts its review | _   | Effective on date specified in Act                            |  |
| Nunavut               | Submitted to Speaker and Clerk of<br>Legislative Assembly; after report<br>has been considered by Legislative<br>Assembly, Speaker provides a copy<br>of report to Minister of Indian Affairs<br>and Northern Development | Submitted within time fixed by<br>Legislative Assembly, or if no time is<br>fixed, a reasonable time after<br>commission starts its review | -   | Effective on date specified in Act                            |  |

In all jurisdictions, a Chief Electoral Officer (Chief Election Officer in Ontario) is responsible for the administration of elections. As the highest-ranking election official, the Chief Electoral Officer is usually responsible for all aspects of electoral administration, including enforcing fairness and impartiality on the part of election officers and ensuring compliance with the legislation governing elections. In most cases, the Chief Electoral Officer may, during an election, exercise emergency powers to extend deadlines, change or amend forms, or adapt the Act to meet the circumstances. Everywhere except in New Brunswick. the Chief Electoral Officer also administers the provisions and regulations related to the financing of political parties and candidates. In New Brunswick, the Commission on Election Financing, headed by the Supervisor of Political Financing, was established for that purpose.

In Canada, Newfoundland and Labrador, Quebec and Saskatchewan, the Chief Electoral Officer is appointed by a resolution of the House of Commons or legislature. In all other jurisdictions, the Chief Electoral Officer is appointed by the Lieutenant Governor in Council (except in British Columbia where the Chief Electoral Officer is appointed by the Lieutenant Governor), or in the territories, by the Commissioner or Commissioner in Executive Council. In the case of New Brunswick, Ontario, Alberta, British Columbia, the Northwest Territories and Nunavut, the appointment is, however, made on the recommendation of the Legislative Assembly. In some jurisdictions, the Chief Electoral Officer is appointed for a specific period. That is the case in Quebec (seven years). Alberta (one year after a general election), and Saskatchewan and British Columbia (one year after every second general election).

In all jurisdictions, the Chief Electoral Officer reports to the Speaker of the House of Commons or legislature. As a rule, a report is required from the Chief Electoral Officer after every general election, describing the event and typically including his or her recommendations for desirable amendments to the electoral legislation. Newfoundland and Labrador, Quebec, Manitoba, Saskatchewan, Alberta and

British Columbia require the Chief Electoral Officer to produce an annual report describing the activities of the Office.

Various additional election officers are appointed to conduct elections. These officers include the returning officer (or district electoral officer in British Columbia), who is responsible for the conduct of an election at the electoral district level. In Newfoundland and Labrador, Quebec, Manitoba, British Columbia, the Northwest Territories and Nunavut, returning officers are appointed by the Chief Electoral Officer; in all other cases they are appointed by the Governor or Lieutenant Governor in Council (Commissioner in Executive Council in Yukon). In most cases, returning officers may appoint an assistant or deputy returning officer, or both. In Prince Edward Island, British Columbia and Yukon, this task is the responsibility of the Chief Electoral Officer.

As a rule, returning officers also appoint the election officers who register electors or work in polling stations. In some cases, these officers must be appointed from a list of names supplied by the political parties that finished first and second in the previous election in that electoral district.

The salary of all election officers is determined according to a tariff of fees, generally fixed by the Lieutenant Governor in Council (except in the territories and in Newfoundland and Labrador). In Quebec, the government sets it by regulation.

Table C.1 Chief Electoral Officer and commissions on election financing

| Jurisdiction                 |                                   | Chief Electoral Offi   | cer   | Commis      | sion on Election Fin | ancing  |
|------------------------------|-----------------------------------|--|---|-------------|----------------------|---------|
| Julisdiction                 | Appointed by                      | Term of office   | Reports to Speaker  | Appointment | Term of office       | Reports |
| Canada                       | Resolution of House of Commons    | Ceases to hold office at<br>65 years of age, or may<br>be removed for cause by<br>Governor General on<br>address of House of<br>Commons and Senate | <ul> <li>Within 90 days of return of writ,<br/>Chief Electoral Officer reports on<br/>administration of Office since last<br/>report or since issuance of writs,<br/>including any issues that should<br/>be brought to attention of House<br/>of Commons</li> <li>As soon as possible after a<br/>general election, Chief Electoral<br/>Officer reports on any<br/>amendments that he or she<br/>deems desirable for better<br/>administration of Act</li> </ul> | -           | _                    | -       |
| Newfoundland and<br>Labrador | Resolution of House of Assembly   | May only be removed by a resolution of House of Assembly   | Chief Electoral Officer reports annually on affairs of his or her Office  | _           | _                    | -       |
| Prince Edward Island         | Lieutenant Governor in<br>Council | -  | Before or within 10 days of start of session, Chief Electoral Officer may report on any matter related to administration of Office since last report or on any amendments to Act that he or she deems desirable for better administration of Act  | -           | _                    | -       |
| Nova Scotia                  | Governor in Council               | -  | Before or within 10 days of start of session, Chief Electoral Officer may report on any matter in connection with administration of Office since last report or on any amendments to Act that he or she deems desirable for better administration of Act  | -           | _                    | -       |

Table C.1 Chief Electoral Officer and commissions on election financing (cont.)

| Jurisdiction  |   | Chief Electoral O | Commission on Election Financing   |  |                                     |  |
|---------------|---|-------------------|--|--|-------------------------------------|--|
|               | Appointed by  | Term of office    | Reports to Speaker   | Appointment  | Term of office                      | Reports  |
| New Brunswick | Lieutenant-Governor in<br>Council, on<br>recommendation of<br>Legislative<br>Administration<br>Committee or other<br>designated committee | _                 | Before or during any session, Chief Electoral Officer reports on any matter or event that occurred relating to any election since date of his or her last report   | Supervisor of Political Financing appointed by Lieutenant- Governor in Council on recommendation of Assembly | Supervisor holds office for 5 years | Annual report<br>submitted to<br>Legislative<br>Assembly |
| Quebec        | National Assembly, on a motion of Prime Minister of Quebec, by a resolution of 2/3 of its members   | 7 years           | <ul> <li>If Chief Electoral Officer adapts         Act in a case of emergency, a         report must be made within         30 days of polling day or end of         revision period</li> <li>After an election, Chief Electoral         Officer publishes, as soon as         possible, a detailed report on         election containing, in particular,         results for each electoral division</li> <li>A report on the activities of Chief         Electoral Officer, including a         financial report for preceding         fiscal year, must be submitted no         later than September 30 of each         year</li> </ul> | _  | _                                   | _  |

 Table C.1 Chief Electoral Officer and commissions on election financing (cont.)

| Jurisdiction |  | Chief Electoral Officer   |  |                |         | ancing |
|--------------|--|---|--|----------------|---------|--------|
| ourisalction | Appointed by   | Term of office  | Reports to Speaker   | Term of office | Reports |        |
| Ontario      | Lieutenant Governor in<br>Council, on address of<br>Legislative Assembly | -   | <ul> <li>Within 12 months after polling day, Chief Election Officer reports on the voting equipment, vote-counting equipment or alternative voting methods</li> <li>Makes recommendations to Speaker with respect to amending Act so as to adopt voting equipment, vote-counting equipment or alternative voting methods used in the election</li> </ul> | _              | -       |        |
| Manitoba     | Lieutenant Governor in<br>Council  | Must be retired by December 31 of year in which he or she reaches age of 69 | Chief Electoral Officer reports<br>annually on his or her work and<br>reports on conduct of each election<br>after each election; report may<br>include recommendations for<br>legislative amendments  | -              | -       | -      |

Table C.1 Chief Electoral Officer and commissions on election financing (cont.)

| Jurisdiction |  | Chief Electoral Offi   | cer  | Commis      | sion on Election Fir | nancing |
|--------------|--|--|--|-------------|----------------------|---------|
| Julisdiction | Appointed by   | Term of office   | Reports to Speaker   | Appointment | Term of office       | Reports |
| Saskatchewan | Resolution of Legislative Assembly   | Until 12 months after day of return of writ for second general election for which he or she is responsible                       | <ul> <li>Chief Electoral Officer reports on conduct of election within 60 days after polling day if emergency action is taken during an election; if not, as soon as possible after an election</li> <li>Report summarizes returns and reports from registered political parties and candidates, use of mobile polls, applications for party registration and disposal of those applications, and any other information that Speaker may direct</li> <li>Chief Electoral Officer reports annually on progress and activities of previous year</li> </ul> | _           | _                    |         |
| Alberta      | Lieutenant Governor in<br>Council, on<br>recommendation of<br>Legislative Assembly | Until 12 months after polling day for a general election unless reappointed prior to that date by Lieutenant Governor in Council | <ul> <li>Chief Electoral Officer reports<br/>after each enumeration, general<br/>election, election under<br/>Senatorial Selection Act,<br/>by-election or plebiscite</li> <li>Chief Electoral Officer reports<br/>annually on exercise of his or her<br/>functions under Act</li> </ul>   | -           | -                    | -       |

Table C.1 Chief Electoral Officer and commissions on election financing (cont.)

| Jurisdiction          |   | Chief Electoral Offi   | cer   | Commis      | sion on Election Fin | ancing  |
|-----------------------|---|--|---|-------------|----------------------|---------|
| Juliauction           | Appointed by  | Term of office   | Reports to Speaker  | Appointment | Term of office       | Reports |
| British Columbia      | Lieutenant Governor on recommendation of Legislative Assembly | dation of of return of writ for following reports: an annual report; |   | _           | _                    | -       |
| Yukon                 | Commissioner in Executive Council                             | _  | Chief Electoral Officer may, at any time, report on any matter in connection with his or her duties or on any amendments to Act that are desirable for better administration of Act               | _           | -                    | -       |
| Northwest Territories | Commissioner, on recommendation of Legislative Assembly       | _  | Within 6 months after a general election, Chief Electoral Officer reports on any matter connected to administration of Act and any amendments that are desirable for better administration of Act | -           | -                    | -       |
| Nunavut               | Commissioner, on recommendation of Legislative Assembly       | -  | Within 6 months after a general election, Chief Electoral Officer reports on any matter connected to administration of Act and any amendments desirable for better administration of Act          | _           | -                    | -       |

Table C.2 Appointment of election officers

| Jurisdiction                 | Appointments made<br>by Governor or<br>Lieutenant Governor<br>in Council | Appointments made by Chief<br>Electoral Officer  |  |   |
|------------------------------|--|--|--|---|
| Canada                       | Returning officers   | Special Voting Rules     Administrator     Special ballot officers (6): 3 on advice of Prime Minister, 2 on advice of Leader of Opposition, 1 on advice of leader of registered party that has third largest number of members in House of Commons   | <ul> <li>Assistant returning officers</li> <li>Registration officers and revising agents, from lists submitted by political parties that finished first and second in last election in electoral district</li> <li>Deputy returning officers, from a list submitted by political party that finished first in last election in electoral district</li> <li>Poll clerks, from a list submitted by political party whose candidate finished second in last election in electoral district</li> <li>Central poll supervisors, where a central polling place has more than 4 polling stations</li> <li>Information officers, with approval of Chief Electoral Officer, where there is a central polling place</li> </ul> | Interpreters                                    |
| Newfoundland and<br>Labrador | -  | Returning officers     Special Ballot Administrator  | Election clerks and deputy returning officers, with approval of Chief Electoral Officer     Enumerators, under direction of Chief Electoral Officer  | Poll clerks, with approval of returning officer |
| Prince Edward Island         | Returning officers   | <ul> <li>Enumerators, from lists submitted by the 2 registered political parties whose candidates came first and second in last election in electoral district</li> <li>Deputy returning officers, from a list submitted by registered political party that elected most members at last election</li> </ul> | Election clerk   | Poll clerks                                     |

Table C.2 Appointment of election officers (cont.)

| Jurisdiction  | Appointments made<br>by Governor or<br>Lieutenant Governor<br>in Council | Appointments made by Chief<br>Electoral Officer | Appointments made by returning officer   | Appointments<br>made by deputy<br>returning officer |
|---------------|--|---|--|---|
| Nova Scotia   | Returning officers   | _   | <ul> <li>Constable</li> <li>Election clerk</li> <li>2 enumerators and 2 revising agents, from lists submitted by the 2 political parties whose candidates received the highest and second highest number of votes at last election in electoral district</li> <li>Revision assistants</li> <li>Deputy returning officers from list supplied by candidate of political organization whose candidate was elected in electoral district</li> <li>Poll clerks from list supplied by political organization whose candidate came second in electoral district</li> <li>Supervising deputy returning officers, where a central polling place has 5 or more polling stations</li> <li>Presiding officers</li> </ul> | <ul><li>Interpreters</li><li>Constable</li></ul>    |
| New Brunswick | Returning officers   | _   | <ul> <li>Election clerk</li> <li>Enumerators</li> <li>Deputy returning officers</li> <li>Poll clerks</li> <li>Supervisory deputy returning officers, where a building has 4 or more polling stations</li> </ul>  | Interpreters  |

Table C.2 Appointment of election officers (cont.)

| Jurisdiction | Appointments made<br>by Governor or<br>Lieutenant Governor<br>in Council | Appointments made by Chief<br>Electoral Officer   | Appointments made by returning officer   | Appointments<br>made by deputy<br>returning officer |
|--------------|--|---|--|---|
| Quebec       |  | Returning officers, after a competition among qualified electors     Reviser, to act as chairman of board of revisers | <ul> <li>Assistant returning officer</li> <li>Enumerators, 2 per polling subdivision: 1 on advice of party that won last election, or the elected independent member; the other on advice of party that finished second</li> <li>Revisers, 3 per board, the first 2 appointed as above</li> <li>Revising agents, in groups of 2, appointed to one or several boards of revisers</li> <li>Deputy returning officers, recommended by authorized party whose candidate won last election</li> <li>Poll clerks, recommended by candidate of authorized party whose candidate finished second at last election</li> <li>Information officers</li> <li>3-member panel in every polling station to verify elector identity; one member recommended by candidate of party that won last election, second recommended by candidate of party that came second</li> <li>Officers in charge of voters list, 2 per polling station, recommended as above</li> </ul> |   |
| Ontario      | Returning officers   | _   | <ul> <li>Election clerk</li> <li>Enumerators (2), representing two different political interests</li> <li>Revision assistants</li> <li>Revising agents</li> <li>Deputy returning officers from a list submitted by candidate of registered party in power</li> <li>Poll clerks representing a different political interest than deputy returning officers, from a list submitted by candidate of political interest that at most recent election received the highest or next highest number of votes, as the case may be, in electoral district</li> <li>Interpreters (in special circumstances)</li> </ul>   | -   |

Table C.2 Appointment of election officers (cont.)

| Jurisdiction | Appointments made<br>by Governor or<br>Lieutenant Governor<br>in Council | Appointments made by Chief<br>Electoral Officer | Appointments made by returning officer   | Appointments<br>made by deputy<br>returning officer |
|--------------|--|---|--|---|
| Manitoba     | -  | Returning officers                              | <ul> <li>Assistant returning officers, with approval of Chief Electoral Officer</li> <li>Enumerators</li> <li>Revising agents</li> <li>Revising officers</li> <li>Deputy returning officers</li> <li>Poll clerks</li> <li>Senior deputy returning officers, where a building has more than 3 polls</li> <li>Registration officers</li> <li>Constables</li> </ul>   | <ul><li>Interpreters</li><li>Constables</li></ul>   |
| Saskatchewan | Returning officers   | Assistant Chief Electoral Officer               | <ul> <li>Election clerk</li> <li>Enumerators</li> <li>Deputy returning officers</li> <li>Supervisory deputy returning officers, where a central polling place has 5 or 6 polling divisions</li> </ul>  | Poll clerks     Interpreters                        |
| Alberta      | Returning officers   | -   | <ul> <li>Election clerk</li> <li>Enumerators, from lists submitted by local constituency association of registered party in power and by registered political party not in power whose candidate received highest or next highest number of votes in electoral division in last election</li> <li>Deputy returning officers</li> <li>Poll clerks</li> <li>Supervisory deputy returning officers, where a polling place has 2 or more polling stations</li> <li>Special constables</li> </ul> | Interpreters     Special constables                 |

Table C.2 Appointment of election officers (cont.)

| Jurisdiction          | Appointments made<br>by Governor or<br>Lieutenant Governor<br>in Council  | Appointments made by Chief<br>Electoral Officer  | Appointments made by returning officer   | Appointments<br>made by deputy<br>returning officer                        |
|-----------------------|---|--|--|--|
| British Columbia      | -   | <ul> <li>District electoral officers</li> <li>Deputy district electoral officers</li> <li>District registrar of voters, deputy district registrar of voters</li> </ul> | <ul> <li>Supervising voting officers, where a voting place has more than 1 voting station</li> <li>Special ballot coordinators</li> </ul>  | -  |
| Yukon                 | Returning officers,<br>after consultation with<br>Chief Electoral Officer | Assistant returning officers   | <ul> <li>Enumerators</li> <li>Revising officers</li> <li>Deputy returning officers</li> <li>Poll attendants</li> <li>Interpreters</li> <li>Ballot box messengers</li> </ul>                              | <ul><li>Poll clerks</li><li>Poll attendants</li><li>Interpreters</li></ul> |
| Northwest Territories | -   | Returning officers   | <ul> <li>Assistant returning officers</li> <li>Enumerators</li> <li>Deputy returning officers</li> <li>Central poll supervisors, where a central polling place has 5 or more polling stations</li> </ul> | Poll clerks     Interpreters   |
| Nunavut               | -   | Returning officers   | <ul> <li>Assistant returning officers</li> <li>Enumerators</li> <li>Deputy returning officers</li> <li>Central poll supervisors, where a central polling place has 5 or more polling stations</li> </ul> | <ul><li>Poll clerks</li><li>Interpreters</li></ul>                         |

Table C.3 Staff and payment

| Jurisdiction   | Staff of Chief Electoral Officer  | Tariff of fees fixed by  | Payment from  |  |
|--|---|--|---|--|
| Canada   | Assistant Chief Electoral Officer and any other officers, clerks and employees that may be required   | Governor in Council, on recommendation of Chief Electoral Officer                                  | Unappropriated moneys forming part of Consolidated Revenue Fund |  |
| Newfoundland and Labrador  | Officers, clerks and any employees Chief<br>Electoral Officer considers necessary, with<br>approval of Commission of Internal Economy of<br>House of Assembly | Electoral Officer considers necessary, with approval of Commission of Internal Economy of Assembly |   |  |
| Prince Edward Island   | Deputy Chief Electoral Officer and any employees Chief Electoral Officer considers necessary  | Lieutenant Governor in Council, upon recommendation of Chief Electoral Officer                     | Moneys appropriated for that purpose                            |  |
| Nova Scotia  | Assistant Chief Electoral Officer and any employees Chief Electoral Officer considers necessary   | Governor in Council, upon recommendation of Chief Electoral Officer                                | Consolidated Fund of Province                                   |  |
| New Brunswick  | Assistant Chief Electoral Officer and any employees Chief Electoral Officer considers necessary   | Lieutenant-Governor in Council   | Minister of Finance, out of Consolidated Fund                   |  |
| Quebec   | Assistant Chief Electoral Officer and Chairman of Commission de la représentation électorale, and any persons Chief Electoral Officer considers necessary     | Government   | Consolidated Fund of Province                                   |  |
| Ontario  | Any persons Chief Election Officer considers necessary  | Lieutenant Governor in Council   | Money appropriated by Legislature                               |  |
| Manitoba  Deputy Chief Electoral Officer and any employees Chief Electoral Officer considers necessary |   | Lieutenant Governor in Council   | Consolidated Fund   |  |
| Saskatchewan   | Assistant Chief Electoral Officer and any persons Chief Electoral Officer considers necessary   | Lieutenant Governor in Council   | General Revenue Fund  |  |
| Alberta  | Deputy Chief Electoral Officer and any officers<br>Chief Electoral Officer considers necessary  | _  | Legislature, as prescribed by Chief Electoral Officer           |  |

Table C.3 Staff and payment (cont.)

| Jurisdiction          | Staff of Chief Electoral Officer   | Tariff of fees fixed by  | Payment from                         |  |
|-----------------------|--|--|--------------------------------------|--|
| British Columbia      | Deputy Chief Electoral Officer and any employees Chief Electoral Officer considers necessary                 | Lieutenant Governor in Council   | Consolidated Revenue Fund            |  |
| Yukon                 | Assistant Chief Electoral Officer and any officers and employees Chief Electoral Officer considers necessary | Commissioner in Executive Council, after consultation with Chief Electoral Officer | Yukon Consolidated Revenue Fund      |  |
| Northwest Territories | Any persons Chief Electoral Officer considers necessary  | Commissioner, on recommendation of Chief Electoral Officer                         | Moneys appropriated for that purpose |  |
| Nunavut               | Any persons Chief Electoral Officer considers necessary  | Commissioner, on recommendation of Chief Electoral Officer                         | Moneys appropriated for that purpose |  |

Every Canadian citizen is guaranteed the right to vote by the Canadian Charter of Rights and Freedoms (section 3). This right is, however, restricted by law. All jurisdictions require an elector to be at least 18 years old and a Canadian citizen. In Nova Scotia and Saskatchewan, individuals who are British subjects are also qualified to vote. However, some jurisdictions explicitly disqualify from voting the Chief Electoral Officer, the Assistant Chief Electoral Officer, returning officers, inmates, persons with a mental disability, and/or judges. In most provincial and territorial jurisdictions, the elector must also meet residency requirements. As a rule, electors must ordinarily resident either be (in Canada, Newfoundland and Labrador, and Ontario), or be a resident of their province or territory for a period of 6-12 months before polling day, or before the issuance of the writ.

All jurisdictions require an elector to be registered on a list of electors before voting. Seven jurisdictions produce their lists of electors from a permanent register (Canada, Newfoundland and Labrador, New Brunswick, Quebec, Ontario, Alberta and British Columbia). In all of these cases, except for Canada, the respective legislation provides for updates of the register through enumeration or a door-to-door canvassing of electors. In all cases, enumeration may take place outside the electoral period. In most cases, the permanent register may also be updated through data-sharing agreements with other government bodies. In jurisdictions without a permanent register of electors, enumeration takes place during the electoral period, usually in the first week or two weeks. Preliminary lists of electors are produced from an extract of the permanent register of electors or following the enumeration, as the case may be (in Alberta, the preliminary list is called the official list). In Saskatchewan, the preliminary lists are prepared by enumerators; based on these, secondary lists are produced either by returning officers or by the Chief Electoral Officer for use during revision.

In all jurisdictions, there is a revision period, when names may be added to, deleted from, or corrected on the preliminary lists of electors. The length of the revision period varies from one jurisdiction to another. Following revision, revised or official lists of electors are produced for use at the polling stations on polling day or at the advance polls.

An elector whose name does not appear on a list of electors has the option to register on polling day, except in Quebec and Yukon. This process usually requires the elector either to produce identification or take an oath, or both.

Some jurisdictions require that preliminary lists, revised lists, and official lists be provided to candidates or political parties, or both, during the electoral period. Only the legislation of three jurisdictions (Canada, New Brunswick and Alberta) states clearly that the final list of electors (or post-polling day list in Alberta) for each district, which is produced after polling day and includes all revisions and polling day registrations, must also be provided to the elected member of that district and to political parties.

Table D.1 Right to vote

|                              | C   | ualificati | ons  |                               |  | İ                    | Disqualifications (wh   | no may not vo        | te)  |
|------------------------------|---|------------|--|-------------------------------|--|----------------------|---|----------------------|--|
| Jurisdiction                 | Canadian<br>citizenship   | Age        | Residency  | Chief<br>Electoral<br>Officer | Assistant<br>Chief<br>Electoral<br>Officer | Returning<br>officer | Inmates   | Mental<br>disability | Other  |
| Canada                       | Yes   | 18         | Ordinarily resident  | ✓                             | ✓  | -                    | Serving more than 2 years   | -                    | -  |
| Newfoundland and<br>Labrador | Yes   | 18         | Ordinarily resident  | -                             | -  | -                    | -   | -                    | -  |
| Prince Edward Island         | Yes   | 18         | 6 months before date of writ                                       | ✓                             | -  | <b>√</b> 1           | -   | -                    | -  |
| Nova Scotia                  | Yes   | 18         | 6 months before date of writ                                       | ✓                             | -  | ✓                    | Serving 2 years or more   | -                    | -  |
| New Brunswick                | Yes   | 18         | 6 months before date of election                                   | ✓                             | -  | ✓                    | ✓   | ✓                    | Convicted of corrupt or illegal practices in previous 5 years  |
| Quebec                       | Yes   | 18         | 6 months or<br>12 months for<br>elector residing<br>outside Quebec | -                             | -  | _                    | -   | -                    | Convicted of corrupt election practices in previous 5 years     Under guardianship of Public Curator |
| Ontario                      | Yes   | 18         | Ordinarily resident  | -                             | -  | -                    | -   | -                    | -  |
| Manitoba                     | Yes   | 18         | 6 months before polling day  | ✓                             | -  | -                    | Serving 5 years or more <sup>2</sup>                                  | -                    | -  |
| Saskatchewan                 | Yes, or British<br>subject if<br>qualified as of<br>June 23, 1971 | 18         | 6 months before date of writ                                       | <b>V</b>                      | V  | V                    | <b>✓</b>  | -                    | Conviction in previous 5 years for corrupt practices   |
| Alberta                      | Yes   | 18         | 6 months before polling day  | -                             | -  | <b>√</b>             | Serving more<br>than 10 days,<br>unless for non-<br>payment of a fine | -                    | Convicted of corrupt practices during previous 8 years   |
| British Columbia             | Yes   | 18         | 6 months before polling day  | <b>√</b>                      | ✓  | _                    | Serving 2 years or more   | -                    | Convicted of specific offences under<br>Election Act during previous 7 years                         |

<sup>&</sup>lt;sup>1</sup> Except when there is an equality of votes. <sup>2</sup> This provision appears in the Manitoba *Elections Act* (s. 31) but has been ruled of no force or effect by the Manitoba Court of Queen's Bench, 1999.

Table D.1 Right to vote (cont.)

|                       | Qualifications          |     |                                    | Disqualifications (who may not vote) |  |                      |                         |                      |  |
|-----------------------|-------------------------|-----|------------------------------------|--------------------------------------|--|----------------------|-------------------------|----------------------|--|
| Jurisdiction          | Canadian<br>citizenship | Age | Residency                          | Chief<br>Electoral<br>Officer        | Assistant<br>Chief<br>Electoral<br>Officer | Returning<br>officer | Inmates                 | Mental<br>disability | Other  |
| Yukon                 | Yes                     | 18  | 12 months on polling day           | ✓                                    | ✓  | -                    | <b>√</b>                | -                    | -  |
| Northwest Territories | Yes                     | 18  | 12 months<br>before polling<br>day | <b>√</b>                             | -  | <b>/</b>             | Serving 2 years or more | -                    | Convicted of corrupt or illegal practice in previous 7 years |
| Nunavut               | Yes                     | 18  | 12 months<br>before polling<br>day | <b>√</b>                             | -  | ✓                    | Serving 2 years or more | -                    | Convicted of corrupt or illegal practice in previous 7 years |

Table D.2 Registers of electors, enumeration and revision

| Jurisdiction              |          | Permanent register   | r of electors  | Enu         | meration   | - Revision period   | Polling day registration  |
|---------------------------|----------|--|--|-------------|--|---|---|
|                           | Exists   | Contents   | Updates  | Enumeration | Period   |   |   |
| Canada                    | <b>V</b> | Surname, given<br>names, sex, date of<br>birth, civic address<br>and mailing address                                 | From information<br>expressly provided to<br>Chief Electoral Officer<br>by a federal department<br>or body or other reliable<br>source | -           | _  | Starts as soon as possible after issue of writs and ends at 6:00 p.m. on 6th day before polling day | Electors must produce proper identification or take an oath   |
| Newfoundland and Labrador | <b>~</b> | _  | Through enumeration, swear-ins, exchange of information with Chief Electoral Officer of Canada and individual applications             | <b>✓</b>    | Determined by returning officer  | Determined by Chief<br>Electoral Officer  | Electors must produce proper identification and take an oath  |
| Prince Edward Island      | -        | -  | -  | <b>√</b>    | Must start within 48 hours of date of writ and end within 7 days after date of writ            | Determined by returning officer, if enumeration has not been properly conducted                     | Electors must take an oath  |
| Nova Scotia               | <b>√</b> | -  | -  | <b>✓</b>    | Must commence<br>within 5 days after<br>date of writ and<br>continue for 7<br>consecutive days | Determined by Chief<br>Electoral Officer  | Electors must complete application form and provide evidence of identification and residence          |
| New Brunswick             | <b>√</b> | Surname, given<br>names, civic and<br>mailing addresses,<br>sex, date of birth and<br>telephone number<br>(optional) | Through enumeration or<br>through Chief Electoral<br>Officer of Canada or<br>provincial department or<br>agency                        | ✓           | Determined by<br>Chief Electoral<br>Officer  | From 12th to 4th day before polling day   | Electors must produce proper identification and take an oath or may be vouched for by another elector |

Table D.2 Registers of electors, enumeration and revision (cont.)

| Jurisdiction |        | Permanent registe                                | r of electors   | Enu         | meration   | Revision period  | Polling day  |
|--------------|--------|--|---|-------------|--|--|--|
| Junsuiction  | Exists | Contents   | Updates   | Enumeration | Period   | Revision period  | registration   |
| Quebec       |        | Name, residential address, sex and date of birth | Through the Régie de l'assurance maladie du Québec, school boards, the Public Curator <sup>1</sup> , Citizenship and Immigration Canada, provincial and municipal revision; through enumeration, agreements with municipal, provincial and federal bodies, municipal or referendum voters lists |             | Ordered by<br>Government   | From Monday of 3rd week to Thursday of 2nd week before polling day, between 10:00 a.m. and 9:00 p.m. | _  |
| Ontario      |        | _  | Through enumeration,<br>Chief Electoral Officer<br>of Canada, other<br>federal or provincial<br>government agencies or<br>any municipality  | <b>✓</b>    | Determined by<br>Chief Election<br>Officer   | Up to day before polling day   | Electors must produce proper identification and make a statutory declaration or may be vouched for by another elector (only rural electoral districts) |
| Manitoba     | _      | _  | _   | <b>√</b>    | Starts immediately<br>after writ is issued<br>for electoral<br>division and ends<br>3 days before<br>nominations close | From Wednesday after<br>day voters list is<br>completed for<br>4 consecutive days                    | Electors must produce proper identification and take an oath   |

<sup>&</sup>lt;sup>1</sup> Elsewhere known as Public Guardian or Public Trustee

Table D.2 Registers of electors, enumeration and revision (cont.)

| Jurisdiction     |        | Permanent register  | r of electors   | Enu         | meration   | - Revision period  | Polling day registration  |
|------------------|--------|---|---|-------------|--|--|---|
| Julisuiction     | Exists | Contents  | Updates   | Enumeration | Period   |  |   |
| Saskatchewan     | -      | -   | -   | <b>√</b>    | Starts immediately<br>after writ is issued<br>for constituency<br>and ends within<br>10 days   | Any time from posting of secondary <sup>2</sup> voters list until 10:00 p.m. on revision day, the 4th day before polling day   | Electors must make a declaration  |
| Alberta          |        | Name, residential address, mailing address, telephone number, sex, date of birth, and, if person has resided in Alberta for less than 6 months, date person became a resident | Through enumeration,<br>Chief Electoral Officer<br>of Canada, municipal<br>voters lists, or any<br>source available to<br>Chief Electoral Officer |             | Determined by<br>Chief Electoral<br>Officer  | Determined by Chief<br>Electoral Officer with<br>respect to enumeration;<br>during election period,<br>revisions taken from<br>5th day after issue of writ<br>until the Saturday before<br>advance polls | Electors must produce proper identification and take an oath                          |
| British Columbia | 1      | Name, residential<br>address and other<br>information<br>determined by Chief<br>Electoral Officer   | Through enumeration or Insurance Corporation of British Columbia  | ✓           | Commences on<br>1st Monday in<br>May during 3rd<br>calendar year<br>after last general<br>election and is<br>terminated by<br>Chief Electoral<br>Officer | Applications for registration not taken between 8th day after election is called and 2nd day after polling day   | Electors must complete<br>an application form and<br>produce proper<br>identification |

<sup>&</sup>lt;sup>2</sup> The secondary list is produced for revision purposes from the preliminary list prepared by enumerators.

Table D.2 Registers of electors, enumeration and revision (cont.)

| Jurisdiction          |        | Permanent registe | r of electors | Enu         | meration   | Revision period   | Polling day registration   |
|-----------------------|--------|-------------------|---------------|-------------|--|---|----------------------------|
|                       | Exists | Contents          | Updates       | Enumeration | Period   | Nevision period   |                            |
| Yukon                 | -      | -                 | -             | <b>V</b>    | Ends not later<br>than 13th day<br>after issue of writ | 9:00 a.m. to 9:00 p.m. on<br>18th and 19th days after<br>issue of writ, and<br>4:00 p.m. to 9:00 p.m. on<br>28th day after issue of<br>writ | _                          |
| Northwest Territories | _      | -                 | -             | <b>V</b>    | Determined by<br>Chief Electoral<br>Officer            | Determined by Chief<br>Electoral Officer, who<br>fixes 1 day for revision   | Electors must take an oath |
| Nunavut               | _      | -                 | -             | <b>√</b>    | Determined by<br>Chief Electoral<br>Officer            | Determined by Chief<br>Electoral Officer, who<br>fixes 1 day for revision   | Electors must take an oath |

Table D.3 Lists of electors

| Jurisdiction              | Prelimi   | nary list  | Revis                       | ed list   | Offic   | ial list                                     | Final list                            |  |  |
|---------------------------|---|--|-----------------------------|---|---|--|---------------------------------------|--|--|
| Julistiction              | When  | Provided to  | When                        | Provided to   | When  | Provided to                                  | When                                  | Provided to  |  |
| Canada                    | As soon as possible after issue of writ   | Returning officers<br>and each<br>candidate who<br>requests one  | 11th day before polling day | Deputy returning officers and each candidate          | 3rd day before polling day                    | Deputy returning officers and each candidate | As soon as possible after polling day | Each registered party that endorsed a candidate in electoral district and elected member |  |
| Newfoundland and Labrador | -   | Returning officers   | -                           | Chief Electoral Officer for production of final lists | -   | -  | -                                     | Returning officers   |  |
| Prince Edward Island      | As soon as possible after an enumeration  | Returning officers,<br>each registered<br>political party and<br>deputy returning<br>officers                        | -                           | -   | After completion of changes after polling day | Returning officers                           | -                                     | -  |  |
| Nova Scotia               | Not later than<br>Monday,<br>15th day before<br>polling day   | Returning officers and political organizations   | _                           | _   | When revision is complete                     | Political organizations                      | -                                     | -  |  |
| New Brunswick             | As soon as possible after issue of writ, or 19th day before polling day if an enumeration was conducted | Returning officers,<br>each political<br>party that<br>nominated<br>candidates, and<br>each independent<br>candidate | _                           | _   | _   | Deputy returning officers                    | As soon as possible after polling day | Each elected<br>member and each<br>registered political<br>party upon request            |  |

Table D.3 Lists of electors (cont.)

| Jurisdiction | Prelimi  | inary list   | Revis   | ed list  | Offic  | ial list  | Fir  | al list                          |
|--------------|--|--|---|--|--|---|--|----------------------------------|
| Julistiction | When   | Provided to  | When  | Provided to  | When   | Provided to   | When   | Provided to                      |
| Quebec       | Upon issue of order for an election, as soon as changes received before election order have been processed | Returning officers, and, no later than 27th day before polling day, to authorized parties, other parties that make a request, independent members and each candidate | No later than Saturday of 2nd week preceding polling week | Each candidate<br>and political<br>parties   | _  | _   | No later than<br>Saturday of week<br>preceding polling<br>week | Candidates and political parties |
| Ontario      | As soon as possible after issue of writ  | Returning officers,<br>municipal clerks<br>and each<br>candidate   | -   | -  | -  | Deputy returning officers   | -  | -                                |
| Manitoba     | At least 3 days<br>before close of<br>nominations  | Returning officers,<br>each nominated<br>candidate, Chief<br>Electoral Officer<br>and each<br>registered party<br>upon request                                       | At 8:00 p.m. on<br>last day of<br>revision                | Returning officers,<br>each nominated<br>candidate and<br>Chief Electoral<br>Officer | _  | Deputy returning officers   | -  | _                                |
| Saskatchewan | Within 10 days<br>of issue of writ   | Returning officers and candidates  | -   | _  | Immediately<br>after certifying<br>voters list | Returning officers, deputy returning officers and each candidate or representative upon request | -  | _                                |

D. Registration of Electors

Table D.3 Lists of electors (cont.)

| Jurisdiction          | Prelimi  | inary list  | Revis   | ed list   | Offici                              | al list   | Final list                            |   |  |
|-----------------------|--|---|---|---|-------------------------------------|---|---------------------------------------|---|--|
| Julistiction          | When   | Provided to   | When  | Provided to   | When                                | Provided to   | When                                  | Provided to   |  |
| Alberta               | (Official list) <sup>1</sup> As soon as possible after issue of writ   | Each registered political party <sup>1</sup>  | Commencing on<br>the Monday<br>preceding the<br>opening of<br>advance polls<br>(additions<br>appended to end<br>of official list) | Candidates may<br>examine revised<br>list at office of<br>returning officer<br>and may take<br>extracts from it                               | (see Preliminary<br>list)           | (see Preliminary<br>list)   | As soon as possible after polling day | Each registered political party and each member of Legislative Assembly |  |
| British Columbia      | As soon as possible after election is called   | District registrars<br>of voters, district<br>electoral officers<br>and candidates,<br>and registered<br>parties and<br>members on<br>request | As soon as possible after beginning of closed period for general registration   | District registrars<br>of voters, district<br>electoral officers<br>and candidates,<br>and registered<br>parties and<br>members on<br>request | -                                   | -   | -                                     | _   |  |
| Yukon                 | <ul> <li>No later than<br/>13th day after<br/>issue of writ</li> <li>No later than<br/>17th day after<br/>issue of writ</li> </ul> | <ul> <li>Returning<br/>officers</li> <li>Candidates,<br/>Chief Electoral<br/>Officer and<br/>registered<br/>parties</li> </ul>                | As soon as<br>applications have<br>been processed,<br>at end of revision<br>or special revision                                   | Returning officers<br>and deputy<br>returning officers  | -                                   | Deputy returning officers (for polling day) and each registered political party (within 6 months of election) | -                                     | -   |  |
| Northwest Territories | _  | Returning officers,<br>enumerators and<br>candidates upon<br>request  | _   | _   | Within 4 days<br>after revision day | Returning officers  | _                                     | -   |  |
| Nunavut               | _  | Returning officers,<br>enumerators and<br>candidates upon<br>request  | -   | -   | Within 4 days<br>after revision day | Returning officers  | -                                     | -   |  |

<sup>&</sup>lt;sup>1</sup> According to the Alberta *Election Act*, a list of electors is distributed after the issue of the writ, unless there have been no changes to the list since the last time it was provided to political parties (2 years after polling day, or in the 4th and 5th years following a general election).

For voting purposes, each electoral district is divided into polling divisions, established by the returning officer for that electoral district. Each polling division has at least one polling station, to which electors are assigned to cast their ballots. All jurisdictions, except Saskatchewan, require every polling station to provide level access for electors with a disability or in wheelchairs.

The minimum election period, from the issuance of the writ to polling day, ranges from 21 days in Newfoundland and Labrador to 45 days in the Northwest Territories and Nunavut. In Canada, Prince Edward Island, New Brunswick, Quebec, Yukon, the Northwest Territories and Nunavut, polling day is a Monday, unless that day is a holiday. In that case, the following day is designated. In Newfoundland and Labrador, Saskatchewan, Alberta and British Columbia, no day is specified as polling day, while in Ontario, it must be a Thursday, and in Nova Scotia and Manitoba, polling day must be a Tuesday. Electors are allowed between 10 and 12 hours for voting on polling day (10 in Prince Edward Island and New Brunswick; 12 in Canada, Newfoundland and Labrador, Manitoba, British Columbia and Yukon; and 11 in the rest).

In addition to the ordinary polls on polling day, all jurisdictions have established alternative methods of voting to ensure that all electors can cast their ballots. These supplementary methods include advance polls, mail-in or special ballots, and mobile polls. Some jurisdictions also allow proxy voting, a method by which an elector who is absent from his or her polling division on polling day authorizes a relative or another elector to cast his or her ballot. Proxy voting is permitted in Ontario, Yukon, the Northwest Territories and Nunavut.

Mobile polls are travelling polling stations, usually meant for hospitals or senior citizens' care facilities. In Quebec, they visit the facilities in the week preceding polling day; in other jurisdictions, they are made available at the time of the advance polls, or on polling day, or at any time designated by the returning officer between those dates. Mobile polls are provided in ten jurisdictions (Canada, Nova Scotia,

New Brunswick, Quebec, Manitoba, Saskatchewan, Alberta, British Columbia, the Northwest Territories and Nunavut).

All jurisdictions hold advance polls. Any electors who will not be able to vote on polling day may cast ballots at an advance poll. Advance polls usually take place on two or three different days, one week before polling day.

All jurisdictions except Ontario have introduced mailin or special ballots. As a rule, this method of voting is available to any elector, though it is especially meant for those unable to vote on polling day or at an advance poll; however, Saskatchewan, Alberta and Yukon restrict this method to certain categories of electors. Electors must apply for a special ballot before a specified deadline, and ballots must be received by a specified time to be counted. Deadlines for both the application and the return of the ballot vary from one jurisdiction to another. However, except in Saskatchewan, the deadline for receipt of the ballot never falls after polling day, nor are mail-in ballots received after the deadline counted toward the final vote.

All jurisdictions also permit assistance if an elector needs help to vote. The deputy returning officer (or another election officer), a friend, or a relative may accompany the elector behind the voting screen to help mark the ballot, with slight variations among jurisdictions. A template is provided for electors who have difficulty seeing or reading, although not in Prince Edward Island, New Brunswick, British Columbia or the three territories (although a template is not legislated in Nova Scotia, a template is, in fact, provided). In all jurisdictions except Newfoundland and Labrador, and Prince Edward Island, an interpreter may also be provided.

All jurisdictions ensure that electors are entitled to time off from their employment for voting. In most jurisdictions, employers must allow electors up to three consecutive hours for voting, but in Newfoundland and Labrador, Quebec, British Columbia and Yukon, employers must allow up to

four consecutive hours. In Prince Edward Island, employers must provide not less than one hour.

In Canada, Nova Scotia and New Brunswick, the legislation allows the issuance of transfer certificates to candidates or their agents, election officers, and electors with a disability. In Ontario, electors who have recently moved and proxy voters are also eligible. Electors with certificates may vote on polling day at a polling station other than the one to which they were assigned, either because they are employed at another polling station or their assigned polling station does not have level access. The certificates are usually provided by the returning officer or election clerk.

Immediately after the close of polls, the deputy returning officer is responsible for counting the votes at each polling station. The official addition of the votes (validation of the votes in Canada) usually takes place at the office of the returning officer some time later, as prescribed by law. In most jurisdictions, a iudicial recount must occur if the number of votes separating the candidates who placed first and second at the official addition is less than a given number or fraction. A judicial recount may also be requested if there is reason to believe that there may have been irregularities in the official addition of votes. The applicant for such a recount usually has to make a deposit. An appeal of a judicial recount is permitted in Ontario, Manitoba, Saskatchewan, Alberta. British Columbia. the Northwest Territories and Nunavut. In the case of a tie between the first two candidates after a judicial recount, the returning officer must generally cast the deciding vote, except in Canada, Newfoundland and Labrador, Quebec, Manitoba, the Northwest Territories and Nunavut, where a by-election is called, and Yukon and Nova Scotia, where the returning officer must draw lots. British Columbia makes no provision for a tie after a recount.

Table E.1 Polling divisions, polling stations and polling day

| Jurisdiction              | Number of electors per   | Polling station | Polling                        |          |  |  |  |  |
|---------------------------|--|-----------------|--------------------------------|----------|--|--|--|--|
| Julisalction              | polling division   | level access    | Electoral period               | Day      | Hours of voting  |  |  |  |
| Canada                    | At least 250 electors  | <b>√</b>        | Minimum 36 days                | Monday   | <ul> <li>Newfoundland and Labrador, Atlantic and Central time zones: 8:30 a.m. – 8:30 p.m.</li> <li>Eastern time zone: 9:30 a.m. – 9:30 p.m.</li> <li>Mountain time zone: 7:30 a.m. – 7:30 p.m.</li> <li>Pacific time zone: 7:00 a.m. – 7:00 p.m.</li> </ul> |  |  |  |
| Newfoundland and Labrador | No more than 275 electors  | <b>√</b>        | Minimum 21 days                | _        | 8:00 a.m. – 8:00 p.m.  |  |  |  |
| Prince Edward Island      | Approximately 350 electors   | ✓               | Minimum 26,<br>maximum 32 days | Monday   | 9:00 a.m. – 7:00 p.m.  |  |  |  |
| Nova Scotia               | Approximately 450 electors   | ✓               | Minimum 36 days                | Tuesday  | 8:00 a.m. – 7:00 p.m.  |  |  |  |
| New Brunswick             | Approximately 450 electors   | √               | Minimum 28,<br>maximum 38 days | Monday   | 10:00 a.m. – 8:00 p.m.   |  |  |  |
| Quebec                    | No more than 350 electors  | ✓               | Minimum 33,<br>maximum 39 days | Monday   | 9:30 a.m. – 8:30 p.m.  |  |  |  |
| Ontario                   | As directed by Chief<br>Election Officer                             | V               | Minimum 28,<br>maximum 56 days | Thursday | <ul> <li>9:00 a.m. – 8:00 p.m.</li> <li>In electoral district that lies entirely west of 90°W longitude, 8:00 a.m. – 7:00 p.m.</li> </ul>  |  |  |  |
| Manitoba                  | Approximately 350 electors   | ✓               | Minimum 33 days                | Tuesday  | 8:00 a.m. – 8:00 p.m.  |  |  |  |
| Saskatchewan              | No more than 300 electors  | -               | Minimum 28,<br>maximum 34 days | _        | 9:00 a.m. – 8:00 p.m.  |  |  |  |
| Alberta                   | No more than 450 electors  | ✓               | Must be 28 days                | _        | 9:00 a.m. – 8:00 p.m.  |  |  |  |
| British Columbia          | No more than 400 electors  | ✓               | Must be 28 days                | -        | 8:00 a.m. – 8:00 p.m.  |  |  |  |
| Yukon                     | 400 electors   | <b>√</b>        | Minimum 31 days                | Monday   | 8:00 a.m. – 8:00 p.m.  |  |  |  |
| Northwest Territories     | As determined by Chief<br>Electoral Officer and<br>returning officer | $\sqrt{}$       | Minimum 45 days                | Monday   | 9:00 a.m. – 8:00 p.m.  |  |  |  |
| Nunavut                   | As determined by Chief<br>Electoral Officer and<br>returning officer | √<br>           | Minimum 45 days                | Monday   | 9:00 a.m. – 8:00 p.m.  |  |  |  |

Table E.2 Alternative methods of voting

|                           | Proxy       | voting        | Mobile  | poll  | Ac  | dvance poll  |              | Mail-in or special ballot |  |   |
|---------------------------|-------------|---------------|---|---|---|--|--------------|---------------------------|--|---|
| Jurisdiction              | Eligibility | Time to apply | Establishment   | Time for voting   | Period  | Eligibility  | Level access | Available                 | Eligibility  | Deadline  |
| Canada                    | -           | -             | Where there are 2 or more institutions in which seniors or persons with a disability reside | Polling day,<br>at times set<br>by returning<br>officer | Noon –<br>8:00 p.m. on<br>10th, 9th and<br>7th days before<br>polling day | Any elector  | <b>√</b>     | <b>√</b>                  | Any elector  | Application: by<br>6:00 p.m. on<br>6th day before<br>polling day  Ballot: by<br>6:00 p.m. on<br>polling day   |
| Newfoundland and Labrador | _           | _             | _   | -   | One or more of<br>the 7 days<br>immediately<br>before polling<br>day      | Any elector  | -            |                           | Electors who would have difficulty voting at advance polls or on polling day, or inmates                           | Application: by 6:00 p.m. on a day before polling day specified by Chief Electoral Officer  Ballot: by 4:00 p.m. on a day before polling day specified by Chief Electoral Officer |
| Prince Edward Island      | -           | -             | _   | -   | 9:00 a.m. –<br>7:00 p.m. on<br>9th and 7th<br>days before<br>polling day  | Electors who<br>will be away<br>on polling<br>day and<br>incapacitated<br>electors | <b>✓</b>     | <b>✓</b>                  | Electors who will<br>be unable to vote<br>at advance polls<br>or on polling day<br>and Canadian<br>Forces electors | Application: by<br>6:00 p.m. on<br>13th day before<br>polling day  Ballot: by<br>6:00 p.m. on<br>Friday before<br>polling day   |

Table E.2 Alternative methods of voting (cont.)

|               | Proxy       | voting        | Mobile  | poll   | Ac  | Ivance poll                              |              |           | Mail-in or special b  | pallot   |
|---------------|-------------|---------------|---|--|---|--|--------------|-----------|---|--|
| Jurisdiction  | Eligibility | Time to apply | Establishment                                   | Time for voting  | Period  | Eligibility                              | Level access | Available | Eligibility   | Deadline   |
| Nova Scotia   |             | -             | Long-term care facilities                       | Minimum of<br>3 hours fixed<br>by returning<br>officer                       | 10:00 a.m. – 8:00 p.m. on the Friday and Saturday before polling day  Additional special polls: Times TBA 12th to 6th days excluding Sunday         | -  | <b>✓</b>     |           | Electors who cannot vote in person at other polls                               | Application: by<br>8:00 p.m. on<br>Saturday, the<br>10th day before<br>ordinary polling<br>day  Ballot: by close<br>of polls on<br>polling day |
| New Brunswick | -           | I             | In treatment<br>centres and<br>public hospitals | Fixed by returning officer in consultation with administrator of institution | 10:00 a.m. – 8:00 p.m. on 9th and 7th days before polling day  Additional polls: 10:00 a.m. – 8:00 p.m. on 6th, 5th and 4th days before polling day | Electors who will be away on polling day | <b>✓</b>     | <b>✓</b>  | Electors who will<br>be unable to vote<br>at advance polls<br>or on polling day | Application:<br>not specified<br>Ballot: by<br>8:00 p.m. on<br>3rd day before<br>polling day   |

Table E.2 Alternative methods of voting (cont.)

|              | Proxy       | voting  | Mobile poll  |  | Advance poll   |   |              | Mail-in or special ballot |   |   |
|--------------|-------------|---|--|--|--|---|--------------|---------------------------|---|---|
| Jurisdiction | Eligibility | Time to apply   | Establishment  | Time for voting  | Period   | Eligibility   | Level access | Available                 | Eligibility   | Deadline  |
| Quebec       | -           | -   | In health institutions   | 9:00 a.m. –<br>1:00 p.m. on<br>Sunday,<br>Monday and,<br>if necessary,<br>Tuesday of<br>week before<br>polling day | 2:00 p.m. –<br>9:00 p.m. on<br>Sunday and<br>Monday of<br>week before<br>polling day                 | Election officers, persons with a disability, inmates and electors who will have difficulty voting on polling day | <b>✓</b>     |                           | Electors who have left province for up to 2 years   | Application: before 18th day before polling day  Ballot: by close of polls on polling day           |
| Ontario      | Any elector | Any time up<br>to and<br>including day<br>before polling<br>day | -  | -  | 10:00 a.m. –<br>8:00 p.m. on<br>12th and 10th<br>to 6th days<br>before polling<br>day                | Electors who<br>will be unable<br>to vote on<br>polling day   |              | _                         | _   | -   |
| Manitoba     | -           | _   | In sparsely populated areas, health care and correctional institutions, or for greater convenience of electors | 8:00 a.m. –<br>8:00 p.m. at<br>advance<br>polls or on<br>polling day   | For 6 days, from 2nd Monday before polling day to Saturday before polling day, 8:00 a.m. – 8:00 p.m. | Electors who will be unable to vote on polling day  | ✓            | <b>√</b>                  | Electors who cannot go in person to polling station | Application: by<br>the Saturday<br>before polling<br>day  Ballot: by<br>8:00 p.m. on<br>polling day |

Table E.2 Alternative methods of voting (cont.)

|              | Proxy       | voting        | Mobile  | poll   | Ac  | lvance poll  |              |           | Mail-in or special b  | pallot   |
|--------------|-------------|---------------|---|--|---|--|--------------|-----------|---|--|
| Jurisdiction | Eligibility | Time to apply | Establishment   | Time for voting  | Period  | Eligibility  | Level access | Available | Eligibility   | Deadline   |
| Saskatchewan | -           | -             | In a special situation  | Any hours<br>returning<br>officer deems<br>necessary,<br>from first day<br>of advance<br>polls to<br>8:00 p.m. on<br>polling day | Any 5 of the 7 clear days before polling day, excluding holidays and last day before polling day  If on Saturday or Sunday, noon – 7:00 p.m.; if on another day, 3:00 p.m. – 10:00 p.m. | Electors who have a physical disability or will be away on polling day; election officers and candidates' representatives  | -            |           | Electors who qualify as absentee voters   | Application: at least 12 days before polling day  Ballot: by close of polls on polling day, if delivered by hand; by noon on 10th day after polling day, if delivered by registered mail and postmarked before close of polls on polling day |
| Alberta      | _           | _             | In treatment<br>centres and<br>seniors lodges<br>with at least<br>10 electors | Fixed by returning officer in consultation with facility staff   | 9:00 a.m.–<br>8:00 p.m. on<br>Thursday<br>through<br>Saturday of the<br>full week before<br>polling day   | Electors who have a disability or will be away on polling day; election officers; candidates; official agents; scrutineers | ✓            | <b>√</b>  | Electors who have a disability or will be away; eligible inmates; election officers; candidates, agents; scrutineers; residents of remote areas | Application: by close of polls on polling day  Ballot: by close of polls on polling day  |

Table E.2 Alternative methods of voting (cont.)

|                  | Proxy voting  |               | Mobile poll                                  |  | Advance poll  |   |              | Mail-in or special ballot |   |   |
|------------------|---|---------------|--|--|---|---|--------------|---------------------------|---|---|
| Jurisdiction     | Eligibility   | Time to apply | Establishment                                | Time for voting                              | Period  | Eligibility   | Level access | Available                 | Eligibility   | Deadline  |
| British Columbia | -   | -             | As established by district electoral officer | As established by district electoral officer | Noon –<br>9:00 p.m. on<br>Wednesday<br>through<br>Saturday of the<br>week before<br>polling day | Electors who will be away on polling day, have a physical disability, or live in remote areas | -            | <b>√</b>                  | Electors who will<br>be away on<br>polling day, have<br>a physical<br>disability or live in<br>remote areas | Application: up to 4 hours before close of polls on polling day  Ballot: before close of polls on polling day   |
| Yukon            | Any elector<br>who may be<br>away from<br>Yukon on<br>polling day | -             | _  | _  | 2:00 p.m. –<br>8:00 p.m. on<br>23rd and<br>24th days after<br>issue of writs                    | Any elector   | -            |                           | Specified categories of electors  | Application: before polls open on polling day; if exposure of elector's name or address might put elector at personal risk, by 9:00 p.m. 3 days before polling day  Ballot: before 2:00 p.m. on polling day |

Table E.2 Alternative methods of voting (cont.)

|                       | Proxy  | voting        | Mobile poll       |                 | Ad  | Ivance poll                                     |              | Mail-in or special ballot |  |   |
|-----------------------|--|---------------|-------------------|-----------------|---|---|--------------|---------------------------|--|---|
| Jurisdiction          | Eligibility  | Time to apply | Establishment     | Time for voting | Period  | Eligibility                                     | Level access | Available                 | Eligibility                            | Deadline  |
| Northwest Territories | Any elector<br>who may be<br>away on<br>polling day<br>and who will<br>be more than<br>50 km from<br>office of<br>returning<br>officer | -             | In isolated areas | -               | 9:00 a.m. –<br>8:00 p.m. on<br>11th day before<br>polling day | Electors<br>unable to<br>vote on<br>polling day | -            | <b>√</b>                  | Electors unable to vote on polling day | Application: by 5:00 p.m. on 21st day before polling day  Ballot: by 5:00 p.m. on 3rd day before polling day  |
| Nunavut               | Any elector<br>who may be<br>away on<br>polling day<br>and who will<br>be more than<br>50 km from<br>office of<br>returning<br>officer | _             | In isolated areas | _               | 9:00 a.m. –<br>8:00 p.m. on<br>11th day before<br>polling day | Electors<br>unable to<br>vote on<br>polling day | -            |                           | Electors unable to vote on polling day | Application: by 5:00 p.m. the 21st day before polling day  Ballot: by 5:00 p.m. on 3rd day before polling day |

Table E.3 Assistance to voters on polling day

|                           | Assista  | nce to voters    |                          | Time off             | Transfer ce   | Transfer certificates   |  |  |  |
|---------------------------|--|------------------|--------------------------|----------------------|---|---|--|--|--|
| Jurisdiction              | Assistance to vote provided by   | Template         | Interpreter              | for voting           | Eligibility   | Deadline  |  |  |  |
| Canada                    | Deputy returning officer, friend, relative or designated election officer                              | <b>\</b>         | V                        | 3 consecutive hours  | Candidates; election officers appointed to another polling station; electors with a disability whose polling station does not have level access | Application must be received before 10:00 p.m. on the Friday immediately before polling day |  |  |  |
| Newfoundland and Labrador | Deputy returning officer or friend   | ✓                | _                        | 4 consecutive hours  | -   | -   |  |  |  |
| Prince Edward Island      | Deputy returning officer or friend   | -                | _                        | Not less than 1 hour | -   | -   |  |  |  |
| Nova Scotia               | Deputy returning officer or friend   | (not legislated) | V                        | 3 consecutive hours  | Candidates, agents; deputy returning officers, poll clerks, election clerks; electors with a physical disability                                | Certificate must be issued before 8:00 p.m. on Saturday, the 3rd day before polling day     |  |  |  |
| New Brunswick             | Friend   | -                | V                        | 3 consecutive hours  | Scrutineers, candidates; deputy returning officers, poll clerks; electors with a physical disability  | Certificate must be issued between close of nominations and opening of polls on polling day |  |  |  |
| Quebec                    | Spouse, relative or<br>another person, in<br>presence of deputy<br>returning officer and poll<br>clerk | <b>✓</b>         | (only for sign language) | 4 consecutive hours  | -   | _   |  |  |  |
| Ontario                   | Deputy returning officer or friend   | <b>✓</b>         | V                        | 3 consecutive hours  | Change of address, restricted mobility, proxy voters; deputy returning officers, poll clerks; scrutineers                                       | _   |  |  |  |
| Manitoba                  | Deputy returning officer or friend   | ✓                | ✓                        | 3 consecutive hours  | -   | -   |  |  |  |
| Saskatchewan              | Deputy returning officer or friend   | ✓                | ✓                        | 3 consecutive hours  | -   | -   |  |  |  |

Table E.3 Assistance to voters on polling day (cont.)

|                       | Assista  | nce to voters |             |                     | Transfer ce | ertificates |
|-----------------------|--|---------------|-------------|---------------------|-------------|-------------|
| Jurisdiction          | Assistance to vote provided by   | Template      | Interpreter | Time off for voting | Eligibility | Deadline    |
| Alberta               | Deputy returning officer in presence of poll clerk; friend, in the case of blind voter | <b>√</b>      | <b>√</b>    | 3 consecutive hours | -           | _           |
| British Columbia      | Election official or individual accompanying voter                                     | -             | <b>/</b>    | 4 consecutive hours | -           | -           |
| Yukon                 | Deputy returning officer   | _             | ✓           | 4 consecutive hours | -           | -           |
| Northwest Territories | Deputy returning officer, friend or relative   | -             | <b>/</b>    | 3 consecutive hours | -           | -           |
| Nunavut               | Deputy returning officer, friend or relative   | -             | <b>/</b>    | 3 consecutive hours | -           | -           |

Table E.4 Addition of votes

|                              | Officia  | l addition   |  |   | Judicial recount   |                              |                              | In case     | of a tie                               |
|------------------------------|--|--|--|---|--|------------------------------|------------------------------|-------------|--|
| Jurisdiction                 | Place  | Time   | Automatic<br>recount<br>required when  | When error is suspected, may be requested by  | Time limits  | Deposit<br>when<br>requested | Appeal of a judicial recount | By-election | Returning<br>officer casts<br>a ballot |
| Canada                       | Office of returning officer                                | Stated in notice of election                               | Difference<br>between first<br>2 candidates is<br>less than<br>1/1000 of votes<br>cast       | Elector                                       | Request must be made<br>within 4 days after results<br>are validated; judge must<br>fix a date within 4 days of<br>request   | \$250                        | -                            | <b>/</b>    | -                                      |
| Newfoundland and<br>Labrador | At place fixed<br>for official<br>addition of<br>the polls | 3rd day after polling day                                  | There is a tie or<br>difference<br>between first<br>2 candidates is<br>10 votes or less      | Elector or candidate                          | Chief Electoral Officer<br>must apply within 7 days<br>of official addition of votes;<br>electors or candidates,<br>within 10 days of addition<br>of votes by returning<br>officer | \$100                        | -                            | ✓           | -                                      |
| Prince Edward Island         | Office of returning officer                                | 10:00 a.m. on<br>Monday,<br>7th day after<br>polling day   | -  | Candidate                                     | Request must be made within 4 days of official addition; judge must fix a time and place within 6 days of request  | \$200                        | -                            | -           | <b>✓</b>                               |
| Nova Scotia                  | Office of returning officer                                | 10:00 a.m. on<br>Thursday,<br>2nd day after<br>polling day | There is a tie or<br>difference<br>between first<br>2 candidates is<br>less than<br>10 votes | Candidate or<br>candidate's<br>official agent | Request must be made within 4 days of official addition; judge must fix a time and place within 2 days of request  | \$100                        | -                            | -           | <b>✓</b>                               |
| New Brunswick                | Fixed by proclamation                                      | Fixed by proclamation                                      | -  | Elector                                       | Request must be made within 4 days of official addition; judge must fix a time and place within 4 days of request  | \$200                        | -                            | -           | <b>/</b>                               |

Table E.4 Addition of votes (cont.)

|              | Officia                     | l addition   |   |  | Judicial recount   |                              |  | In case     | e of a tie                       |
|--------------|-----------------------------|--|---|--|--|------------------------------|--|-------------|----------------------------------|
| Jurisdiction | Place                       | Time   | Automatic<br>recount<br>required when   | When error is suspected, may be requested by | Time limits  | Deposit<br>when<br>requested | Appeal of a judicial recount   | By-election | Returning officer casts a ballot |
| Quebec       | Office of returning officer | 9:00 a.m. on<br>day following<br>polling day   | There is a tie or<br>a majority of<br>less than one-<br>thousandth of<br>the votes cast | Any person                                   | Request must be made within 4 days of addition of votes; recount must begin within 4 days of request | -                            | -  | <b>√</b>    | _                                |
| Ontario      | Stated in notice of poll    | Stated in notice of poll   | Difference<br>between first<br>2 candidates is<br>less than<br>25 votes                 | Elector or candidate                         | Request must be made within 4 days of official addition; recount must be within 10 days of request   | \$200                        | A party to a recount may appeal decision, in writing, within 2 days of recount | -           | <b>✓</b>                         |
| Manitoba     | -                           | After receiving<br>all ballot boxes<br>after polling day<br>and after notice<br>to candidate | Difference<br>between first<br>2 candidates is<br>not more than<br>50 votes             | Elector or candidate                         | Request must be made within 8 days of official addition  | -                            | A party to a recount may appeal the decision, in writing, within 5 days        | <b>✓</b>    | _                                |

Table E.4 Addition of votes (cont.)

|              | Officia               | l addition            |   |  | Judicial recount   |                              |  | In case     | of a tie                               |
|--------------|-----------------------|-----------------------|---|--|--|------------------------------|--|-------------|--|
| Jurisdiction | Place                 | Time                  | Automatic<br>recount<br>required when   | When error is suspected, may be requested by | Time limits  | Deposit<br>when<br>requested | Appeal of a judicial recount   | By-election | Returning<br>officer casts<br>a ballot |
| Saskatchewan | Fixed by proclamation | Fixed by proclamation | Difference between first 2 candidates is less than total number of all unopened ballot envelopes, rejected ballots, and ballots objected to | Candidate or candidate's business manager    | <ul> <li>Request to returning officer must be made within 4 days of official addition; judge must fix a time and place not less than 10 days after request</li> <li>Application to a judge must be made within 10 days after candidate has been declared elected; judge must fix a time that is not less than 10 days after application</li> </ul> | \$300                        | <ul> <li>Any party to a recount may file written appeal within 5 days; cross appeal may be filed within 5 days of appeal</li> <li>On filing of cross appeal or 10 days after recount, Chief Justice must make an order to direct delivery of evidence to designated judge of Court of Appeal and to fix a time for the hearing, no later than 10 days after the order</li> </ul> | _           |  |

Table E.4 Addition of votes (cont.)

|                       | Officia                              | l addition                                    |   |  | Judicial recount  |                              |   | In case     | e of a tie                             |
|-----------------------|--------------------------------------|---|---|--|---|------------------------------|---|-------------|--|
| Jurisdiction          | Place                                | Time  | Automatic<br>recount<br>required when   | When error is<br>suspected,<br>may be<br>requested by  | Time limits   | Deposit<br>when<br>requested | Appeal of a judicial recount  | By-election | Returning<br>officer casts<br>a ballot |
| Alberta               | Fixed by proclamation                | Fixed by proclamation                         | -   | Candidate or<br>candidate's<br>official agent  | Request must be made within 8 days of announcement of official count  | \$300                        | A party to a recount may appeal decision within 2 days of receiving notice of decision concerning recount | -           | <b>&gt;</b>                            |
| British Columbia      | Office of district electoral officer | Not before 13th<br>day after polling<br>day   | Difference<br>between first<br>2 candidates is<br>less than 1/500<br>of total ballots                                   | Elector,<br>candidate,<br>candidate's<br>representative,<br>or district<br>electoral officer | Request must be made within 6 days of official addition   | -                            | A candidate may<br>appeal decision<br>within 2 days of<br>recount   | -           | -                                      |
| Yukon                 | Fixed by proclamation                | 10:00 a.m. on<br>day fixed by<br>proclamation | There is a tie or<br>difference<br>between first<br>2 candidates is<br>10 votes or less                                 | Any person   | Request must be made prior to end of 6th day after official addition; judge must fix a day and time within 4 days of request  | \$200                        | -   | -           | _1                                     |
| Northwest Territories | Fixed by proclamation                | Fixed by proclamation                         | There is a tie or<br>difference<br>between first<br>2 candidates is<br>less than 2%<br>of total number<br>of votes cast | Elector  | Request must be made<br>within 8 days of official<br>addition; judge must fix a<br>date and time within<br>10 days of request | \$250                        | A party to a recount may appeal decision within 8 days of recount   | ✓           | -                                      |

<sup>&</sup>lt;sup>1</sup> Returning officer must draw lots in the presence of a judge and any candidate or agent.

Table E.4 Addition of votes (cont.)

|              | Official addition     |                       |   | Judicial recount                             |   |                              |   |             |                                  |
|--------------|-----------------------|-----------------------|---|--|---|------------------------------|---|-------------|----------------------------------|
| Jurisdiction | Place                 | Time                  | Automatic<br>recount<br>required when   | When error is suspected, may be requested by | Time limits   | Deposit<br>when<br>requested | Appeal of a judicial recount                                      | By-election | Returning officer casts a ballot |
| Nunavut      | Fixed by proclamation | Fixed by proclamation | There is a tie or<br>difference<br>between first<br>2 candidates is<br>less than 2% of<br>total number of<br>votes cast | Elector                                      | Request must be made<br>within 8 days of official<br>addition; judge must fix a<br>date and time within<br>10 days of request | \$250                        | A party to a recount may appeal decision within 8 days of recount | <b>√</b>    | -                                |

## F. Nomination and Registration of Political Entities

In all Canadian jurisdictions, those who wish to run as candidates at an election or establish a registered or authorized political party must meet certain requirements. In some cases, there are also registration requirements for local associations and third parties.

The right to be a candidate is guaranteed by the *Canadian Charter of Rights and Freedoms* (section 3). In most jurisdictions, anyone who meets the eligibility requirements for voting is also eligible to be a candidate. Nova Scotia is the only jurisdiction that requires candidates to be older (19 years old) than the voting age of 18. Each jurisdiction also specifies who is not eligible to run, for instance, people who have been convicted of an election-related offence, the Chief Electoral Officer or returning officers, or inmates. Disqualifying criteria vary among jurisdictions and may result indirectly from Legislative Assembly or civil service Acts that disqualify certain people from sitting as members.

To encourage those who wish to seek nomination, some jurisdictions have provisions giving candidates the right to a leave of absence from work. That is the case in Canada, Quebec, Manitoba and British Columbia. In Canada, an employer may grant a leave of absence with or without pay, but in Quebec, Manitoba and British Columbia, a leave of absence may only be granted without pay.

To be a candidate, a person must file nomination papers with the returning officer. All jurisdictions require prospective candidates to gather a certain number of signatures, and most require them to pay a deposit, Quebec and Manitoba being the exceptions. The deposit is usually reimbursed to candidates if they obtain a certain percentage of valid votes. In Canada and in Newfoundland and Labrador, however, the deposit is entirely reimbursed if the candidate has completed and returned all required documents and forms, regardless of the percentage of votes. In all jurisdictions, a candidate must appoint an official agent or representative to deal with financial matters before filing the nomination papers.

With the exception of the Northwest Territories and Nunavut, where political parties do not exist, a political party may register with the Chief Electoral Officer in its jurisdiction. Political parties must meet several criteria for registration. In particular, all jurisdictions require political parties to nominate a certain number of candidates, ranging from two in British Columbia and Yukon to 51 in Ontario. In addition, a specified number of elector signatures is required, except in New Brunswick and British Columbia. In all jurisdictions, the Chief Electoral Officer may refuse a registration if he or she is of the opinion that the party name or its abbreviation so nearly resembles another party's name or its abbrevation that it may cause confusion. Like candidates, registered political parties must appoint an official agent or representative for financial matters.

Most jurisdictions do not specify when a political party's registration must come into effect. In some cases, the date is determined by the Chief Electoral Officer. However, in Canada, Prince Edward Island, Manitoba and British Columbia, the registration of a political party becomes effective only when certain criteria are met. For example, in Canada, political parties must have submitted their applications to the Chief Electoral Officer at least 60 days before the issuance of a writ, whereas in Prince Edward Island, the application must be received before the 23rd day before polling day. In Manitoba, a party becomes registered upon receipt by the Chief Electoral Officer of all financial statements and related documents. British Columbia, meanwhile, requires the Chief Electoral Officer to rule on the registration application within 30 days, unless an election is called.

Only Canada and Quebec have legislation covering the merger of two registered political parties. In Canada, registered political parties may merge at any time except during the period beginning 30 days before the issue of a writ and ending on polling day. Registered political parties in Quebec may merge at any time, so long as the Chief Electoral Officer is notified and the merger is certified by two or more officers from each of the merging parties.

Only Nova Scotia, New Brunswick, Quebec, Ontario, Alberta and British Columbia require local associations of political parties to register with the Chief Electoral Officer and identify the financial institutions with which they will be dealing. In Ontario, Alberta and British Columbia, they are also required to produce a statement of assets and liabilities.

In Canada, Quebec and British Columbia, third parties are required to register with the Chief Electoral Officer. Third parties are those individuals or groups – other than candidates, registered political parties or local associations – who spend, or intend to spend, money on election advertising to promote or oppose a registered political party or a candidate during the course of an election campaign. In Canada, third parties are required to register if they intend to spend more than \$500 on election advertising. In Quebec and British Columbia, third parties must register if they wish to advertise at all.

Table F.1 Right to be a candidate

|                           | Cano            | didate i         | must be                |  |                                  |   |                            | Cand                                 | idate n           | nust not b             | е     |            |   |                                     |  |
|---------------------------|-----------------|------------------|------------------------|--|----------------------------------|---|----------------------------|--------------------------------------|-------------------|------------------------|-------|------------|---|-------------------------------------|--|
| Jurisdiction              | 18 years of age | Canadian citizen | Ordinarily<br>resident | Convicted of corrupt or illegal practice | Disqualified<br>under<br>any Act | Member of<br>Legislature or<br>Parliament | Chief Electoral<br>Officer | Assistant Chief<br>Electoral Officer | Returning officer | Other election officer | Judge | Inmate     | Mayor or<br>councillor of<br>municipality | Sheriff, clerk or<br>Crown attorney | Previous<br>candidate<br>who has not filed<br>financial return |
| Canada                    | ✓               | 1                | ✓                      | ✓  |                                  | ✓   | ✓                          | ✓                                    | ✓                 | ✓                      | 1     | ✓          |   | ✓                                   | ✓  |
| Newfoundland and Labrador | 1               | ✓                | 1                      |  | ✓                                |   |                            |                                      |                   |                        |       |            |   |                                     |  |
| Prince Edward Island      | ✓               | ✓                | ✓                      |  | ✓                                |   |                            |                                      |                   |                        |       |            |   |                                     |  |
| Nova Scotia               | (19)            | 1                |                        | ✓  | ✓                                | ✓   |                            |                                      |                   |                        |       |            |   |                                     |  |
| New Brunswick             | ✓               | ✓                | ✓                      | ✓  |                                  |   | ✓                          |                                      | ✓                 |                        |       | ✓          | ✓   |                                     |  |
| Quebec                    | ✓               | ✓                | ✓                      | ✓  |                                  | ✓   | ✓                          |                                      | ✓                 |                        | 1     | 1          |   |                                     | ✓  |
| Ontario                   | ✓               | 1                | 1                      | ✓  | ✓                                |   |                            |                                      | 1                 | 1                      |       |            |   |                                     |  |
| Manitoba                  | 1               | ✓                | 1                      | ✓  |                                  |   | ✓                          |                                      | 1                 | 1                      |       | <b>√</b> 1 |   |                                     |  |
| Saskatchewan              | ✓               | ✓                | ✓                      | ✓  | ✓                                |   | ✓                          | ✓                                    | ✓                 | ✓                      | 1     | ✓          |   |                                     |  |
| Alberta                   | 1               | ✓                | 1                      |  | ✓                                | ✓   |                            |                                      |                   |                        |       |            |   |                                     | ✓  |
| British Columbia          | 1               | ✓                | 1                      | ✓  | ✓                                | ✓   | ✓                          | 1                                    |                   |                        | 1     | 1          |   |                                     |  |
| Yukon                     | 1               | ✓                | ✓                      |  | ✓                                |   | ✓                          | 1                                    |                   |                        |       | 1          |   |                                     |  |
| Northwest Territories     | 1               | ✓                | ✓                      | ✓  |                                  | <b>√</b> 2                                | ✓                          |                                      | 1                 |                        |       | 1          |   |                                     |  |
| Nunavut                   | 1               | <b>√</b>         | ✓                      | ✓  |                                  | <b>√</b> <sup>2</sup>                     | <b>√</b>                   |                                      | 1                 |                        |       | 1          |   |                                     |  |

<sup>&</sup>lt;sup>1</sup> This provision appears in the Manitoba *Elections Act* (s. 31) but has been ruled of no force or effect by the Manitoba Court of Queen's Bench, 1999.

<sup>&</sup>lt;sup>2</sup> Including any person who accepts or holds any office, commission or employment in the service of the government of the territory for monetary remuneration.

Table F.2 Requirements for nomination and registration

|                              | Registration – politica   | al parties                     | Registrati<br>assoc                 | ion – local<br>iations               |   | Nomination – candidate   | es      |
|------------------------------|---|--------------------------------|-------------------------------------|--------------------------------------|---|--|---------|
| Jurisdiction                 | Number of signatures  | Number of candidates nominated | Statement of assets and liabilities | Identify their financial institution | Registration – third parties  | Number of signatures   | Deposit |
| Canada                       | 100 electors who are members of party   | 50                             | -                                   | -                                    | Must register with Chief Electoral Officer after spending \$500 on election advertising | 100 electors in electoral district;<br>50 electors in special districts<br>listed in Act | \$1 000 |
| Newfoundland and<br>Labrador | 1 000 electors  | 12                             | _                                   | _                                    | -   | 10 electors in electoral district  | \$100   |
| Prince Edward Island         | 0.35% of number of persons eligible to vote at last election and still eligible to vote                                       | 10                             | -                                   | -                                    | -   | 10 electors in electoral district  | \$200   |
| Nova Scotia                  | 25 electors in each of 10 electoral districts   | 10                             | -                                   | <b>√</b>                             | -   | 5 electors in electoral district   | \$100   |
| New Brunswick                | -   | 10                             | -                                   | <b>✓</b>                             | _   | 25 electors in electoral district  | \$100   |
| Quebec                       | 25 electors in each of 20 electoral divisions   | 20                             | -                                   | <b>√</b>                             | Must register with returning officer to advertise                                       | 100 electors on list of electors for electoral division                                  |         |
| Ontario                      | 10 000 electors   | 51                             | <b>√</b>                            | <b>√</b>                             | -   | 25 electors in electoral district  | \$200   |
| Manitoba                     | 2 500 persons eligible to vote in most recent general election  | 5                              | -                                   | -                                    | _   | 100 electors in electoral division   | -       |
| Saskatchewan                 | 2 500 voters, 1 000 of<br>whom must reside in at<br>least 10 different<br>constituencies (minimum of<br>100 electors in each) | 10                             | -                                   | _                                    | -   | 4 electors in constituency   | \$100   |
| Alberta                      | 0.3% of number of persons eligible to vote at last general election and still eligible to vote                                | 42                             | <b>√</b>                            | <b>-</b>                             | _   | 25 electors in electoral division  | \$200   |

Table F.2 Requirements for nomination and registration (cont.)

|                       | Registration – politic                  | Registration – political parties |                                     | ion – local<br>iations               |  | Nomination – candidates           |         |
|-----------------------|---|----------------------------------|-------------------------------------|--------------------------------------|--|-----------------------------------|---------|
| Jurisdiction          | Number of signatures                    | Number of candidates nominated   | Statement of assets and liabilities | Identify their financial institution | Registration – third parties                               | Number of signatures              | Deposit |
| British Columbia      | -                                       | 2                                | 1                                   | ✓                                    | Must register with Chief<br>Electoral Officer to advertise | 25 electors in electoral district | \$100   |
| Yukon                 | 100 electors who are also party members | 2                                | _                                   | _                                    | -  | 25 electors in electoral district | \$200   |
| Northwest Territories | No political parties                    | No political parties             | _                                   | _                                    | -  | 15 electors in electoral district | \$200   |
| Nunavut               | No political parties                    | No political parties             | _                                   | _                                    | -  | 15 electors in electoral district | \$200   |

## G. Election Financing and Advertising

#### **Public funding**

All jurisdictions provide indirect public funding through a tax credit for political contributions to a candidate or a political party. The usual maximum tax credit is \$500, although Alberta's maximum is \$750 and Quebec allows a maximum credit of \$300. Most jurisdictions also provide direct public funding, usually by reimbursing part of the election expenses of political parties or candidates, or both. Nine jurisdictions reimburse part of a candidate's election expenses (all but Alberta, British Columbia, Yukon, the Northwest Territories and Nunavut). Five of them also reimburse part of the election expenses of political parties (Canada, Quebec, Ontario, Manitoba and Saskatchewan). In all cases, the reimbursement is issued on the condition that the political party or candidate has obtained a certain percentage of the popular vote.

Another form of direct public funding is the annual allowance for a political party. Prince Edward Island, New Brunswick and Quebec pay such allowances. The allowance is based on the number of valid votes received by the party's candidates in the last general election.

Finally, in some jurisdictions there are provisions for ensuring that a political party can broadcast its political message. In New Brunswick and Quebec, the law is that network operators may make time available, although they are not required to. Federally, every broadcaster must make 6.5 hours during prime time available to political parties for purchase. Free time must also be made available, and shared among political parties based on their allocation of paid time. All broadcasting time is allocated by the Broadcasting Arbitrator (appointed by the Chief Electoral Officer of Canada) according to a formula in the Canada Elections Act.

### Contributions

All jurisdictions restrict in some way the contributions that a political party or a candidate may receive. Generally, a contribution may be monetary or non-monetary, although volunteer labour is not

usually included. Seven jurisdictions limit the amount of money that may be contributed to political parties, candidates or local associations. This is the case in New Brunswick, Quebec, Ontario, Manitoba, Alberta, the Northwest Territories and Nunavut.

Seven jurisdictions – Canada, Quebec, Manitoba, Saskatchewan, Alberta, the Northwest Territories and Nunavut – prohibit foreign contributions or contributions from outside the jurisdiction. Quebec and Manitoba also prohibit contributions from a corporation or a trade union, so only contributions from an elector (Quebec) or an individual (Manitoba) are allowed. The Northwest Territories and Nunavut also prohibit contributions from trade unions.

Most jurisdictions allow anonymous contributions up to a specified amount. For any contributions over that amount, the identity of the contributor must be disclosed or the contributions remitted to the Chief Electoral Officer.

#### **Expenses**

The definition of election expenses varies from one jurisdiction to another. However, they typically include all costs incurred to promote or oppose the election of a candidate or a political party. In most jurisdictions, both direct and indirect expenses are covered, but in Canada. Yukon, the Northwest Territories and Nunavut, only direct expenses are covered. Usually, the personal expenses of a candidate, such as for food and lodging, are not included in the definition of election expenses if they are reasonably incurred, except in Yukon. To ensure a level playing field among participants, most jurisdictions limit the election expenses that may be incurred by a political party or a candidate. Alberta and Yukon are the only two jurisdictions that do not impose limits on the amount political parties or candidates may spend during an election campaign. In all other jurisdictions, the limit is usually established according to a formula based on the number of electors - for a party, in the electoral districts where it endorses candidates, and for a candidate, in the electoral district where he or she is running.

Jurisdictions that register third parties (that is, Canada, Quebec and British Columbia) also establish a limit on election advertising expenses incurred by them. This limit is a fixed amount specified in the legislation and is not linked to the number of electors in the electoral district.

### Reporting

To ensure transparency and compliance in election financing, all jurisdictions require candidates and political parties to report to the Chief Electoral Officer all contributions received and expenses incurred. Candidates must submit an election expenses report. but political parties, in most jurisdictions, are required to submit both an expenses return for any election campaign and an annual report on their finances. Local associations and third parties, where required to register, must also submit a financial report. The contents of the reports, as well as the deadlines for submitting them, vary from one jurisdiction to another. In most cases, an auditor's report confirming the accuracy of the candidate's or political party's report must also be submitted. Almost all jurisdictions require the name and address of each donor who contributed more than a specified amount. Some jurisdictions also require all receipts and vouchers to be submitted with the financial report.

### Advertising and surveys

To ensure fair competition, all jurisdictions regulate election advertising. With the exception of Ontario, election advertising must identify the person or party on whose behalf the advertisement was produced. This is also true of third party advertising in Canada, Quebec and British Columbia.

Several jurisdictions also impose a blackout on election advertising broadcasts either on polling day (Canada, Quebec and British Columbia) or on polling day and the previous day (Newfoundland and Labrador, New Brunswick, Ontario, the Northwest Territories and Nunavut). An additional blackout period is imposed at the beginning of the election period in Ontario, from the day the writ is issued until the 22nd day before polling day, and in Quebec, for the seven days following the issuance of the writ.

Two jurisdictions, Canada and British Columbia, also regulate the transmission to the public of the results of an election survey or opinion poll. In Canada, the first person who transmits the results of an election survey during an election, and anyone else who transmits them to the public within 24 hours of the first transmission, are required to provide background information. This information includes the name of the sponsor, the name of the organization that conducted the survey, and statistical information related to the population sample and the margin of error. Similar provisions exist in British Columbia, but all background information must be presented along with the results of the survey. Both jurisdictions also require survey sponsors to produce a report on the survey upon request. This report must provide more detailed information, such as the sampling and calculation methods and any weighting or normalization procedures used to produce the final results of the survey.

Table G.1 Public funding and reimbursement

| Jurisdiction                 | Reimbursement o  | f election expenses  | Annual allowances to  | Tax credit for political  | Reimbursement of  |
|------------------------------|--|--|---|---|---|
| Julisulction                 | Political party  | Candidate  | political parties   | contributions   | candidate's deposit   |
| Canada                       | Receives 22.5% of expenses incurred, if obtains 2% of valid votes overall or 5% of valid votes in electoral districts where it ran a candidate | <ul> <li>If obtains 15% of valid votes, then receives 15% of expenses limit</li> <li>If also incurs more than 30% of expenses limit, then receives lesser of 50% of actual expenses (minus 15% above), or 50% of expenses limit</li> </ul> | _   | <ul> <li>Less than \$200: 75%</li> <li>\$200 – \$550: \$150 + 50% of amount over \$200</li> <li>Over \$550: lesser of (\$325 + 33.33% of amount over \$550) or \$500</li> </ul>   | Yes, when all required financial documents are submitted  |
| Newfoundland and<br>Labrador | _  | If obtains 15% of popular vote, receives 1/3 of actual expenses, to a maximum of 1/3 of expenses limit   | _   | <ul> <li>Less than \$100: 75%</li> <li>\$100 – \$550: \$75 + 50% of amount over \$100 but less than \$550</li> <li>Over \$550: \$300 + 33.33% of amount over \$550 but less than \$1 150</li> <li>Maximum deduction: \$500</li> </ul> | Yes, when expenses provisions are met, writ is withdrawn, or candidate is acclaimed   |
| Prince Edward Island         | _  | If obtains 15% of popular vote, receives \$0.75 per elector on official list; minimum payment of \$1 500, maximum payment of \$3 000   | <ul> <li>To each registered party with one or more seats</li> <li>Calculation: number of valid votes for party's candidates at last general election x amount fixed by Lieutenant Governor in Council (maximum \$2.00)</li> </ul> | <ul> <li>Less than \$100: 75%</li> <li>\$100 – \$550: \$75 + 50% of amount over \$100</li> <li>Over \$550: lesser of (\$300 + 33.33% of amount over \$550) or \$500</li> </ul>  | Yes, to an elected candidate and a candidate who receives at least half the number of votes received by elected candidate                   |
| Nova Scotia                  | _  | If obtains 15% of valid votes, receives \$0.25 per elector on official list  | _   | <ul> <li>Less than \$100: 75%</li> <li>\$100 – \$550: \$75 + 50% of amount over \$100 but less than \$550</li> <li>Over \$550: lesser of (\$300 + 33.33% of amount over \$550) or \$500</li> </ul>                                    | Yes, to an elected candidate<br>and a candidate who receives<br>at least 15% of valid votes and<br>who conforms with expenses<br>provisions |

Table G.1 Public funding and reimbursement (cont.)

| Jurisdiction  | Reimbursement o  | f election expenses   | Annual allowances to   | Tax credit for political  | Reimbursement of  |
|---------------|--|---|--|---|---|
| Julisalction  | Political party  | Candidate   | political parties  | contributions   | candidate's deposit   |
| New Brunswick | -  | If obtains 15% of valid votes overall, receives lesser of actual expenses incurred or \$0.35 per elector in electoral district + cost of mailing 1 oz. first-class letter to each elector | <ul> <li>To each party in Legislature or party that ran 10 candidates at last general election</li> <li>Calculation: number of valid votes for party's candidates x X, where X is \$1.30 x Consumer Price Index</li> </ul> | <ul> <li>Less than \$100: 75%</li> <li>\$100 – \$550: \$75 + 50% of amount over \$100</li> <li>Over \$550: lesser of (\$300 + 33.33% of amount over \$550) or \$500</li> </ul>  | Yes, to an elected candidate and a candidate who receives at least half the number of votes received by elected candidate |
| Quebec        | If obtains 1% of valid votes, receives 50% of incurred expenses, to a maximum of \$0.60 per elector for all electoral divisions in which it ran candidates | If obtains 15% of valid votes, receives 50% of incurred expenses, to a maximum of \$1.00 per elector in electoral division  | <ul> <li>To authorized parties</li> <li>Calculation: percentage of valid votes obtained by party at last general election x</li> <li>\$0.50 x number of electors on lists for that election</li> </ul>                     | <ul><li>75% of first \$400</li><li>Maximum credit of \$300</li></ul>  | _   |
| Ontario       | Receives \$0.05 per elector in any electoral district where it received 15% of popular vote  | If obtains 15% of popular vote, receives lesser of 20% of incurred expenses or 20% of expenses limit  | <del>-</del>   | <ul> <li>Less than \$300: 75%</li> <li>\$300 - \$1 000: 75% of \$300 + 50% of amount over \$300</li> <li>More than \$1 000: lesser of tax credit limit or amount obtained using the formula 0.75(A) + 0.50(B - A) + 0.333(C - B), where A is first contribution level, B is second contribution level, and C is total amount contributed</li> </ul> | Yes, to a candidate who receives at least 10% of valid votes  |
| Manitoba      | If obtains 10% of valid votes, receives lesser of 50% of expenses limit or 50% of actual expenses  | If obtains 10% of valid votes, receives lesser of 50% of expenses limit or 50% of actual expenses   | _  | <ul> <li>Less than \$100: 75%</li> <li>\$100 – \$550: \$75 + 50% of amount over \$100</li> <li>Over \$550: lesser of (\$300 + 33.33% of amount over \$550) or \$500</li> </ul>  | -   |

Table G.1 Public funding and reimbursement (cont.)

| Jurisdiction     | Reimbursement o  | of election expenses   | Annual allowances to | Tax credit for political  | Reimbursement of   |
|------------------|--|--|----------------------|---|--|
| Julisalction     | Political party  | Candidate  | political parties    | contributions   | candidate's deposit  |
| Saskatchewan     | If obtains 15% of valid votes, receives lesser of \$195 407 (adjusted) or 1/3 of incurred expenses | If obtains 15% of valid votes, receives 50% of incurred expenses | -                    | <ul> <li>\$200 or less: 75%</li> <li>Between \$200 and \$550: \$150 plus 50% of amount over \$200</li> <li>More than \$550: lesser of (\$325 + 331/3% of amount over \$550) or \$500</li> </ul> | Yes, to an elected candidate, a candidate who receives at least half the votes received by elected candidate and who conforms with expenses provisions, a candidate where election is found void, and a candidate whose nomination is refused by returning officer |
| Alberta          | _  | -  | _                    | <ul> <li>Less than \$150: 75%</li> <li>\$150 – \$825: \$112.50 + 50% of amount over \$150</li> <li>Over \$825: lesser of \$750 or (\$450 + 33.33% of amount over \$825)</li> </ul>              | Yes, to an elected candidate, a candidate who receives at least half the number of votes received by elected candidate, and a candidate who withdraws within 48 hours of filing his or her nomination papers   |
| British Columbia | -  | _  | -                    | <ul> <li>Less than \$100: 75%</li> <li>\$100 – \$550: \$75 + 50% of amount over \$100</li> <li>Over \$550: lesser of (\$300 + 33.33% of amount over \$550) or \$500</li> </ul>                  | Yes, to a candidate who receives at least 15% of total votes counted   |
| Yukon            | -  | _  | -                    | <ul> <li>Less than \$100: 75%</li> <li>\$100 - \$550: \$75 + 50% of amount over \$100</li> <li>Over \$550: lesser of (\$300 + 33.33% of amount over \$550) or \$500</li> </ul>                  | Yes, to a candidate who receives at least 25% of number of votes received by elected candidate   |

Table G.1 Public funding and reimbursement (cont.)

| Jurisdiction          | Reimbursement of     | f election expenses | Annual allowances to | Tax credit for political   | Reimbursement of  |  |
|-----------------------|----------------------|---------------------|----------------------|--|---|--|
| Julisdiction          | Political party      | Candidate           | political parties    | contributions  | candidate's deposit   |  |
| Northwest Territories | No political parties | -                   | -                    | <ul> <li>Less than \$100: 100%</li> <li>Over \$100: lesser of (\$100 + 50% of amount over \$100) or \$500</li> </ul> | Yes, to a candidate who is elected, a candidate who receives at least half the number of votes received by elected candidate, and a candidate where writ is withdrawn |  |
| Nunavut               | No political parties | _                   | _                    | <ul> <li>Less than \$100: 100%</li> <li>Over \$100: lesser of (\$100 + 50% of amount over \$100) or \$500</li> </ul> | Yes, to a candidate who is elected, a candidate who receives at least half the number of votes received by elected candidate, and a candidate where writ is withdrawn |  |

**Table G.2 Contributions** 

|                           |  | Allowable sources                 |                |              |              |                        |  |  |
|---------------------------|--|-----------------------------------|----------------|--------------|--------------|------------------------|--|--|
| Jurisdiction              | Limit on individual contributions  | Contributors outside jurisdiction | Individuals    | Corporations | Trade unions | Anonymous contributors |  |  |
| Canada                    | -  | No                                | Yes            | Yes          | Yes          | Yes (up to \$200)      |  |  |
| Newfoundland and Labrador | -  | Yes                               | Yes            | Yes          | Yes          | Yes (up to \$100)      |  |  |
| Prince Edward Island      | -  | Yes                               | Yes            | Yes          | Yes          | No                     |  |  |
| Nova Scotia               | -  | Yes                               | Yes            | Yes          | Yes          | No                     |  |  |
| New Brunswick             | \$6 000 per year to each registered political party or its district association and to one independent candidate   | Yes                               | Yes            | Yes          | Yes          | No                     |  |  |
| Quebec                    | \$3 000 total per year to each party, independent member and independent candidate   | No                                | Yes (electors) | No           | No           | Yes (up to \$200)      |  |  |
| Ontario                   | <ul> <li>To each party: \$7 500 per year x indexation factor</li> <li>To each constituency association: \$1 000 per year x indexation factor</li> <li>To constituency associations of any one party: \$5 000 per year x indexation factor</li> <li>To each candidate: \$1 000 per campaign x indexation factor</li> <li>To candidates endorsed by one party: \$5 000 total per campaign x indexation factor</li> </ul> | Yes                               | Yes            | Yes          | Yes          | No                     |  |  |
| Manitoba                  | \$3 000 in a calendar year to candidates, constituency associations or registered political parties or any combination of them   | No                                | Yes            | No           | No           | Yes (up to \$10)       |  |  |
| Saskatchewan              | -  | No                                | Yes            | Yes          | Yes          | Yes (up to \$250)      |  |  |
| Alberta                   | In a year – To a party: \$15 000 To a constituency association: \$750 To constituency associations of each party: \$3 750  During a campaign – To a party: \$30 000 To a candidate: \$1 500  | No                                | Yes            | Yes          | Yes          | Yes (up to \$50)       |  |  |
|                           | To candidates of each party: \$7 500  To candidates of each party: \$7 500   |                                   |                |              |              |                        |  |  |

Table G.2 Contributions (cont.)

| Jurisdiction          |  | Allowable sources                 |             |              |              |                        |  |  |
|-----------------------|--|-----------------------------------|-------------|--------------|--------------|------------------------|--|--|
|                       | Limit on individual contributions          | Contributors outside jurisdiction | Individuals | Corporations | Trade unions | Anonymous contributors |  |  |
| British Columbia      | -  | Yes                               | Yes         | Yes          | Yes          | Yes (up to \$50)       |  |  |
| Yukon                 | -  | Yes                               | Yes         | Yes          | Yes          | Yes (up to \$50)       |  |  |
| Northwest Territories | To a candidate during a campaign: \$1 5001 | No                                | Yes         | Yes          | No           | Yes (up to \$100)      |  |  |
| Nunavut               | To a candidate during a campaign: \$1 5001 | No                                | Yes         | Yes          | No           | Yes (up to \$100)      |  |  |

<sup>&</sup>lt;sup>1</sup> Political parties do not exist in the Northwest Territories or Nunavut.

Table G.3 Limits on election expenses for political parties and candidates<sup>1</sup>

| Jurisdiction                 | Limits for political parties   | Limits for candidates  |  |  |  |
|------------------------------|--|--|--|--|--|
| Canada                       | \$0.62 x number of names on preliminary or revised lists of electors (whichever is greater) in electoral districts where party endorses a candidate x inflation index factor | Aggregate of:  • \$2.07 x first 15 000 electors on preliminary or revised lists of electors (whichever is greater)  • \$1.04 x next 10 000 electors  • \$0.52 x number of remaining electors |  |  |  |
|                              | By-election: same as above   | By-election: same as above   |  |  |  |
| Newfoundland and<br>Labrador | \$3.125 x number of names on revised list of electors in electoral districts where party endorses a candidate; minimum \$12 000 for each electoral district                  | \$3.125 x number of names on revised list of electors; minimum \$12 000  |  |  |  |
|                              | By-election: same as above   | By-election: same as above   |  |  |  |
| Prince Edward Island         | \$6.00 x number of electors entitled to vote in electoral districts where party endorses an official candidate   | \$1.75 x number of electors entitled to vote   |  |  |  |
|                              | By-election: same as above   | By-election: same as above   |  |  |  |
| Nova Scotia                  | \$0.40 x number of electors in electoral districts where party endorses an official candidate  | Aggregate of:  • \$1.00 x first 5 000 electors  • \$0.85 x next 5 000 electors  • \$0.75 x number of remaining electors  |  |  |  |
|                              | By-election: \$1 000   | By-election: same as above   |  |  |  |
| New Brunswick                | \$1.00 x number of electors in electoral districts where party endorses a candidate  | \$1.75 x number of electors but never less than \$11 000 or more than \$22 000   |  |  |  |
|                              | By-election: \$7 000   | By-election: \$2.00 x number of electors; minimum \$11 000, maximum \$22 000   |  |  |  |
| Quebec                       | \$0.60 x number of electors in electoral divisions where party endorses an official candidate  | Must not exceed \$1.00 per elector   |  |  |  |
|                              | By-election: political parties may not incur expenses  | By-election: \$1.60 per elector  |  |  |  |
| Ontario                      | \$0.60 x indexation factor x number of electors in electoral districts where party endorses an official candidate  | \$0.96 x indexation factor x number of electors  |  |  |  |
|                              | By-election: same as above   | By-election: same as above   |  |  |  |

<sup>&</sup>lt;sup>1</sup> All jurisdictions except Alberta, Yukon Territory, Northwest Territories and Nunavut adjust spending limits according to the Consumer Price Index (CPI).

Table G.3 Limits on election expenses for political parties and candidates<sup>1</sup> (cont.)

| Jurisdiction                   | Limits for political parties  | Limits for candidates   |
|--------------------------------|---|---|
| Manitoba                       | \$1.40 x number of names on final voters lists in electoral divisions where party endorses a candidate  | Electoral divisions with  less than 30 000 square miles <sup>2</sup> : \$2.20 x number of names on final voters lists  more than 30 000 square miles <sup>2</sup> : \$3.50 x number of names on final voters lists  |
|                                | By-election: \$2.60 x number of names on final voters lists   | By-election: same as above  |
| Saskatchewan                   | \$651 355 (adjusted)  By-election:  | <ul> <li>Northern constituencies: the greater of \$52 108 (adjusted) or \$5.21 (adjusted) x number of names on voters list</li> <li>Southern constituencies: the greater of \$39 082 (adjusted) or \$2.60 (adjusted)</li> </ul>   |
|                                | Northern constituencies (2 constituencies): \$39 082 (adjusted) per candidate endorsed  | x number of names on voters list  |
|                                | <ul> <li>Southern constituencies: the greater of \$32 567 (adjusted) or \$2.60 (adjusted)</li> <li>x number of names on voters list, per candidate</li> </ul> | By-election: same as above  |
| Alberta                        | _   | -   |
| British Columbia               | \$1.25 x number of registered voters in electoral districts where party endorses a candidate  By-election: same as above                                      | <ul> <li>Where 25 000 or fewer registered voters: \$50 000</li> <li>Where more than 25 000 registered voters: \$50 000 and \$0.50 for every registered voter in excess of 25 000</li> <li>Where fewer than 2 registered voters/sq. km., add \$0.30 x number of sq. km. in electoral district; maximum increase of 25% of electoral district limit as determined by number of registered voters</li> </ul> |
| Vultar                         |   | By-election: same as above  |
| Yukon<br>Northwest Territories | No political parties  | <u> </u>  |
| Northwest Territories Nunavut  | No political parties  No political parties  | \$30 000<br>\$30 000  |

<sup>&</sup>lt;sup>1</sup> All jurisdictions except Alberta, Yukon, Northwest Territories and Nunavut adjust spending limits according to the Consumer Price Index (CPI). <sup>2</sup> 1 square mile = 2.59 km<sup>2</sup>.

Table G.4 Deadline for reporting contributions and expenses

| Jurisdiction                 | Candidates                            | Politica                                      | al parties                           | Local associations  | Third parties              | Leadership contestants  |  |
|------------------------------|---------------------------------------|---|--------------------------------------|---|----------------------------|---|--|
|                              | Candidates                            | Annual fiscal return Election expenses return |                                      | Local associations  | Tilliu parties             | Leadership contestants  |  |
| Canada                       | 4 months after polling day            | 6 months after end of fiscal year             | 6 months after polling day           | _   | 4 months after polling day | -   |  |
| Newfoundland and<br>Labrador | 6 months after polling day            | On or before April 1                          | 6 months after polling day           | _   | -                          | -   |  |
| Prince Edward Island         | 120 days after return of writ         | On or before May 31                           | 120 days after return of writ        | -   | -                          | _   |  |
| Nova Scotia                  | 60 days after return of writ          | On or before March 31 (only contributions)    | 120 days after return of writ        | Annual; on or before<br>March 31 (only<br>contributions)                  | -                          | _   |  |
| New Brunswick                | 90 days after polling day             | On or before October 1 and April 1            | -                                    | Annual; on or before<br>April 1   | -                          | -   |  |
| Quebec                       | 90 days after polling day             | On or before April 30                         | 120 days after polling day           | _   | 30 days after polling day  | -   |  |
| Ontario                      | 6 months after polling day            | On or before May 31                           | 6 months after polling day           | Annual: on or before<br>May 31<br>Election: 6 months<br>after polling day | -                          | For period beginning at official call until 2 months after vote: within 6 months  For 12-month period beginning 2 months after vote: within 20 months |  |
| Manitoba                     | 30 days after end of campaign period  | 3 months after end of year                    | 30 days after end of campaign period | 30 days after end of year   | -                          | _   |  |
| Saskatchewan                 | 3 months after being declared elected | 4 months after end of fiscal year             | 6 months after polling day           | _   | -                          | -   |  |
| Alberta                      | 4 months after polling day            | On or before March 31                         | 6 months after polling day           | Annual; on or before<br>March 31  | -                          | -   |  |
| British Columbia             | 90 days after polling day             | On or before March 31                         | 90 days after polling day            | Annual: on or before<br>March 31<br>Election: 90 days                     | 90 days after polling day  | 90 days after vote  |  |
|                              |                                       |   |                                      | after polling day   |                            |   |  |
| Yukon                        | 60 days after return of writ          | On or before March 31                         | 60 days after return of writ         | _   | -                          | -   |  |
| Northwest Territories        | 60 days after polling day             | No political parties                          | No political parties                 | _   | _                          | _   |  |
| Nunavut                      | 60 days after polling day             | No political parties                          | No political parties                 | _   | _                          | _   |  |

Table G.5 Details of financial reports

|                              | Entities required to report |                   |                       |               |                           | What is required, and by whom?  |  |                    |  |                                     |                               |                   |
|------------------------------|-----------------------------|-------------------|-----------------------|---------------|---------------------------|---|--|--------------------|--|-------------------------------------|-------------------------------|-------------------|
| Jurisdiction                 | Candidates                  | Political parties | Local<br>associations | Third parties | Leadership<br>contestants | Auditor's report  | Personal<br>expenses<br>(candidates<br>only) | Donations by class | Amount of contribution that requires detailed disclosure | Name and address of donor           | Receipts and vouchers         | Trust fund return |
| Canada                       | <b>√</b>                    | <b>√</b>          | _                     | ✓             | -                         | Candidates, political parties   | Candidates                                   | All                | Over \$200   | All                                 | Third parties on request      | Political parties |
| Newfoundland and<br>Labrador | 1                           | <b>√</b>          | -                     | _             | -                         | All   | Candidates                                   | -                  | Over \$100   | All                                 | _                             | -                 |
| Prince Edward Island         | 1                           | 1                 | -                     | -             | -                         | All   | _  | _                  | Over \$250   | Annual returns of political parties | All                           | -                 |
| Nova Scotia                  | 1                           | 1                 | 1                     | _             | _                         | Election expenses and tax receipts <sup>1</sup>                       | -  | -                  | Over \$50  | All                                 | Candidates, political parties | -                 |
| New Brunswick                | 1                           | 1                 | 1                     | _             | _                         | All   | _  | _                  | Over \$100   | All                                 | All                           | _                 |
| Quebec                       | <b>√</b>                    | 1                 | <b>√</b>              | <b>√</b>      | _                         | All   | -  | _                  | Over \$200   | All                                 | All                           | _                 |
| Ontario                      | 1                           | 1                 | ✓                     | -             | <b>✓</b>                  | All   | _  | _                  | Over \$100   | All                                 | _                             | _                 |
| Manitoba                     | 1                           | 1                 | 1                     | _             | _                         | All   | Candidates                                   | _                  | \$250 or more  | All                                 | _                             | _                 |
| Saskatchewan                 | 1                           | 1                 | _                     | _             | -                         | All   | Candidates                                   | All                | Over \$250   | Name only for all reports           | All                           | _                 |
| Alberta                      | 1                           | 1                 | 1                     | _             | -                         | Annual return of political parties                                    | _  | -                  | Over \$375   | All                                 | -                             | -                 |
| British Columbia             | 1                           | <b>√</b>          | <b>√</b>              | ✓             | 1                         | Candidates, political parties, constituency associations <sup>2</sup> | Candidates                                   | All                | Over \$250   | All                                 | -                             | -                 |
| Yukon                        | 1                           | 1                 | -                     | _             | -                         | -   | -  | -                  | Over \$250   | All                                 | All                           | _                 |
| Northwest Territories        | ✓                           | 3                 | -                     | _             | _                         | -   | _  | _                  | Over \$100   | Candidates                          | Candidates                    | _                 |
| Nunavut                      | 1                           | 3                 | -                     | _             | -                         | -   | _  | _                  | Over \$100   | Candidates                          | Candidates                    | _                 |

Contribution reports must also be audited if the donations exceed \$5 000.
 Only if the value of contributions, election expenses, or contestant expenses is \$10 000 or more.
 Political parties do not exist in the Northwest Territories or Nunavut.

Table G.6 Regulations governing election advertising and opinion polls

|                           | Restriction   | s on advertising   |  |   |   |
|---------------------------|---|--|--|---|---|
| Jurisdiction              | Limit on spending   | Blackout period  | Government advertising                         | Authorization   | Restrictions on opinion polls   |
| Canada                    | Third party: \$3 000 per electoral district, to a maximum of \$150 000 nationally per election period                               | Polling day until close of all polls in electoral district | No transmission<br>through government<br>means | Any advertising must indicate that it was authorized by candidate's official agent or registered agent of political party   | Upon first release and upon release within 24 hours of first release, any opinion poll or survey must publish identifying information, dates, number of people contacted and margin of error. For published surveys, must provide wording of questions, and more detailed and statistical information upon request. |
| Newfoundland and Labrador | _   | Polling day and day before polling day                     | _  | Authorizing person, union, corporation, candidate or political party, as well as sponsor of the advertising, must be identified in writing to publisher   | _   |
| Prince Edward Island      | _   | -  | -  | Authorizing person, union, corporation or political party, as well as sponsor of the advertising, must be identified in writing to publisher or broadcaster, and all election advertising must make reference to this information | -   |
| Nova Scotia               | -   | _  | -  | Any advertisement must bear name and address of the printer and of the person on whose behalf it was printed, published or broadcast  | -   |
| New Brunswick             | <ul> <li>Political party: \$35 000 per year</li> <li>District association or independent<br/>candidate: \$2 000 per year</li> </ul> | Polling day and day before polling day                     | _  | Every advertisement must bear<br>the name of the person who<br>ordered it published or<br>broadcast   | _   |

Table G.6 Regulations governing election advertising and opinion polls (cont.)

|              | Restriction   | s on advertising   |   |   |                               |
|--------------|---|--|---|---|-------------------------------|
| Jurisdiction | Limit on spending   | Blackout period  | Government advertising  | Authorization   | Restrictions on opinion polls |
| Quebec       | Authorized private intervenor: \$300  | The 7 days following election order; polling day   | -   | Any radio or television broadcaster that airs advertising must mention at beginning or end of advertisement name and title of official agent or deputy official agent responsible for advertisement | -                             |
| Ontario      | _   | From issue of writ<br>until 22nd day before<br>polling day, polling<br>day and day before<br>polling day | _   | _   | -                             |
| Manitoba     | Political party:  Election: \$0.70 x number of names on final voters lists for all electoral divisions in which party endorses candidates  By-election: \$1.30 x number of names on final voters lists for electoral division  Annual (outside election period): \$50 000  Candidate: \$0.45 x number of names on final voters lists for electoral division | _  | No government<br>department or<br>Crown corporation<br>may advertise<br>during election<br>period (there are<br>some exceptions)              | No advertising may be shown without written approval of official agent or chief financial officer of political party, which must be displayed with advertisement                                    | -                             |
| Saskatchewan | Political party: \$195 407 (adjusted) per year for a registered political party, including its associations, candidates, and members of Legislative Assembly who are members of registered political party and using funds provided by registered political party   | _  | No government<br>department, board,<br>commission, Crown<br>corporation or<br>government agency<br>may advertise<br>during election<br>period | No person may distribute advertising that does not bear name and address of person who authorized it to be produced, published or distributed   | _                             |

Table G.6 Regulations governing election advertising and opinion polls (cont.)

|                       | Restriction                                    | ns on advertising                      |                        |   |  |
|-----------------------|--|--|------------------------|---|--|
| Jurisdiction          | Limit on spending                              | Blackout period                        | Government advertising | Authorization   | Restrictions on opinion polls  |
| Alberta               | _  | -                                      | -                      | Every printed advertisement<br>must bear name and address of<br>person who sponsored it, unless<br>advertisement includes the<br>party's colours and logo, party<br>name, or candidate name | _  |
| British Columbia      | Third party: \$5 000 per campaign <sup>1</sup> | Polling day                            | _                      | All election advertising must identify name of sponsor or financial agent, indicate that it was authorized by that person, and give telephone number or mailing address of that person      | Upon first publication, any opinion poll or survey must include identifying and contact information, dates, respondent data, wording of questions, margin of error; with more detailed and statistical information upon request <sup>1</sup> |
| Yukon                 | _  | -                                      | ı                      | All advertising must bear the name and address of person who sponsored it   | _  |
| Northwest Territories | _  | Polling day and day before polling day | _                      | A person who causes an advertisement to be published must identify the sponsor in writing to the publisher  | _  |
| Nunavut               | _  | Polling day and day before polling day | _                      | A person who causes an advertisement to be published must identify the sponsor in writing to the publisher  | _  |

<sup>&</sup>lt;sup>1</sup> While these provisions appear in the British Columbia *Election Act*, they have been ruled of no force and effect by the Supreme Court of British Columbia, 2000.

In all jurisdictions, the Chief Electoral Officer is responsible for ensuring that electoral legislation is enforced. Federally, enforcement is carried out by the Commissioner of Canada Elections, who is appointed by the Chief Electoral Officer of Canada. As a rule, the Chief Electoral Officer in each jurisdiction has the power to investigate possible breaches of electoral law. However, investigation is often delegated to the police or the Royal Canadian Mounted Police, usually on the advice of the Chief Electoral Officer.

The Commissioner of Canada Elections may apply to the court for an injunction if he or she has reason to believe that a person may have committed, or is likely to commit, an offence. In addition, the Commissioner may initiate a compliance agreement with any person who has committed or is about to commit an offence against the Act. Similar powers exist in Yukon, where the Chief Electoral Officer may intervene to avoid the commission of an offence or may issue a certificate to order a person to stop contravening the Act. Such provisions do not exist in other jurisdictions.

In most cases, for general offences, court proceedings may be instituted by either the Chief Electoral Officer or the Attorney General of the province. Most jurisdictions set a time limit for prosecuting an offender and also stipulate the level of court that can hear the case.

All jurisdictions impose a standard penalty for offences against their respective electoral legislation, with the exception of Canada, New Brunswick and British Columbia, where specific penalties are matched to infractions. As well, most jurisdictions levy additional penalties for offences that are classified as corrupt or illegal practices. These offences, such as impersonation or intimidation, are usually related to voting and to polling day. In most jurisdictions, a person convicted of such offences may not run for election, sit as a member or be nominated or appointed to an office by the Crown until six years after the conviction. In some cases, convicted persons may also be denied the right to vote for a certain period.

Table H.1 Enforcement authority

| Jurisdiction              | Responsible for enforcement of Act  | Power to investigate   | Power to institute proceedings                  | Time limit for prosecution   | Body that renders judgment   |
|---------------------------|---|--|---|--|--|
| Canada                    | Commissioner of<br>Canada Elections,<br>appointed by Chief<br>Electoral Officer | Commissioner of Canada Elections   | Commissioner of Canada<br>Elections             | 18 months from date of offence   | <ul> <li>In Canada, Trial Division of Federal Court</li> <li>In Ontario, Superior Court of Justice</li> <li>In Quebec, Superior Court</li> <li>In Nova Scotia, British Columbia, Yukon and Northwest Territories, Supreme Court</li> <li>In New Brunswick, Manitoba, Saskatchewan and Alberta, Court of Queen's Bench</li> <li>In Prince Edward Island and Newfoundland and Labrador, Trial Division of Supreme Court</li> <li>In Nunavut, Nunavut Court of Justice</li> </ul> |
| Newfoundland and Labrador | Chief Electoral Officer   | Chief Electoral Officer  | Crown prosecutor                                | No limit   | Trial Division of Supreme Court of Newfoundland and Labrador   |
| Prince Edward Island      | Chief Electoral Officer   | General offences: Police or Royal Canadian Mounted Police  Election financing: Chief Electoral Officer           | General offences:<br>Chief Electoral Officer    | General offences: No limit  Election financing: 1 year after facts become known to Chief Electoral Officer | General offences:<br>Varies by case  |
| Nova Scotia               | Chief Electoral Officer   | Preliminary investigations;<br>must request appropriate<br>police authorities to<br>investigate                  | General offences: Public<br>Prosecution Service | 9 months from date of offence  | Varies by case   |
| New Brunswick             | Chief Electoral Officer   | General offences: Police or Royal Canadian Mounted Police  Election financing: Supervisor of Political Financing | Attorney General                                | General offences: No limit  Election financing: 2 years from date of offence                               | General offences: Varies by case  Election financing: Court of Queen's Bench   |

Table H.1 Enforcement authority (cont.)

| Jurisdiction          | Responsible for enforcement of Act | Power to investigate   | Power to institute proceedings  | Time limit for prosecution  | Body that renders judgment             |
|-----------------------|------------------------------------|--|---|---|--|
| Quebec                | Chief Electoral Officer            | Chief Electoral Officer or person appointed by him or her  | Chief Electoral Officer   | 1 year after prosecutor<br>becomes aware of<br>commission of offence, but<br>no later than 5 years after<br>date of offence | Court of Quebec                        |
| Ontario               | Chief Election Officer             | Chief Election Officer   | General offences:<br>Attorney General   | General offences:<br>No limit   | Varies by case                         |
|                       |                                    |  | Election financing:<br>Chief Election Officer   | Election financing: 2 years after facts become known to Chief Election Officer  |  |
| Manitoba              | Chief Electoral Officer            | Chief Electoral Officer  | Chief Electoral Officer   | 1 year from date Chief<br>Electoral Officer believes an<br>offence was committed  | Varies by case                         |
| Saskatchewan          | Chief Electoral Officer            | Chief Electoral Officer  | Chief Electoral Officer   | 2 years from date of alleged offence  | Court of Queen's Bench of Saskatchewan |
| Alberta <sup>1</sup>  | Chief Electoral Officer            | General offences: Police or Royal Canadian Mounted Police  Election financing: Chief Electoral Officer | General offences:<br>Attorney General<br>Election financing:<br>Chief Electoral Officer | No limit  | Court of Queen Bench's of Alberta      |
| British Columbia      | Chief Electoral Officer            | Chief Electoral Officer  | Ministry of Attorney General, with consent of Chief Electoral Officer                   | 1 year after facts become<br>known to Chief Electoral<br>Officer  | Supreme Court of British Columbia      |
| Yukon                 | Chief Electoral Officer            | Chief Electoral Officer  | Chief Electoral Officer or<br>any person who is a<br>qualified elector                  | 6 months after date of offence or discovery of commission of offence, whichever is later                                    | General offences:<br>Varies by case    |
| Northwest Territories | Chief Electoral Officer            | Chief Electoral Officer  | Chief Electoral Officer   | 1 year from date of offence   | Varies by case                         |
| Nunavut               | Chief Electoral Officer            | Chief Electoral Officer  | Chief Electoral Officer   | 1 year from date of offence   | Varies by case                         |

<sup>&</sup>lt;sup>1</sup> These provisions are with respect to the *Election Act* only, and do not apply to the *Election Finances and Contributions Disclosure Act*.

Table H.2 General offences and penalties

|                              | Penalties for ge  | neral offences  |            |  | Additi                                   | onal pen                      | alties fo                 | r corrupt  | or illeg    | al practice                              | es  |
|------------------------------|---|---|------------|--|--|-------------------------------|---------------------------|--|-------------|--|---|
| Jurisdiction                 | Fine not more than  | Prison term not<br>more than                                | Or<br>both | Penalty period                                       | Cannot be<br>nominated as a<br>candidate | Cannot be elected as a member | Cannot sit as a<br>member | Cannot be<br>nominated or<br>appointed to office | Cannot vote | Cannot be appointed to the Civil Service | Other   |
| Canada                       | -   | _   | -          | Illegal practice: 5 years  Corrupt practice: 7 years | -  | ✓                             | <b>√</b>                  | <b>√</b>   | I           | -  | May be ordered to pay compensation or do community service                |
| Newfoundland and<br>Labrador | \$1 000   | 3 months  | ✓          | _  | -  | _                             | -                         | _  | _           | -  | -   |
| Prince Edward Island         | \$2 000   | 2 years   | ✓          | Corrupt practice: 5 years                            | -  | 1                             | ✓                         | ✓  | -           | ✓  | -   |
| Nova Scotia                  | \$2 000   | 2 years   | ✓          | Corrupt practice: 5 years                            | ✓  | ✓                             | <b>√</b>                  | ✓  | 1           | _  | -   |
| New Brunswick                | _   | _   | _          | 5 years  | _  | <b>√</b>                      | 1                         | 1  | <b>/</b>    | _  | _   |
| Quebec                       | \$500   | -   | -          | Corrupt practice: 5 years                            | <b>√</b>                                 | -                             | -                         | <b>√</b>   | ✓           | -  | Loses right to engage in partisan work for 5 years                        |
| Ontario                      | \$5 000   | -   | -          | Corrupt practice: 8 years                            | ✓  | ✓                             | <b>√</b>                  | ✓  | 1           | _  | -   |
| Manitoba                     | Election offence: \$10 000<br>General offence: \$2 000<br>Election financing offence:<br>\$5 000 (\$25 000 for a<br>registered party) | Election offence:<br>1 year<br>General offence:<br>2 months | <b>√</b>   | , <u> </u>   | -  | -                             | -                         | -  | ı           | -  | May be liable for an additional fine equal to double the benefit involved |
| Saskatchewan                 | \$5 000   | 2 years   | <b>√</b>   | Corrupt practice: 5 years                            | -  | <b>√</b>                      | <b>√</b>                  | -  | ✓           | _  | -   |

Table H.2 General offences and penalties (cont.)

|                       | Penalties for ge   | eneral offences           |            |  | Additi                                   | ional pen                     | alties fo                 | r corrupt o                                      | or illeg    | al practice                              | es    |
|-----------------------|--------------------|---------------------------|------------|--|--|-------------------------------|---------------------------|--|-------------|--|-------|
| Jurisdiction          | Fine not more than | Prison term not more than | Or<br>both | Penalty period                               | Cannot be<br>nominated as a<br>candidate | Cannot be elected as a member | Cannot sit as a<br>member | Cannot be<br>nominated or<br>appointed to office | Cannot vote | Cannot be appointed to the Civil Service | Other |
| Alberta               | \$500              | _                         | -          | 8 years                                      | ✓  | <b>√</b> 1                    | <b>√</b>                  | <b>√</b>   | ✓           | _  | _     |
| British Columbia      | _                  | -                         | _          | _  | _  | _                             | _                         | _  | _           | _  | _     |
| Yukon                 | \$5 000            | 1 year                    | 1          | _  | _  | _                             | _                         | _  | _           | -  | _     |
| Northwest Territories | \$1 000            | 1 year                    | <b>√</b>   | Illegal practice: 5 years  Corrupt practice: | -  | <b>√</b>                      | <b>√</b>                  | ✓  | ✓           | -  | -     |
|                       |                    |                           |            | 7 years                                      |  |                               |                           |  |             |  |       |
| Nunavut               | \$1 000            | 1 year                    | 1          | Illegal practice:<br>5 years                 | -  | <b>✓</b>                      | <b>√</b>                  | <b>√</b>   | <b>√</b>    | _  | -     |
|                       |                    |                           |            | Corrupt practice: 7 years                    |  |                               |                           |  |             |  |       |

<sup>&</sup>lt;sup>1</sup> Under any Act of the Alberta Legislature.

Table H.3 Specific offences and penalties

|                                    |  |                                       |   |   |                    |   | Jur              | isdiction                                |                                   |  |  |  |  |  |
|------------------------------------|--|---------------------------------------|---|---|--------------------|---|------------------|--|-----------------------------------|--|--|--|--|--|
| Offences related to                | Canada                                   | Newfoundland and Labrador             | Prince<br>Edward<br>Island              | Nova<br>Scotia                          | New<br>Brunswick   | Quebec  | Ontario          | Manitoba                                 | Saskatchewan                      | Alberta                                  | British<br>Columbia                      | Yukon                                  | Northwest<br>Territories               | Nunavut                                |
| Access                             | Up to<br>\$2 000,<br>6 months<br>or both | -                                     | -                                       | -                                       | -                  | \$100–<br>\$1 000                                     | -                | Up to<br>\$2 000,<br>2 months<br>or both | -                                 | Up to<br>\$1 000                         | -  | Up to<br>\$5 000,<br>1 year or<br>both | -                                      | -                                      |
| False<br>statements                | Up to<br>\$5 000,<br>5 years<br>or both  | Up to \$5 000,<br>6 months or<br>both | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$2 000,<br>2 years<br>or both | -                  | \$100–<br>\$3 000                                     | -                | Up to<br>\$10 000,<br>1 year or<br>both  | Up to \$5 000,<br>2 years or both | Up to<br>\$2 000                         | Up to<br>\$5 000,<br>1 year or<br>both   | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Beverage<br>alcohol                | -  | -                                     | \$100                                   | _                                       | _                  | _   | -                | _  | Up to \$5 000,<br>2 years or both | _  | _  | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Gambling and betting               | -  | -                                     | -                                       | Up to<br>\$2 000,<br>2 years<br>or both | -                  | _   | -                | Up to<br>\$10 000,<br>1 year or<br>both  | Up to \$5 000,<br>2 years or both | Up to<br>\$5 000,<br>2 years or<br>both  | _  | -                                      | -                                      | -                                      |
| False information on voters lists  | Up to<br>\$5 000,<br>5 years<br>or both  | Up to \$1 000,<br>3 months or<br>both | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$2 000,<br>2 years<br>or both | \$250—<br>\$10 000 | \$500–<br>\$2 000                                     | \$5 000          | Up to<br>\$10 000,<br>1 year or<br>both  | -                                 | Up to<br>\$5 000,<br>2 years or<br>both  | _  | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Use of information on voters lists | Up to<br>\$1 000,<br>3 months<br>or both | Up to \$1 000,<br>3 months or<br>both | -                                       | Up to<br>\$2 000,<br>2 years<br>or both | \$120–<br>\$2 500  | \$500–<br>\$30 000                                    | -                | Up to<br>\$10 000,<br>1 year or<br>both  | _                                 | Up to<br>\$100 000,<br>1 year or<br>both | Up to<br>\$10 000,<br>2 years or<br>both | -                                      | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Voting or<br>bribery               | Up to<br>\$5 000,<br>5 years<br>or both  | Up to \$5 000,<br>6 months or<br>both | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$2 000,<br>2 years<br>or both | \$120–<br>\$10 000 | \$500-<br>\$2 000<br>Bribery:<br>\$1 000-<br>\$10 000 | Up to<br>\$5 000 | Up to<br>\$10 000,<br>1 year or<br>both  | Up to \$5 000,<br>2 years or both | Up to<br>\$5 000,<br>2 years or<br>both  | Up to<br>\$10 000,<br>2 years or<br>both | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Impersonation of elector           | -  | Up to \$5 000,<br>6 months or<br>both | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$2 000,<br>2 years<br>or both | \$250—<br>\$10 000 | \$500–<br>\$2 000                                     | -                | \$5 000<br>and up to<br>1 year           | Up to \$5 000,<br>2 years or both | Up to<br>\$5 000,<br>2 years or<br>both  | Up to<br>\$10 000,<br>2 years or<br>both | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |

Table H.3 Specific offences and penalties (cont.)

|                         |  |                                       |   |   |                    |                      | Jur                                      | isdiction                                |                                   |   |  |  |  |  |
|-------------------------|--|---------------------------------------|---|---|--------------------|----------------------|--|--|-----------------------------------|---|--|--|--|--|
| Offences related to     | Canada   | Newfoundland and Labrador             | Prince<br>Edward<br>Island              | Nova<br>Scotia                          | New<br>Brunswick   | Quebec               | Ontario                                  | Manitoba                                 | Saskatchewan                      | Alberta                                 | British<br>Columbia                      | Yukon                                  | Northwest<br>Territories               | Nunavut                                |
| Intimidation            | Up to<br>\$5 000,<br>5 years<br>or both                              | Up to \$5 000,<br>6 months or<br>both | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$2 000,<br>2 years<br>or both | \$250–<br>\$25 000 | \$1 000–<br>\$30 000 | -  | Up to<br>\$10 000,<br>1 year or<br>both  | Up to \$5 000,<br>2 years or both | Up to<br>\$5 000,<br>2 years<br>or both | Up to<br>\$10 000,<br>2 years or<br>both | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Secrecy                 | Up to<br>\$5 000,<br>5 years<br>or both                              | Up to \$5 000,<br>6 months or<br>both | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$2 000,<br>2 years<br>or both | \$70–<br>\$5 000   | \$1 000–<br>\$30 000 | Up to<br>\$5 000                         | Up to<br>\$10 000,<br>1 year or<br>both  | Up to \$5 000,<br>2 years or both | Up to<br>\$5 000,<br>2 years<br>or both | Up to<br>\$5 000,<br>1 year or<br>both   | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Ballots                 | Up to<br>\$5 000,<br>5 years<br>or both                              | Up to \$5 000,<br>6 months or<br>both | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$2 000,<br>2 years<br>or both | \$120–<br>\$5 000  | \$100–<br>\$3 000    | Up to<br>\$5 000<br>and<br>6 months      | Up to<br>\$10 000,<br>1 year or<br>both  | Up to 2 years                     | Up to<br>\$5 000,<br>2 years<br>or both | Up to<br>\$5 000,<br>1 year or<br>both   | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Election<br>officers    | Up to<br>\$5 000,<br>5 years<br>or both                              | Up to \$1 000,<br>3 months or<br>both | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$2 000,<br>2 years<br>or both | \$120–<br>\$5 000  | \$100–<br>\$2 000    | Up to<br>\$5 000,<br>6 months<br>or both | Up to<br>\$10 000,<br>1 year or<br>both  | Up to \$5 000,<br>2 years or both | Up to<br>\$1 000                        | Up to<br>\$10 000,<br>2 years or<br>both | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Advertising and surveys | Up to<br>\$25 000,<br>3 months<br>or both                            | Up to \$1 000,<br>3 months or<br>both | Up to<br>\$10 000                       | I                                       | \$70–<br>\$5 000   | \$500–<br>\$10 000   | Up to<br>\$50 000                        | Up to<br>\$25 000                        | Up to \$5 000,<br>2 years or both | Up to<br>\$500                          | Up to<br>\$5 000,<br>1 year or<br>both   | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Election signs          | Up to<br>\$1 000,<br>3 months<br>or both                             | Up to \$5 000,<br>6 months or<br>both | -                                       | I                                       | \$70–\$500         | \$200–<br>\$1 000    | _  | Up to<br>\$2 000,<br>2 months<br>or both | _                                 | Up to<br>\$500                          | Up to<br>\$5 000,<br>1 year or<br>both   | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |
| Broadcasting            | \$25 000,<br>1 year or<br>both; or<br>\$5 000,<br>5 years<br>or both | Up to \$1 000,<br>3 months or<br>both | Up to<br>\$10 000                       | -                                       | \$70–<br>\$5 000   | \$500–<br>\$10 000   | Up to<br>\$50 000                        | Up to<br>\$25 000                        | -                                 | -                                       | Up to<br>\$5 000,<br>1 year or<br>both   | Up to<br>\$5 000,<br>1 year or<br>both | Up to<br>\$5 000                       | Up to<br>\$5 000                       |

Table H.3 Specific offences and penalties (cont.)

|                         |   | Jurisdiction                           |                            |   |   |                      |                   |                   |                                   |                   |  |       |  |  |  |
|-------------------------|---|--|----------------------------|---|---|----------------------|-------------------|-------------------|-----------------------------------|-------------------|--|-------|--|--|--|
| Offences related to     | Canada                                  | Newfoundland and Labrador              | Prince<br>Edward<br>Island | Nova<br>Scotia                          | New<br>Brunswick                          | Quebec               | Ontario           | Manitoba          | Saskatchewan                      | Alberta           | British<br>Columbia                    | Yukon | Northwest<br>Territories               | Nunavut                                |  |
| Third party advertising | Up to<br>\$5 000,<br>5 years<br>or both | -                                      | -                          | -                                       | -   | \$500–<br>\$10 000   | -                 | -                 | -                                 | -                 | Up to<br>\$5 000,<br>1 year or<br>both | -     | -                                      | -                                      |  |
| Election finances       | Up to<br>\$5 000,<br>5 years<br>or both | Up to \$10 000,<br>3 months or<br>both | Up to<br>\$10 000          | Up to<br>\$2 000,<br>2 years<br>or both | Up to<br>\$10 000,<br>3 months<br>or both | \$1 000–<br>\$30 000 | Up to<br>\$50 000 | Up to<br>\$50 000 | Up to \$5 000,<br>2 years or both | Up to<br>\$10 000 | Up to<br>\$5 000,<br>1 year or<br>both | -     | Up to<br>\$1 000,<br>1 year or<br>both | Up to<br>\$1 000,<br>1 year or<br>both |  |

# I. Referendums, Plebiscites, Recall and Initiative

All jurisdictions permit referendums or plebiscites on a variety of issues. Most jurisdictions have separate legislation for referendums or plebiscites, although for purposes of general administration, these usually refer to the legislation governing the conduct of elections. Several jurisdictions, including Newfoundland and Labrador, New Brunswick, Alberta and British Columbia, have provisions for the conduct of a plebiscite in the election legislation itself. Alberta and British Columbia, however, also have stand-alone statutes governing referendums, although these, too, refer to the election legislation.1 The Chief Electoral Officer of Canada and that of Quebec are required to adapt their respective election legislation for the purposes of a referendum and to include this adaptation as regulations for the referendum legislation.

In each jurisdiction, the Office of the Chief Electoral Officer administers all referendums and plebiscites. In Nova Scotia, the Office of the Chief Electoral Officer conducts plebiscites under the *Liquor Control Act* to authorize the sale of liquor in the plebiscite area on behalf of the Nova Scotia Liquor Corporation and the Alcohol and Gaming Authority.

In most cases, referendums or plebiscites can be held on any issue deemed to be of public concern. However, several jurisdictions specify the subject matter of any referendum or plebiscite that may be held. Federally, a referendum may be held only on constitutional issues. Nova Scotians may vote only on the sale of liquor, while electors in Ontario may only vote in a referendum to authorize an increase in the rate of taxation in the province. Manitobans must vote in a referendum to authorize the government to proceed with a tax increase or to privatize Manitoba Hydro. In Saskatchewan, a referendum or plebiscite may be held on any issue, and a public vote may be held in specific areas to determine the standard time to be used in that area (called a time option vote). In Alberta and British Columbia, a plebiscite may be held on any matter of public concern, but a

referendum must be held before the respective governments may proceed with an amendment to the Constitution of Canada. Similarly, the government of Yukon may only initiate an increase in the rate of taxation after conducting a referendum, but it may hold a plebiscite on any issue. In all other jurisdictions, a referendum or plebiscite may be held on any issue.

Most referendums or plebiscites are proclaimed by the Lieutenant Governor in Council, Commissioner or Commissioner in Executive Council, as the case may be. However, in Nova Scotia, plebiscites are held when either the Chief Electoral Officer or the Alcohol and Gaming Authority is satisfied that the request for a vote has been made in accordance with the *Liquor Control Act*. Saskatchewan is the only other jurisdiction in which a plebiscite may be instigated by a petition. There, a plebiscite may be proclaimed by the Lieutenant Governor in Council, by the Legislative Assembly as a whole, or by a minister of the Crown upon receipt of a petition signed by 15 percent of the electors in Saskatchewan. A time option vote may also be initiated by a petition.

As a rule, referendums and plebiscites may be proclaimed at any time. However, a plebiscite in New Brunswick must be conducted in conjunction with a provincial general election, whereas in Quebec and federally, a referendum is cancelled if the writ for an election is issued during the referendum period.

In half of Canadian jurisdictions, the results of referendums and plebiscites are not binding. In other words, governments are not required to act on the results of a referendum or plebiscite. However, in Nova Scotia, the Nova Scotia Liquor Corporation and the Alcohol and Gaming Authority must respect the outcome of a plebiscite, as must the governments of Ontario, Manitoba and Yukon of a referendum on an increase in the taxation rate. In Alberta and British Columbia, only the results of a referendum are binding; the results of a plebiscite are not. In most cases where a referendum or plebiscite is binding, the outcome must be endorsed by a simple majority (50 percent + 1). However, a referendum or plebiscite is binding on the government of Saskatchewan only

<sup>&</sup>lt;sup>1</sup> British Columbia also has a *Recall and Initiative Act*, which allows citizens to petition to remove their elected member or to introduce or change legislation (see "Recall and initiative" on next page).

when more than 60 percent of electors vote in favour of a particular option and more than 50 percent of electors actually cast ballots (a time option area vote, however, is binding if endorsed by a simple majority of electors). In addition, if any referendum concerns the separation of a province, the federal government, under the *Clarity Act*, must determine that the question presented in the referendum was clear and unambiguous before entering into negotiations on secession with the province in question.

Referendum committees exist only in Quebec and at the federal level. However, Ontario requires an individual or group campaigning or advertising in favour of a particular option to apply for registration with the Chief Election Officer if the person or group spends more than \$1 000. In Quebec, members of the National Assembly must register their choice of option with the Chief Electoral Officer within five days of the adoption by the National Assembly of the question, thus forming the committees in favour of each option. If no members of the Assembly come forward, the Chief Electoral Officer may invite up to 20 electors to register to form a committee. Since 1980, there have been only two referendum committees in Quebec, one for each option (i.e. the Yes option and the No option). There could be more than two committees if there were more than two options. Moreover, private intervenors (a neutral intervenor or non-affiliated elector), after obtaining the Chief Electoral Officer's authorization, may spend up to \$1 000 in advertising.

Federally, there is no limit on the amount an individual or group may contribute to a referendum committee. However, no committee is permitted to spend more than \$0.30 x the number of names on the preliminary list of electors in the areas where the committee has indicated it will be active. In Quebec, the National Assembly must give each referendum committee an equal subsidy for its referendum fund. All expenses related to the referendum must be paid out of this fund. Contributions may be made only to the fund and no elector may contribute more than \$3 000. Expenses must not exceed \$1.00 per elector. In Ontario, no person may contribute more than \$7 500 in total to campaign organizers who are promoting the same result in a referendum. Expenses for such campaign organizers are limited to \$0.60 x the number of electors in the electoral district where the organizer is registered. The reporting requirements

for referendum committees in all three jurisdictions (Canada, Quebec and Ontario) are similar to the reporting requirements during general elections.

Federally, each network broadcaster that broadcasts in the same language as the mother tongue of the majority of its listeners and is licensed for more than a particular series of programs or type of programming must provide a total of three hours to all registered referendum committees that have indicated they would like to receive broadcasting time. The time is then allocated by the Broadcasting Arbitrator, who must take into consideration the regional and national interests of the various committees and the different views on the referendum question.

A blackout period is enforced federally and in Quebec and Ontario. Federally, the blackout extends only to polling day and the day immediately before polling day. In Quebec, no referendum-related broadcasting may take place in the seven days following the referendum order or on polling day. In Ontario, the blackout period lasts from the time of the issue of the writ until the 22nd day before polling day and again throughout polling day and the day immediately preceding it.

## Recall and initiative

British Columbia is the only Canadian jurisdiction that has provisions for recall and initiative. Recall is the process whereby an elector may petition other electors in the electoral district for the removal of their elected member of the provincial legislature between elections. A member cannot be subject to a recall petition within the first 18 months after his or her election. A recall proponent must obtain an application from the Chief Electoral Officer, as well as provide a statement of no more than 200 words explaining why, in the proponent's opinion, the member should be recalled. If the Chief Electoral Officer approves, a proponent has 60 days to gather signatures from 40 percent of those on the list of electors for that electoral district in the last election who are currently registered to vote. For example, if there were 30 000 registered electors in the district at the last election, a proponent would be required to gather the signatures of 12 000 electors who were registered at the last election and are currently registered. The proponent must submit all completed petition sheets to the Chief Electoral Officer for

verification. If the Chief Electoral Officer determines that enough signatures have been gathered and all financial provisions have been met, the member may no longer hold his or her seat in the legislature, and a by-election must be held. The recalled member may stand as a candidate in the by-election. Only one recall-related by-election is permitted in any electoral district between each general election.

Initiative is a process whereby an elector may petition other electors for the introduction of new laws, or changes to existing laws, on any matter within the jurisdiction of the provincial legislature. A registered voter must obtain an application from the Chief Electoral Officer, as well as provide a copy of the draft bill to be considered. A petition must receive the signatures of 10 percent of the electors in each electoral district in the province within 90 days. The Chief Electoral Officer then has 42 days to verify the signatures, whereupon the initiative must be presented to a select standing committee of the legislature. The select standing committee may either table a report recommending introduction of the draft bill or refer it to the Chief Electoral Officer to be put to the electorate in an initiative vote. In that vote. 50 percent + 1 of the electors from two thirds of all electoral districts must vote in favour of the initiative for it to pass. If the initiative passes the vote, the government must take steps to implement the bill.

An initiative petition is suspended if a general election is called during the 90-day petition-signing period. The proponent of the initiative must hand in all petition sheets to the Chief Electoral Officer, who is required to reissue the initiative petition as soon as practicable after the election. The proponent may only gather signatures for the remainder of the time that was left when the election was called. If a petition has been received by the standing committee, but not yet considered at the time an election is called, the standing committee must resume its deliberations after the election. If the standing committee has accepted a draft bill but not yet introduced it to the legislature when an election is called, the motion must be introduced as soon as possible after the election.

The British Columbia Recall and Initiative Act establishes financing and advertising regimes for each of these processes. Proponents of initiative and recall petitions are subject to spending limits, as are elected members in the case of recall. There are also

restrictions on contributions, advertising and opinion polls. Typically, these provisions mirror related provisions for a general election. The *Recall and Initiative Act* makes reference to the relevant sections of the *Election Act* to determine spending limits and other financial provisions.

Table I.1 Proclamation, question and conditions

|                              |   | Тур   | e of question |   |   | Cancel             | lation         |
|------------------------------|---|---|---------------|---|---|--------------------|----------------|
| Jurisdiction                 | Proclaimed by   | Constitutional  | Any issue     | Specified issue   | Binding   | If election called | For any reason |
| Canada                       | Governor in Council   | ✓   | _             | _   | No  | ✓                  | -              |
| Newfoundland and<br>Labrador | Lieutenant-Governor in Council  | 1   | ✓             | _   | No  | 1                  | <b>√</b>       |
| Prince Edward Island         | Lieutenant Governor in Council  | ı   | ✓             | -   | No  | -                  | _              |
| Nova Scotia                  | Chief Electoral Officer or Alcohol and Gaming Authority upon receiving a resolution of a municipal council or a petition signed by 20% of electors of a voting area           | -   | -             | Operation of store<br>for sale of liquor<br>or establishment<br>of licensed<br>premises | Yes   | _                  | ✓              |
| New Brunswick                | Lieutenant-Governor in Council  | -   | ✓             | _   | No  | _                  | _              |
| Quebec                       | Government  | _   | ✓             | A bill of National Assembly   | No  | <b>\</b>           | _              |
| Ontario                      | Lieutenant Governor in Council  | -   | -             | Increase in the rate of tax   | Yes   | _                  | -              |
| Manitoba                     | Government  | -   | _             | Increase in the rate of tax or privatization of Manitoba Hydro                          | Yes   | -                  | <b>√</b>       |
| Saskatchewan                 | Referendum: Lieutenant Governor in Council  Plebiscite: Lieutenant Governor in Council, Legislative Assembly, or minister upon receiving a petition signed by 15% of electors | _   | <b>√</b>      | A time option vote  | <ul> <li>Referendum: Yes, if more than 60% of valid ballots vote the same way and at least 50% of eligible voters cast a ballot</li> <li>Plebiscite: No</li> <li>Time option vote: Yes (simple majority)</li> </ul> | -                  | ✓              |
| Alberta                      | Lieutenant Governor in Council  | A referendum must be<br>held regarding any<br>proposed changes to<br>Constitution of Canada | (plebiscite)  | -   | Referendum: Yes<br>Plebiscite: No   | -                  | -              |

Table I.1 Proclamation, question and conditions (cont.)

|                       |                                   | Тур  | e of question |                                   |                                   | Cancellation       |                |  |
|-----------------------|-----------------------------------|--|---------------|-----------------------------------|-----------------------------------|--------------------|----------------|--|
| Jurisdiction          | Proclaimed by                     | Constitutional   | Any issue     | Specified issue                   | Binding                           | If election called | For any reason |  |
| British Columbia      | Lieutenant Governor in Council    | A referendum must be held regarding any proposed changes to Constitution of Canada | ✓             | -                                 | Referendum: Yes<br>Plebiscite: No | -                  | -              |  |
| Yukon                 | Commissioner in Executive Council | -  | ✓             | Increase in tax rate (referendum) | Referendum: Yes<br>Plebiscite: No | _                  | -              |  |
| Northwest Territories | Commissioner                      | -  | ✓             | _                                 | No                                | _                  | <b>√</b>       |  |
| Nunavut               | Commissioner                      | -  | ✓             | _                                 | No                                | _                  | <b>√</b>       |  |

Table I.2 Referendum/Plebiscite process

| Jurisdiction                 | Period   | Polling day | Legislation that applies or is adapted   | Who makes regulations             | Requirement to produce a report                           |
|------------------------------|--|-------------|--|-----------------------------------|---|
| Canada                       | Begins on day text of question is approved by Parliament and ends on polling day, 36 days from issue of writ | Monday      | Referendum Act and Canada Elections Act as adapted by regulation apply to a referendum   | Chief Electoral Officer           | Within 60 days of return of writ                          |
| Newfoundland and<br>Labrador | Minimum 21 days  | _           | <ul> <li>Elections Act, 1991, applies to a plebiscite or referendum</li> <li>If a plebiscite or referendum is held in conjunction with one held by Government of Canada, Lieutenant-Governor in Council may agree that provisions of Canada Elections Act and Referendum Act (Canada) apply</li> </ul> | Lieutenant-Governor in<br>Council | _   |
| Prince Edward Island         | -  | _           | As nearly as possible, the <i>Election Act</i> applies to a plebiscite   | Lieutenant Governor in Council    | -   |
| Nova Scotia                  | Minimum 36 days from date of letter commencing plebiscite  | Tuesday     | Plebiscite conducted under <i>Liquor Plebiscite</i> Regulations; Chief Electoral Officer or Assistant Chief Electoral Officer under <i>Elections Act</i> have general supervision  | Governor in Council               | -   |
| New Brunswick                | -  | Monday      | Referendum conducted in conjunction with a provincial general election under <i>Elections Act</i>  | Lieutenant-Governor in<br>Council | At start of or during any session of Legislative Assembly |
| Quebec                       | Minimum 33 days, maximum 39 days   | Monday      | Except where Referendum Act provides otherwise, referendums governed by Special Version of the Election Act for the Holding of a Referendum  | Chief Electoral Officer           | As soon as possible                                       |
| Ontario                      | Minimum 28 days, maximum 56 days   | Thursday    | Election Act and Election Finances Act apply, with necessary modifications   | Lieutenant Governor in Council    | -   |
| Manitoba                     | -  | _           | Referendum conducted, to the extent possible, the same as a general election under <i>The Elections Act</i> , with necessary modifications   | Lieutenant Governor in<br>Council | -   |

Table I.2 Referendum/Plebiscite process (cont.)

| Jurisdiction          | Period   | Polling day | Legislation that applies or is adapted  | Who makes regulations   | Requirement to produce a report   |
|-----------------------|--|-------------|---|---|-----------------------------------|
| Saskatchewan          | Referendum: Minimum 29 days  Plebiscite: Minimum 29 days or, if the result of a petition, within 12 months | _           | <ul> <li>Referendums and plebiscites conducted under The Election Act, with any necessary modifications</li> <li>For a time option area vote, The Time Act and The Local Government Election Act apply</li> </ul> | Lieutenant Governor in<br>Council                               | _                                 |
| Alberta               | _  | _           | Referendum may be held according to <i>Election Act</i> or <i>Local Authorities Election Act</i> ; plebiscite must be conducted under <i>Election Act</i> with necessary modifications                            | Lieutenant Governor in<br>Council                               | Immediately after each plebiscite |
| British Columbia      | -  | -           | Provisions of <i>Election Act</i> may apply to referendum and must apply to plebiscite  | Lieutenant Governor in<br>Council or Chief<br>Electoral Officer | Immediately after each plebiscite |
| Yukon                 | -  | -           | A tax-related referendum must be conducted under<br>Taxpayer Protection Act by Chief Electoral Officer<br>appointed under Elections Act   | Commissioner in Executive Council                               | -                                 |
| Northwest Territories | -  | -           | Chief Plebiscite Officer (usually Chief Electoral Officer), under <i>Elections Act</i> , must exercise general direction over conduct of plebiscites  | Chief Plebiscite Officer  | -                                 |
| Nunavut               | _  | -           | Chief Plebiscite Officer (usually Chief Electoral Officer), under <i>Elections Act</i> , must exercise general direction over conduct of plebiscites  | Chief Plebiscite Officer  | _                                 |

# Appendix A. Selected Statistics on Most Recent General Elections

- Table 1. Dates of most recent general elections
- Table 2. Number of candidates and political parties
- Table 3. Number of polling stations
- Table 4. Number of electors registered
- Table 5. Voting results
- Table 6. Number of valid votes by methods of voting
- Table 7. Election expenses
- Table 8. Cost of most recent general election in each jurisdiction

Table 1. Dates of most recent general elections

| Jurisdiction              | Date of last general election |
|---------------------------|-------------------------------|
| Canada                    | November 27, 2000             |
| Newfoundland and Labrador | February 9, 1999              |
| Prince Edward Island      | April 17, 2000                |
| Nova Scotia               | July 27, 1999                 |
| New Brunswick             | June 7, 1999                  |
| Quebec                    | November 30, 1998             |
| Ontario                   | June 3, 1999                  |
| Manitoba                  | September 21, 1999            |
| Saskatchewan              | September 16, 1999            |
| Alberta                   | March 12, 2001                |
| British Columbia          | May 16, 2001                  |
| Yukon                     | April 17, 2000                |
| Northwest Territories     | December 6, 1999              |
| Nunavut                   | February 15, 1999             |

Table 2. Number of candidates and political parties

|                           | Number of                     | Number of political              |         |
|---------------------------|-------------------------------|----------------------------------|---------|
| Jurisdiction              | Endorsed by a political party | Independent or not<br>affiliated | parties |
| Canada                    | 1 722                         | 86                               | 11      |
| Newfoundland and Labrador | 139                           | 7                                | 4       |
| Prince Edward Island      | 81                            | 0                                | 3       |
| Nova Scotia               | 171                           | 13                               | 4       |
| New Brunswick             | 192                           | 4                                | 5       |
| Quebec                    | 618                           | 39                               | 10      |
| Ontario                   | 507                           | 61                               | 11      |
| Manitoba                  | 194                           | 4                                | 7       |
| Saskatchewan              | 204                           | 2                                | 5       |
| Alberta                   | 289                           | 29                               | 7       |
| British Columbia          | 420                           | 36                               | 36      |
| Yukon                     | 49                            | 0                                | 3       |
| Northwest Territories     | -                             | 65                               | _       |
| Nunavut                   | -                             | 71                               | _       |

Table 3. Number of polling stations

| Jurisdiction              | Ordinary polling stations | Advance polls | Mobile polls |
|---------------------------|---------------------------|---------------|--------------|
| Canada                    | 56 822                    | 3 023         | 883          |
| Newfoundland and Labrador | 1 965                     | 82            | _            |
| Prince Edward Island      | 296                       | 27            | 35           |
| Nova Scotia               | 2 681                     | 139           | -            |
| New Brunswick             | 1 649                     | 195           | 140          |
| Quebec                    | 21 546                    | 1 321         | _1           |
| Ontario                   | 20 758                    | 546           | -            |
| Manitoba                  | 2 596                     | 131           | 97           |
| Saskatchewan              | 2 850                     | 150           | 0            |
| Alberta                   | 5 157                     | 161           | 175          |
| British Columbia          | 8 462                     | 188           | N/A          |
| Yukon                     | 71                        | 23            | _            |
| Northwest Territories     | 110                       | 22            | 0            |
| Nunavut                   | 51                        | 23            | 1            |

<sup>&</sup>lt;sup>1</sup>Included in advance polls.

Table 4. Number of electors registered

| Jurisdiction              | Population<br>(1996 Census) | Electors on preliminary lists | Electors on revised lists | Electors<br>registered on<br>polling day | Total electors on final lists |
|---------------------------|-----------------------------|-------------------------------|---------------------------|--|-------------------------------|
| Canada                    | 29 671 900                  | 19 395 489                    | 20 370 921                | 872 552                                  | 21 243 473                    |
| Newfoundland and Labrador | 560 000                     | N/A                           | 384 709                   | 68 697                                   | 453 406                       |
| Prince Edward Island      | 136 200                     | N/A                           | N/A                       | N/A                                      | 94 087                        |
| Nova Scotia               | 931 200                     | 625 594                       | 639 568                   | 15 020                                   | 654 588                       |
| New Brunswick             | 753 000                     | 501 666                       | 507 571                   | 17 894                                   | 525 465                       |
| Quebec                    | 7 274 000                   | 5 189 168                     | 5 228 683                 | _  | 5 254 482                     |
| Ontario                   | 11 100 900                  | 6 979 815                     | 618 592                   | _1                                       | 7 598 407                     |
| Manitoba                  | 1 134 300                   | 662 067                       | 694 026                   | 34 955                                   | 728 981                       |
| Saskatchewan              | 990 237                     | 594 117                       | 622 500                   | N/A                                      | 622 500                       |
| Alberta                   | 2 696 826                   | 1 809 171                     | N/A                       | 113 550 <sup>2</sup>                     | 1 922 721                     |
| British Columbia          | 3 882 000                   | 2 023 999                     | 2 074 079                 | N/A                                      | N/A                           |
| Yukon                     | 31 900                      | 16 603                        | 18 285                    | _  | 18 285                        |
| Northwest Territories     | 41 800                      | 20 184                        | 20 858                    | 1 296                                    | 22 154                        |
| Nunavut                   | 25 700                      | 11 510                        | 12 219                    | N/A                                      | 12 219                        |

<sup>&</sup>lt;sup>1</sup> Included in revised list of electors.

 $<sup>^{2}</sup>$  Includes some electors who were added during the revision period prior to polling day.

Table 5. Voting results

| Jurisdiction              | Electors on the lists | Valid ballots | Rejected ballots | Total ballots cast | Percentage of turnout |
|---------------------------|-----------------------|---------------|------------------|--------------------|-----------------------|
| Canada                    | 21 243 473            | 12 857 773    | 139 412          | 12 997 185         | 61.2                  |
| Newfoundland and Labrador | 384 709               | 266 807       | 822              | 267 629            | 69.6                  |
| Prince Edward Island      | 94 087                | 79 501        | 344              | 79 845             | 84.9                  |
| Nova Scotia               | 654 588               | 435 065       | 2 983            | 438 048            | 68.1                  |
| New Brunswick             | 525 465               | 394 237       | 2 942            | 397 179            | 75.6                  |
| Quebec                    | 5 254 482             | 4 068 472     | 46 691           | 4 115 163          | 78.3                  |
| Ontario                   | 7 598 407             | 4 390 207     | 27 708           | 4 427 047          | 58.3                  |
| Manitoba                  | 728 981               | 493 534       | 2 021            | 495 555            | 68.0                  |
| Saskatchewan              | 622 500               | 405 475       | 2 232            | 407 707            | 65.5                  |
| Alberta                   | 1 922 721             | 1 013 152     | 2 389            | 1 015 844          | 52.8                  |
| British Columbia          | N/A                   | N/A           | N/A              | N/A                | N/A                   |
| Yukon                     | 18 285                | 14 262        | 106              | 14 368             | 78.7                  |
| Northwest Territories     | 20 858                | 13 778        | 107              | 13 885             | 70.5                  |
| Nunavut                   | 12 219                | 10 772        | 53               | 10 825             | 88.6                  |

Table 6. Number of valid votes by methods of voting

| Jurisdiction              | Voting on polling day | Voting at advance polls | Voting under<br>mail-in or<br>special ballot | Total valid votes |
|---------------------------|-----------------------|-------------------------|--|-------------------|
| Canada                    | 11 890 783            | 775 157                 | 191 833                                      | 12 857 773        |
| Newfoundland and Labrador | 257 879               | 6 902                   | 2 026  | 266 807           |
| Prince Edward Island      | 70 892                | 8 629                   | N/A  | 79 501            |
| Nova Scotia               | 392 582               | 29 772                  | 12 711                                       | 435 065           |
| New Brunswick             | 361 559               | 27 933                  | 4 745  | 394 237           |
| Quebec                    | 3 819 532             | 282 196                 | 13 435                                       | 4 068 472         |
| Ontario                   | N/A                   | N/A                     | N/A  | 4 390 207         |
| Manitoba                  | 467 912               | 23 351                  | 5 421  | 493 534           |
| Saskatchewan              | 380 972               | 22 282                  | 2 221  | 405 475           |
| Alberta                   | 956 256               | 45 796                  | 11 100                                       | 1 013 152         |
| British Columbia          | N/A                   | 113 133                 | N/A  | N/A               |
| Yukon                     | 12 793                | 1 209                   | 260  | 14 262            |
| Northwest Territories     | 12 419                | 1 292                   | 67   | 13 778            |
| Nunavut                   | 10 059                | 700                     | 13   | 10 772            |

Table 7. Election expenses

| Jurisdiction                 | Election expenses limit         | penses limit incurred |                          | Total reimbursements of<br>election expenses |                                   |
|------------------------------|---------------------------------|-----------------------|--------------------------|--|-----------------------------------|
| ourisalction                 | for each party in all districts | By all candidates     | By all political parties | To all eligible candidates                   | To all eligible political parties |
| Canada                       | \$12 710 074                    | \$37 810 560          | \$34 954 935             | \$15 962 678                                 | \$7 680 358                       |
| Newfoundland and<br>Labrador | \$1 232 608                     | N/A                   | \$1 525 900              | \$572 900                                    | -                                 |
| Prince Edward Island         | \$564 090                       | \$284 832             | \$939 571                | \$143 160                                    | _                                 |
| Nova Scotia                  | \$1 143 192                     | \$3 927 187           | \$1 389 240              | \$1 954 543                                  | _                                 |
| New Brunswick                | N/A                             | N/A                   | \$1 175 308              | N/A  | _                                 |
| Quebec                       | \$7 969 654                     | \$9 520 947           | \$5 761 185              | \$4 724 029                                  | \$2 811 019                       |
| Ontario                      | \$4 561 403                     | N/A                   | \$12 969 520             | N/A  | N/A                               |
| Manitoba                     | \$953 735                       | \$2 576 020           | \$2 664 043              | \$1 426 000                                  | \$1 328 000                       |
| Saskatchewan                 | \$668 701                       | \$3 241 527           | \$873 097                | \$1 576 703                                  | \$289 066                         |
| Alberta                      | _                               | N/A                   | N/A                      | _  | _                                 |
| British Columbia             | \$2 701 711                     | N/A                   | N/A                      | _  | _                                 |
| Yukon                        | _                               | \$60 729              | \$256 241                | _  | _                                 |
| Northwest Territories        | _                               | \$442 483             | _                        | _  | _                                 |
| Nunavut                      | _                               | \$164 591             | _                        | -  | -                                 |

Table 8. Cost of most recent general election in each jurisdiction

| Jurisdiction              | Total cost                 | Cost per elector on the final list |
|---------------------------|----------------------------|------------------------------------|
| Canada                    | \$200 800 000 <sup>1</sup> | \$9.45 <sup>1</sup>                |
| Newfoundland and Labrador | \$2 600 000                | \$5.73                             |
| Prince Edward Island      | \$583 853                  | \$6.21                             |
| Nova Scotia               | \$5 721 100                | \$8.74                             |
| New Brunswick             | \$3 632 066                | \$6.91                             |
| Quebec                    | \$49 190 254               | \$9.36                             |
| Ontario                   | \$40 900 000               | \$5.38                             |
| Manitoba                  | \$4 875 229                | \$6.68                             |
| Saskatchewan              | \$6 098 652                | \$9.80                             |
| Alberta                   | \$5 424 250*               | \$2.85*                            |
| British Columbia          | \$18 129 588               | \$8.04                             |
| Yukon                     | \$245 000                  | \$13.40                            |
| Northwest Territories     | \$738 647                  | \$33.34                            |
| Nunavut                   | \$977 035                  | \$79.96                            |

<sup>&</sup>lt;sup>1</sup> Estimated

<sup>\*</sup>The 2001 general election expenses do not include the 2000 general confirmation (enumeration) expenses of \$3 538 644 (or 1.96 per elector).

# **Appendix B. Chief Electoral Officers**

## Canada

Mr. Jean-Pierre Kingsley

Chief Electoral Officer of Canada

257 Slater Street Ottawa, Ontario K1A 0M6 Telephone: 1 800 463-6868 (toll-free in Canada and the

United States)

001 800 514-6868 (toll-free in Mexico) (613) 993-2975 (from anywhere in the world) TTY 1 800 361-8935 (for people who are deaf

or hard of hearing)

Fax: 1 888 524-1444 (toll-free)

Web site: www.elections.ca

**Newfoundland and Labrador** 

Mr. Wayne Green

Chief Electoral Officer of Newfoundland and Labrador and Commissioner of Members'

Interests

39 Hallett Crescent O'Leary Industrial Park

St. John's, Newfoundland and Labrador

A1B 4C4

Telephone: (709) 729-0712

Fax:

(709) 729-0713 (709) 729-0679

Web site: www.gov.nf.ca/electoraloffice/oceo.htm

**Prince Edward Island** 

Mr. Merrill H. Wigginton

Chief Electoral Officer of Prince Edward Island

180 Richmond Street

2nd Floor P.O. Box 774

Charlottetown, Prince Edward Island

C1A 7L3

Telephone: (902) 368-5895

1 888 234-8683 (Prince Edward Island only)

Fax: (902) 368-6500

Web site: www.gov.pe.ca/election

**Nova Scotia** 

Mrs. Janet Willwerth

Chief Electoral Officer of Nova Scotia

3667 Strawberry Hill P.O. Box 2246 Halifax, Nova Scotia

B3J 3C8

Telephone: (902) 424-8584

1 800 565-1504 (Nova Scotia only)

Fax: (902) 424-6622 Web site: www.gov.ns.ca/elo

**New Brunswick** 

Ms. Annise Hollies

Chief Electoral Officer of New Brunswick

103 Church Street P.O. Box 6000

Fredericton, New Brunswick

E3B 5H1

Telephone: (506) 453-2218

1 800 308-2922 (New Brunswick only)

Fax: (506) 457-4926 Web site: www.gnb.ca/elections

# Quebec

M. Marcel Blanchet

Directeur général des élections du Québec

Président de la Commission de la représentation

électorale

Édifice René-Lévesque 3460, rue de la Pérade Sainte-Foy (Québec)

G1X 3Y5

Telephone: (418) 643-5380

1 888 353-2846 (Quebec only)

Fax: (418) 643-9451 Web site: www.dgeg.gc.ca

**Ontario** 

Mr. John Hollins

Chief Election Officer of Ontario

51 Rolark Drive Toronto, Ontario

M1R 3B1

Telephone: (416) 326-6300

1 800 668-2727 (Ontario only) 1 800 677-8683 (Canada-wide)

Fax: (416) 326-6200

Web site: www.electionsontario.on.ca

Manitoba

Mr. Richard D. Balasko

Chief Electoral Officer of Manitoba

200 Vaughan Street Winnipeg, Manitoba

R3C 1T5

Telephone: (204) 945-3225

1 800 282-8069 (Manitoba only)

Fax: (204) 945-6011

Web site: www.elections.mb.ca

Saskatchewan

Mrs. Jan Baker

Chief Electoral Officer of Saskatchewan

1702 Park Street Regina, Saskatchewan

S4N 6B2

Telephone: (306) 787-4000

1 877 958-8683 (Canada-wide)

Fax: (306) 787-4052

E-mail: elecoff@sk.sympatico.ca

**Alberta** 

Mr. O. Brian Fjeldheim

Chief Electoral Officer of Alberta

100-11510 Kingsway Avenue

Edmonton, Alberta

T5G 2Y5

Telephone: (780) 427-7191 (collect calls accepted

from inside province)

Rite-Line: 310-0000 ext. 427-7191 (to place a toll-free call

from inside the province)

Fax: (780) 422-2900

Web site: www.electionsalberta.ab.ca

## **British Columbia**

Mr. Harry Neufeld

Chief Electoral Officer of British Columbia

1075 Pendergast Street Victoria, British Columbia

V8W 9J6

Mailing address: P.O. Box 9275 Stn. Prov. Govt.

Victoria, British Columbia

V8W 9J6

Telephone: (250) 387-5305

1 800 661-8683 (Canada-wide)

Fax: (250) 387-3578 Web site: www.elections.bc.ca

# Yukon

Mr. Patrick L. Michael

Chief Electoral Officer of the Yukon

2071 Second Avenue Whitehorse, Yukon Y1A 2C6

Mailing address: P.O. Box 2703 Whitehorse, Yukon

Y1A 2C6

Telephone: (867) 667-8683 (toll-free)

Fax: (867) 393-6977

Web site: electionsyukon.gov.yk.ca

# **Northwest Territories**

Mr. David Hamilton

Chief Electoral Officer of the Northwest Territories

Panda II

7-4915 48th Street

3rd Floor

Yellowknife, Northwest Territories

X1A 3S4

Telephone: (867) 669-2299 Enquiries: (867) 920-6999

1 800 661-0796 (Canada-wide)

Fax: (867) 873-0366

1 800 661-0872 (toll-free)

Web site: www.electionsnwt.com

# Nunavut

Ms. Sandy Kusugak

Chief Electoral Officer of Nunavut

Box 39

Rankin Inlet, Nunavut

X0C 0G0

Telephone: (867) 645-3665 Fax: (867) 645-3447

Web site: www.electionsnwt.com/nunindex.html

# Appendix C. References and Relevant Legislation

#### Canada

Canada Elections Act, S.C. 2000, c. 9.

Canadian Charter of Rights and Freedoms, Part 1 of the Constitution Act, 1982, being Schedule B of the Canada Act 1982 (U.K.), 1982, c. 11.

Constitution Act, 1867, s. 51 and 51A.

Electoral Boundaries Readjustment Act, R.S.C. 1985, c. E-3.

Income Tax Act, R.S.C. 1985, (5th supp.), c. 1.

Referendum Act, S.C. 1992, c. 30.

## **Newfoundland and Labrador**

Elections Act, 1991, S.N. 1992, c. E-3.1.

Electoral Boundaries Act, R.S.N. 1990, c. E-4.

Newfoundland and Labrador, Electoral District Boundaries for the Provincial General Election, May 3, 1993.

# **Prince Edward Island**

Controverted Elections (Provincial) Act, R.S.P.E.I. 1988, c. C-22.

Election Act, S.P.E.I. 1996, c. 12.

Election Expenses Act, S.P.E.I. 1996, c. 13.

Electoral Boundaries Act, S.P.E.I. 1994, c. 13.

Income Tax Act, R.S.P.E.I. 1988, c. I-1.

Legislative Assembly Act, R.S.P.E.I. 1988, c. L-7.

Plebiscites Act, R.S.P.E.I. 1988, c. P-10.

Report of the Election Act and Electoral Boundaries Commission: Changing the Political Landscape (March 1994).

## **Nova Scotia**

Controverted Elections Act, R.S.N.S. 1989, c. 96.

Elections Act, R.S.N.S. 1989, c. 140.

House of Assembly, Report to Law Amendments Committee from the Provincial Electoral Boundaries Commission re: Bill 203: An Act to Amend Chapter 210 of the Revised Statutes, 1989, the House of Assembly Act (June 1992).

House of Assembly Act, R.S.N.S. 1989, c. 1 (1992 Supp.).

Income Tax Act, R.S.N.S. 1989, c. 217.

Liquor Control Act, R.S.N.S. 1989, c. 260.

Liquor Plebiscite Regulations, N.S. Reg. 90/87.

Members and Public Employees Disclosure Act. S.N.S. 1991, c. 4.

Order in Council, No. 91-844.

Report of the Select Committee on Establishing an Electoral Boundaries Commission (November 2001).

## **New Brunswick**

Controverted Elections Act, R.S.N.B. 1973, c. C-21.

Elections Act, R.S.N.B. 1973, c. E-3.

Income Tax Act, R.S.N.B. 1973, c. I-2.

Political Process Financing Act, S.N.B. 1978, c. P-9.3.

Provincial Offences Procedure Act, S.N.B. 1987, c. P-22.1.

The Representation and Electoral District Boundaries Commission, A New Electoral Map for New Brunswick, The Final Report of the Representation and Electoral District Boundaries Commission (October 1993).

The Royal Gazette, vol. 149, Order in Council, No. 91-174.

#### Quebec

Commission de la représentation électorale du Québec, *The Electoral Map of Quebec* (December 2001).

Election Act, R.S.Q., c. E-3.3.

Referendum Act, R.S.Q., c. C-64.1.

Taxation Act, R.S.Q., c. I-3.

#### Ontario

Corporations Tax Act, R.S.O. 1990, c. 40.

Election Act, R.S.O. 1990, c. E.6.

Election Finances Act, R.S.O. 1990, c. E.7 as am. by S.O. 1996, c. 28; S.O. 1998, c. 9.

Income Tax Act, R.S.O. 1990, c. I.2.

Representation Act, 1996, S.O. 1996, c. 28.

Taxpayer Protection Act, 1999, S.O. 1999, c. 7.

# Manitoba

Controverted Elections Act, R.S.M. 1987, c. 210.

Electoral Divisions Boundaries Commission, *Report of the 1998 Electoral Divisions Boundaries Commission* (Winnipeg, Manitoba: December 1998).

The Balanced Budget, Debt Repayment and Taxpayer Protection Act, S.M. 1995, c. B5.

The Elections Act, R.S.M. 1987, c. E30.

The Elections Finances Act, R.S.M. 1987, c. E32.

The Electoral Divisions Act, R.S.M. 1987, c. E40.

The Income Tax Act, R.S.M. 1987, c. 110, s. 10(1).

The Manitoba Hydro Act, R.S.M. 1987, c. H190.

#### Saskatchewan

Final Report, Constituency Boundaries Commission, 2002 (pending).

The Constituency Boundaries Act, 1993, S.S. 1993, c. C-27.1.

The Controverted Elections Act. R.S.S. 1978. c. C-32.

The Election Act, 1996, S.S. 1996, c. E-6.01.

The Political Contributions Tax Credit Act, 2001, S.S. 2001, c. P-15.2.

The Referendum and Plebiscite Act, S.S. 1990-91, c. R-8.01.

The Time Act, R.S.S. 1978, c. T-14.

# **Alberta**

Alberta Corporate Tax Act, R.S.A. 2000, c. A-15.

Alberta Income Tax Act, R.S.A. 2000, c. A-26.

Constitutional Referendum Act, R.S.A. 2000, c. C-25.

Election Act, R.S.A. 2000, c. E-1.

Election Finances and Contributions Disclosure Act, R.S.A. 2000, c. E-2.

Electoral Boundaries Commission Act, R.S.A. 2000, c. E-3.

The 1995/1996 Alberta Electoral Boundaries Commission, *Proposed Electoral Division Areas, Boundaries and Names for Alberta, Final Report to the Speaker of the Legislative Assembly of Alberta* (June 1996).

# **British Columbia**

Constitution Act, R.S.B.C. 1996, c. 66.

Constitutional Amendment Approval Act, R.S.B.C. 1996, c. 67.

Election Act, R.S.B.C. 1996, c. 106.

Electoral Boundaries Commission, Report to the Legislative Assembly of British Columbia (June 1999).

Electoral Boundaries Commission Act, R.S.B.C. 1996, c. 107.

Electoral Districts Act, S.B.C. 1999, c. 31.

Income Tax Act, R.S.B.C. 1996, c. 215.

Recall and Initiative Act, R.S.B.C. 1996, c. 398.

Referendum Act, R.S.B.C. 1996, c. 400.

#### Yukon

Elections Act, S.Y. 1999, c. 13.

Plebiscite Act, R.S.Y. 1986, c. 133.

Income Tax Act, R.S.Y. 1986, c. 90.

Taxpayer Protection Act, S.Y. 1996, c. 14.

Yukon Act, S.C. 2002, c. 7.

## **Northwest Territories**

Elections Act, R.S.N.W.T. 1988, c. E-2.

Electoral Boundaries Commissions Act, S.N.W.T. 1996, c. 20 (note: expired on June 30, 1999).

Income Tax Act, R.S.N.W.T. 1988, c. I-1.

Mail-In Voting Regulations, N.W.T. Reg. 127-98.

Northwest Territories Act, R.S.C. 1985, c. N-27.

NWT Electoral Boundaries Commission, Report of the NWT Electoral Boundaries Commission 1998.

Plebiscite Act, R.S.N.W.T. 1988, c. P-8.

#### Nunavut

Access to Information and Protection of Privacy Act (Nunavut), S.N.W.T. 1994, c. 20.

Elections Act (Nunavut), R.S.N.W.T. 1988, c. E-2.

Electoral Boundaries Commissions Act, S.N.W.T. 1996, c. 20 (note: expired on June 30, 1999).

Electoral Boundaries Commission, Report of the Nunavut Electoral Boundaries Commission (June 1997).

Income Tax Act (Nunavut), R.S.N.W.T. 1988, c. I-1.

Legislative Assembly and Executive Council Act (Nunavut), R.S.N.W.T. 1988, c. L-5.

Plebiscite Act (Nunavut), R.S.N.W.T. 1988, c. P-8.

Residential Tenancies Act (Nunavut), R.S.N.W.T. 1988, c. R-5.