



**LEGISLATIVE AND COURT SERVICES
DEPARTMENT
MEMORANDUM**

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Pending #:

TO: MAYOR J. LEHMAN AND MEMBERS OF COUNCIL

FROM: W. COOKE, CITY CLERK/DIRECTOR OF LEGISLATIVE AND COURT SERVICES

NOTED: D. MCALPINE, GENERAL MANAGER OF COMMUNITY AND CORPORATE SERVICES

M. PROWSE, CHIEF ADMINISTRATIVE OFFICER

RE: NOTICE OF DEFAULT – 2018 MUNICIPAL ELECTION CANDIDATES

DATE: MAY 6, 2019

Section 88.30 of the *Municipal Elections Act*, 1996 requires that each candidate for the 2018 Municipal Election shall file with the Clerk with whom nomination was filed a financial statement and an auditor's report (as applicable) each in the prescribed form, reflecting the candidate's election campaign finances as of December 31, 2018 on or before Friday March 29, 2019 at 2:00 p.m..

Sections 88.23(1), 88.23(2) 92 (1) and 92(3) of the *Municipal Elections Act*, 1996 provides for penalties for those candidates who are in default of the filing requirements of the *Municipal Elections Act*, 1996. If a candidate fails to file the required documents, fails to pay the amount of the surplus shown on the face of the documents which were filed with the Clerk or the document shows on its face that a candidate has incurred expenses exceeding the amount permitted, the candidate is ineligible to be elected or appointed to any office to which the *Municipal Election Act*, 1996 applies until after the next regular election has taken place (i.e. the candidate is ineligible until after the 2022 Municipal Election

Section 88.23(3) of the *Municipal Elections Act*, 1996 requires the Clerk to notify the candidate and the council or board in writing that the default has occurred. In accordance with Section 88.23 (3) of the *Municipal Elections Act*, 1996, Notices of Default were issued on the following candidates for the position of Notices of Default were issued for the position of Councillor or School Trustee to the following:

- Nathaniel Brown
- Rose Romita
- Micheline Robichaud
- Shelly Skinner

In accordance with Section 88.23(3) of the *Municipal Elections Act*, 1996, this memorandum has been submitted to Members of Council to provide the names of the 2018 Municipal Election candidates in default of the filing requirements for financial statements.