

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 001-2018

A By-law to authorize the payment of rebates to persons who make contributions to candidates for an office on the City of Vaughan municipal council.

WHEREAS Section 88.11 of the *Municipal Elections Act*, S.O. 1996, c.32, as amended (the "*Municipal Elections Act*, 1996"), provides that a municipality may, by by-law, provide for the payment of rebates to individuals who make contributions to candidates for an office on the municipal council;

NOW THEREFORE the Council of The Corporation of the City of Vaughan, pursuant to Section 88.11 of the *Municipal Elections Act*, 1996, **ENACTS AS FOLLOWS:**

1. The payment of rebates to eligible electors who are residents in the City of Vaughan who make financial contributions to candidates for an office on the municipal council for the 2018 Municipal Election is authorized.

2. Notwithstanding section 1 of this by-law, and section 88.8 of the *Municipal Elections Act*, 1996, the following contributions are not eligible for a contribution rebate:

- i) contribution of goods and services;
- ii) contribution of inventory or money from a prior election;
- iii) contributions made by non-resident electors;
- iv) proceeds of fund raisers; or,
- v) contributions made by the candidate and candidate's spouse, siblings, grandparents, parents, children, and grandchildren.

3. The application for rebate shall be in the form established for that purpose by the Clerk, which shall include a receipt in the form provided by the Clerk that is signed by, or on behalf of, the candidate, subject to the following:

- i) An individual who, during the 2018 Municipal Election, makes a contribution to a candidate for an office on the municipal council may, on or after the date of the passing of this by-law, apply to the Clerk for a rebate; and
 - ii) Any application for a rebate must be received by the Clerk within 90 days of the candidate's filing deadline as per Sections 88.25 (1) and (4) of the *Municipal Elections Act*, 1996, as the case may be.
4. A candidate for an office on the municipal council who participates in the rebate program:
- i) Shall comply with Sections 88.25 (1) to (7) of the *Municipal Elections Act*, 1996; and
 - ii) Shall include with the documents filed under Sections 88.25 (1) and (2) of the *Municipal Elections Act*, 1996, as the case may be:
 - a) A copy of the receipt issued for the contribution;
 - b) A list of contributors that contributed \$50.00 or more; and
 - c) An auditor's statement that the auditor has verified all contributions, except where noted in Section 88.25 (8) of the *Municipal Elections Act*, 1996
5. A candidate who is not participating in the rebate program shall notify their contributors and obtain their consent in writing that their contribution will not be submitted for a rebate.
6. The Clerk shall pay the contributor a rebate in accordance with Paragraph 7 of this by-law, if the following conditions are met:
- i) the application by the contributor complies with the provisions of this by-law;
 - ii) the candidate has complied with provisions of the *Municipal Elections Act*, 1996, and has filed a financial statement and auditor's report in accordance with Section 88.25 of the *Municipal Elections Act*, 1996;
 - iii) the Clerk shall compare the receipt filed by the applicant and the copy filed by the candidate to ensure consistency, and is satisfied with the receipt filed by the applicant;
 - iv) the Clerk is satisfied that the candidate has filed documents required by Section 88.25 of the *Municipal Elections Act*, 1996, by the relevant filing date, and that no such document shows on its face that the candidate has incurred expenses exceeding what is permitted under Section 88.20 of the *Municipal Elections Act*, 1996;

- v) the Clerk is satisfied that the candidate has paid any campaign surplus to the Corporation of the City of Vaughan;
- vi) the candidate has agreed to participate in the rebate program established by this By-law; and,
- vii) the contributor is an individual residing in the City of Vaughan who was an eligible elector on the final voters list, as amended.

7. The rebate shall be calculated as follows:

- i) the minimum contribution qualifying for a rebate shall be \$50.00;
- ii) the rebate shall be the lesser of 75 per cent of contribution or \$150.00;
- iii) the maximum rebate shall be \$150.00, regardless of the number of contributions made by any individual eligible contributor.

8. Campaign surpluses, which become the property of the municipality in accordance with the *Municipal Elections Act*, 1996, shall be directed to fund the Contribution Rebate Program.

Enacted by City of Vaughan Council this 30th day of January, 2018.

Hon. Maurizio Bevilacqua, Mayor

Barbara A. McEwan, City Clerk