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ADMINISTRATIVE REPORT

Report Date: April 23, 2009
Contact: Paul Hancock
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RTS No.: 08022
VanRIMS No.: 08-2000-20
Meeting Date: May 5, 2009

TO: Vancouver City Council
FROM: Chief Election Officer
SUBJECT: Campaign Financing Disclosure Statements for the November 15, 2008
General Local Election

RECOMMENDATION

THAT the following report be received for INFORMATION.

CITY MANAGER'S COMMENTS

The City Manager submits this report for INFORMATION.

COUNCIL POLICY

There are no applicable Council policies on this matter.

PURPOSE

This report is submitted in accordance with the requirements of Section 64.2(1) of the Vancouver Charter, which stipulates that the name of any candidate, elector organization or campaign organizer that has not filed a campaign financing disclosure statement within the 120-day filing period, or the 30-day late filing period, must be presented at an open meeting of Council.

DISCUSSION

Section 62 of the Vancouver Charter requires candidates, elector organizations and campaign organizers to file a campaign financing disclosure statement within 120 days of the general local election (campaign organizers are only required to file if they have incurred election expenses, or received campaign contributions, in excess of \$500). The filing deadline for the

November 15, 2008 general local election was March 16, 2009. The following did not file by this deadline:

Mike Hansen (candidate for Mayor)
Leon Kaplan (candidate for Mayor)
Marc Boyer (candidate for Councillor)
Vancouver Fire Fighters' Union, Local 18 (Campaign Organizer)

Section 62.2 of the Vancouver Charter permits candidates, elector organizations and campaign organizers to file their disclosure statements up to 30 days after the deadline if they pay a late filing penalty of \$500 to the City. The late filing deadline for this election was April 15, 2009. The Vancouver Fire Fighters' Union, Local 18 filed a disclosure statement during the late filing period along with the required late filing penalty. Mike Hansen also filed a disclosure statement during the late filing period, but failed to pay the late filing penalty.

Section 63 of the Vancouver Charter provides that candidates, elector organizations or campaign organizers may apply to the Supreme Court, requesting relief from the responsibility to file. The petition notifying the City of the filing of this application must be served on the City no later than seven days after the end of the late filing period. As of April 23, no such petition has been served on the City.

Accordingly, pursuant to section 64 of the Vancouver Charter, the following candidates are disqualified from nomination/candidate endorsement or election to Vancouver City Council, the Council of another municipality, regional district board, board of school trustees, or the Islands Trust, until after the next general local election in 2011:

Mike Hansen
Leon Kaplan
Marc Boyer

These candidates waive the right to a refund of their \$100 nomination deposits. These nomination deposits, along with the \$500 late filing penalty paid by the Vancouver Fire Fighters' Union, will be transferred to the City's general revenue account.

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