THE CITY OF WINNIPEG

BY-LAW NO. 91/2004

A By-law of The City of Winnipeg to authorize the payment of rebates for contributions made to registered candidates in a municipal election.

WHEREAS *The City of Winnipeg Charter* provides that Council may by by-law establish a program entitling a contributor of a contribution to a registered candidate to a rebate of part of the contribution;

NOW THEREFORE THE CITY OF WINNIPEG, in Council assembled, enacts as follows:

1. Short Title

This By-law shall be known as "The Rebate of Election Contributions By-law".

2. Definitions

All words and phrases in this By-law shall have the same meaning as in By-law No. 5550/90.

3. Authorization and Process

Any contributor making a contribution to a registered candidate in any future City of Winnipeg municipal election shall be eligible to apply to the City Clerk for a rebate in accordance with the terms of this By-law.

4. In addition to the requirements of By-law No. 5550/90, each registered candidate shall submit a copy of all receipts issued for contributions in accordance with that By-law to the City Clerk by May 31st in the year following an election.

5. In order to receive a rebate:

(1) the registered candidate must have filed his or her audited financial statement by May 31st in the year following an election and provide the City Clerk with a copy of all receipts for contributions issued under and in accordance with By-law No. 5550/90;

(2) the contributor must file an application for a rebate in the form, and with the content, established by the City Clerk for that purpose and provide a receipt issued for a contribution in accordance with By-law No. 5550/90;

(3) the application and supporting material is filed on or after June 1st in the year following the election and prior to September 1st in the year following the election.

(4) the City Clerk is satisfied that the receipt filed by the contributor and the copy filed by the registered candidate are consistent.

6. Calculation of Rebate

(1) Subject to Section 7, the rebate shall be calculated as follows:

(a) If the contribution is $300.00 or less, the rebate is 75 per cent of the contribution;

(b) If the contribution is more than $300.00 but not more than $1,000.00, the rebate is $225.00 plus 50 per cent of the difference between the contribution and $300.00;

(c) If the contribution is more than $1,000.00, the rebate is the lesser of:

(i) $575.00 plus 33 1/3 per cent of the difference between the contribution and $1,000.00; or

(ii) $1,000.00.

(2) Contributions of less than $25.00 will not receive a rebate.

7. An applicant who makes contributions to more than one candidate may apply for a rebate in respect of each contribution, but is not entitled to receive total rebates amounting to more than the following maximums:

(1) If the total of the applicant's contribution to all candidates is $300.00 or less, the maximum is 75 per cent of that total;

(2) If the total of the applicant's contributions to all candidates is more than $300.00 but not more than $1,000.00, the maximum is $225.00 plus 50 per cent of the difference between that total and $300.00; or

(3) If the total of the applicant's contributions to all candidates is more than $1,000.00, the maximum is the lesser of,

(a) $575.00 plus 33 1/3 per cent of the difference between that total and $1,000.00, or

(b) $1,000.00.

8. This By-law shall come into force and effect as and from January 1, 2005.

DONE AND PASSED in Council assembled, this day of 2004.

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Mayor

_____
City Clerk

Certified as to form:

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City Solicitor/
Manager of Legal Services