

**NOTICE OF PENALTIES – EXTRACT OF SECTIONS 88.23(1) & (2) AND 92(1) OF THE  
MUNICIPAL ELECTIONS ACT, 1996**

**Notice Of Penalties**

- 33.1** The clerk shall, before voting day, give to each person nominated for an office notice of,
- (a) the penalties under subsections 88.23 (2) and 92 (1) related to election campaign finances
  - (b) the refund of the nomination filing fee that the candidate is entitled to receive in the circumstances described in section 34. 2016, c. 15, s. 25.

**Additional Penalties**

**88.23 Effect of default by candidate**

- (1) A candidate is subject to the penalties listed in subsection (2), in addition to any other penalty that may be imposed under this Act,
  - (a) if the candidate fails to file a document as required under section 88.25 or 88.32 by the relevant date;
  - (b) if a document filed under section 88.25 shows on its face a surplus, as described in section 88.31, and the candidate fails to pay the amount required by subsection 88.31 (4) to the clerk by the relevant date;
  - (c) if a document filed under section 88.25 shows on its face that the candidate has incurred expenses exceeding what is permitted under section 88.20; or
  - (d) if a document filed under section 88.32 shows on its face a surplus and the candidate fails to pay the amount required by that section by the relevant date. 2016, c. 15, s. 60.

**Penalties**

- (2) Subject to subsection (7), in the case of a default described in subsection (1),
  - (a) the candidate forfeits any office to which he or she was elected and the office is deemed to be vacant; and
  - (b) until the next regular election has taken place, the candidate is ineligible to be elected or appointed to any office to which this Act applies. 2016, c. 15, s. 60.

**Offences re campaign finances**

**92. Offences by candidate**

- (1) A candidate is guilty of an offence and, on conviction, in addition to any other penalty that may be imposed under this Act, is subject to the penalties described in subsection 88.23 (2),
  - (a) if the candidate incurs expenses that exceed the amount determined for the office under section 88.20; or
  - (b) if the candidate files a document under section 88.25 or 88.32 that is incorrect or otherwise does not comply with that section. 2016, c. 15, s. 68 (1).

I, \_\_\_\_\_  
(Name of Candidate)

being a registered candidate in the 2024 By-election,

hereby acknowledge receipt on \_\_\_\_\_  
(Date)

of the Clerk's Notice under Section 33.1 of the *Municipal Elections Act, 1996* of the

penalties under subsections 88.23 (2) and 92 (1) thereto related to election campaign

finances.

\_\_\_\_\_  
Signature of Candidate or Agent