

Authority: Administration Committee Report No. 9, Clause No. 25,
adopted as amended, by City of Toronto Council on November 30, December 1
and 2, 2004

Enacted by Council: December 2, 2004

CITY OF TORONTO

BY-LAW No. 1088-2004

To amend By-law No. 1011-2002, being “A By-law to authorize the payment of rebates for contributions to candidates for an office on the municipal council in the 2003 municipal election.”

The Council of the City of Toronto HEREBY ENACTS as follows:

1. By-law No. 1011-2002, being “A By-law to authorize the payment of rebates for contributions to candidates for an office on the municipal council in the 2003 municipal election.” is amended as follows:
 - A. By adding to the beginning of Section 4 the following: “Subject to sections 4.1 and 4.2,”
 - B. By adding the following new Sections 4.1 and 4.2:
 - “4.1 Despite section 4, the deadline for applications has been extended, and any application for a rebate under this deadline extension must be received by the Clerk on or before 5:00 p.m., January 31, 2005, unless the candidate’s campaign has been extended, and all other provisions of this by-law continue to apply with necessary modification.
 - 4.2 Despite sections 4, 5, 6, 9, subsections 10(a) and 10(c), where an applicant for a rebate claims that their application was mailed, but not received by the City Clerk prior to July 31, 2004, that applicant can provide an affidavit to the City Clerk, in a form satisfactory to the City Clerk, attesting to the facts, and the Clerk is authorized to process that application in accordance with the relevant provisions of the by-law, with necessary modification.”
 - C. By adding to the beginning of Section 5 the following: “Subject to section 4.2,”.
 - D. By adding to the beginning of Section 6 the following: “Subject to section 4.2,”.
 - E. By adding to the beginning of Section 7 the following: “Subject to subsection 10(d) and section 10.1,”.
 - F. By adding to Section 8, after the words “subsection 78(2) of the *Act*” the following: “or subsection 10(d) or section 10.1 of this by-law”.
 - G. By adding to the beginning of Section 9 the following: “Subject to section 4.2,”.

- H. By adding to the beginning of Section 10 the following: “Subject to sections 4.1, 4.2 or 10.1, as applicable,”.
- I. By amending Subsection 10(d) by adding the words “Despite subsection 7(a)” at the beginning of the subsection and by adding the words ”or by a later date”, after the words “by the relevant filing date”, so that the amended subsection reads as follows:
- 10(d) Despite subsection 7(a), the Clerk is satisfied that the candidate has filed the documents required by section 78 of the *Act* by the relevant filing date or by a later date, and that no such document shows on its face that the candidate has incurred expenses exceeding what is permitted under section 76 of the *Act*.
- J. By adding the following new Section 10.1:
- “10.1 For the purposes of subsection 10(d), if candidates have not filed their financial statements by March 31, 2004, applications for contribution rebates will be accepted and rebates will be payable to contributors if candidates have filed their financial statements by a later date, provided that the financial statements are:
- (a) filed by March 31, 2004, or by August 30, 2004 or March 1, 2005 in case of the supplementary filings, or
- (b) filed within the 91-day period following the dates in (a), or,
- (c) filed within the time frame set out in a court order authorizing a later time for filing the financial statements.”

2. Sections I and J of this By-law are retroactive to March 31, 2004.

ENACTED AND PASSED this 2nd day of December, A.D. 2004.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)