

Notice of Compliance Agreement

Nova Scotia Elections Act

This notice is published by the Chief Electoral Officer of Nova Scotia, pursuant to sections 294 to 299 of the Elections Act (hereafter referred to as the “Act”).

On September 26, 2013, and pursuant to section 294 of the Act, the Chief Electoral Officer entered into a compliance agreement with the Nova Scotia New Democratic Party (NSNDP).

In question was the fall NSNDP caucus Brochure.

In the compliance agreement, the NSNDP acknowledged that:

1. pursuant to subsections 271(1) and (2) of the Act, no person shall transmit election advertising that is not authorized by the candidate or registered party;
2. because the NSNDP conducted election advertising without stating that it was authorized by its official agent, the NSNDP breached Section 271 of the Act.
3. Pursuant to Section 272 of the Act, no person shall knowingly conduct election advertising or cause it to be conducted using a means of transmission of the Government of the Province;
4. from September 7, 2013, to September 11, 2013, the NSNDP conducted election advertising using a means of transmission of the Government of the Province; and
5. because the NSNDP conducted election advertising using a means of transmission of the Government of the Province, the NSNDP breached Section 272 of the Act.

The NSNDP acknowledged the statements above to be true and accepted responsibility for its actions.

The NSNDP also acknowledged that a number of the Brochures were distributed in several electoral districts. The cost of the Brochures distributed by NDP candidates is estimated (including creation and production) to be \$363.00.

The NSNDP has agreed to attribute the cost as an election expense and shall pay to Elections Nova Scotia the amount of \$363.00. Elections Nova Scotia will, in turn, reimburse the Department of Finance.

Before entering into this Compliance Agreement, the Chief Electoral Officer has taken into consideration the fact that the NDP has promptly admitted the facts above and has taken responsibility for the acts that led to this Compliance Agreement.