

# **LIBERAL PARTY OF CANADA**

## **THE NATIONAL REDISTRIBUTION RULES**

This Bylaw was made by the National Board of Directors in accordance with section 34 of the National Constitution on September 12, 2013. This Bylaw may be referred to as the “National Redistribution Rules”.

### **1. INTERPRETATION**

1.1 These National Redistribution Rules shall be applied in a fair and equitable manner and shall be interpreted in a manner which is fair and reasonable, having regard to all circumstances, and in the best interests of the Liberal Party of Canada.

1.2 Each PTA shall apply, administer and enforce the National Redistribution Rules within their province or territory.

### **2. FOUNDING MEETINGS**

2.1 The PTA President shall, upon consultation with the presidents of each of the Component Electoral District Associations, call and have conducted a founding meeting of an Electoral District Association for the New Electoral District. All such meetings shall be held no later than 90 days after the Reference Date and may be held in conjunction with other meetings.

2.2 A minimum of 14 days' Notice of the founding meeting shall be given to each member residing within the boundaries of the New Electoral District by the PTA President. Members may obtain a copy of the draft Constitution, if any, of the New Electoral Association upon request from the PTA.

2.3 Expenses incurred by the PTA in giving Notice of or in conducting a founding meeting may be charged by the PTA to the New Electoral District Association.

2.4 In the event that:

2.4.1 a by-election is held prior to the next general election but after the founding meeting of the New Electoral District Association has taken place, or

2.4.2 Parliament is dissolved and a general election is called subsequent to a founding meeting but prior to May 1, 2014,

then, the National Campaign Co-Chairs shall have the authority to enact such directives as he/she or they may consider to be required to conduct either the by-election or general election effectively on the basis of the Component Electoral District boundaries.

### **3. TRANSFER OF ASSETS AND LIABILITIES**

3.1 Unless Section 6 of these Rules applies or a binding Redistribution Agreement is in place, the assets of a Component Electoral District Association that are to be transferred to a

New Electoral District Association, in the proportion that the Population of that part of the Component Electoral District which forms part of the New Electoral District bears to the total Population of the Component Electoral District, as calculated by the National Office of the Liberal Party of Canada, shall be transferred to LPC In Trust on or before March 1, 2014.

3.2 The New Electoral District Association shall assume all liabilities of the Component Electoral District Association in the proportion that the Population of that part of the Component Electoral District which forms part of the New Electoral District bears to the total Population of the Component Electoral District.

3.3 For the purpose of facilitating the determination of the transfer of assets and liabilities under Subsections 3.1 and 3.2 of these Rules, each Component Electoral District Association shall prepare a financial statement setting out its assets and liabilities as of the Financial Statement Date.

3.4 Each Component Electoral District Association shall deliver their financial statement to the PTA President no later than the Reference Date or such other date as may be specified for the delivery of the financial statement by the PTA. This Subsection 3.4 does not relieve Component Electoral District Associations from their obligation to transfer assets received after the Financial Statement Date and does not relieve New Electoral District Associations from their obligation to assume liabilities incurred by Component Electoral District Associations after the Financial Statement Date. The PTA President may require any Component Electoral District Association to prepare financial statements for periods ending after the Financial Statement Date.

3.5 Each financial statement shall be supported by an attestation of the treasurer or president of the Component Electoral District Association affirming its completeness and correctness. Each financial statement shall disclose all funds of the Component Electoral District Association.

3.6 In the event that a dispute arises as to the validity of any financial statement, the Permanent Appeals Committee may direct that an audited financial statement be prepared at the joint expense of the parties to the dispute.

#### **4. REDISTRIBUTION AGREEMENTS**

4.1 Electoral District Associations may conclude a Redistribution Agreement regarding the transfer of assets and the assumption of liabilities.

4.2 Any Redistribution Agreement shall be negotiated after the founding meeting of the New Electoral District Association.

4.3 The executive of the New Electoral District Association shall negotiate any Redistribution Agreement on behalf of the New Electoral District Association.

4.4 A Redistribution agreement may:

4.4.1 override the provisions of Section 3 of the National Redistribution Rules;

4.4.2 provide for the transfer of assets received or the assumption of liabilities incurred

by Component Electoral District Associations after the Financial Statement Date;

4.4.3 provide for the incurring of and payment of certain pre-writ election expenses or other expenses by one or more Component Electoral District Associations at the request of a New Electoral District Association.

4.5 A Redistribution Agreement shall not be valid or binding until it is approved by the PTA President.

## **5. DISSOLUTION AND DEREGISTRATION OF COMPONENT ELECTORAL DISTRICT ASSOCIATIONS**

5.1 A Component Electoral District Association is dissolved under the National Constitution and will be deregistered with Elections Canada once all of its assets and liabilities have been transferred to the LPC In Trust or redistributed further to an approved Redistribution Agreement, in accordance with the National Redistribution Rules. Until the Component Electoral District Association is deregistered, or dissolved further to calling of a general election, a Component Electoral District continues to exist and is subject to both the National and PTA Constitutions and is responsible for meeting all continuing obligations under the *Canada Elections Act*.

## **6. CONTINUATION OF COMPONENT ELECTORAL DISTRICT ASSOCIATIONS**

6.1 Notwithstanding all of the foregoing, where at least 85%, rounded to the nearest full percentage, of the Population of a New Electoral District was resident in a particular Component Electoral District and at least 85%, rounded to the nearest full percentage, of the Population of the particular Component Electoral District was resident in the New Electoral District, no Founding Meeting shall be held in respect of that New Electoral District.

6.2 If both criteria of Subsection 6.1 of the National Redistribution Rules are met:

6.2.1 The particular Component Electoral District Association for that Component Electoral District shall continue and shall become the New Electoral District Association for that New Electoral District,

6.2.2 No transfer of assets or liabilities shall take place between the particular Component Electoral District Association and any other New Electoral District Association.

## **7. DISPUTES**

7.1 Any Component Electoral District Association or New Electoral District Association may request that a dispute arising out of the application of the National Redistribution Rules be referred to the Permanent Appeals Committee for determination. The adoption of the National Redistribution Rules by the National Board of Directors of the Liberal Party of Canada shall be deemed to be a referral to the Permanent Appeals Committee of any disputes arising from the National Redistribution Rules, the whole in accordance with paragraph 52(1)(b) of the National Constitution.

7.2 No deposit shall be required from either a Component Electoral District Association or a New Electoral District Association requesting that a dispute under the National Redistribution Rules be referred to the Permanent Appeals Committee.

## **8. ATTENDANCE AT MEETINGS**

8.1 The PTA President shall determine whether the presidents of the Component Electoral District Association or the presidents of the New Electoral District Associations are entitled to attend PTA meetings held during the period of time commencing with the Reference Date and ending with the date of dissolution of the Component Electoral District Association.

## **9. DEFINITIONS**

9.1 Capitalized terms used in these Rules which are not defined herein shall have the meaning set out in the National Constitution.

9.2 Unless the context otherwise specifies or requires:

9.2.1 “Component Electoral District” means any former federal electoral district whose boundaries are included in a new federal electoral district, and “Component Electoral District Association” has a corresponding meaning;

9.2.2 “Effective Date” means the date in which new electoral district boundaries would become effective and registered with Elections Canada;

9.2.3 “Financial Statement Date” means the last day of the month immediately preceding the Reference Date;

9.2.4 “LPC In Trust” means a specified account of the Liberal Party of Canada in which funds are held In Trust up and until their transfer to New Electoral District Associations upon their registration with Elections Canada;

9.2.5 “National Constitution” means the Constitution of the Liberal Party of Canada as adopted at the 2006 Leadership and Biennial Convention as amended from time to time;

9.2.6 “New Electoral District” means a federal electoral district as constituted by the *Electoral Boundaries Readjustment Act*, R.S.C. 1985, Chapter E-3 or any successor legislation, and “New Electoral District Association” has a corresponding meaning;

9.2.7 “Notice” means a notification transmitted by mail, facsimile, e-mail, or other electronic transmission;

9.2.8 “Permanent Appeal Committee” means the committee created under section 51 of the National Constitution for the hearing of appeals;

9.2.9 “Population” means the number of electors included as of the Reference Date in

the National Register of Electors maintained by Elections Canada;

9.2.10 “PTA” means one or more of the provincial or territorial associations that compose the federation of the Liberal Party of Canada under the National Constitution;

9.2.11 “PTA President” means the president of the relevant PTA or any designate that he or she may assign;

9.2.12 “Redistribution” means the altering of boundaries of any federal electoral district;

9.2.13 “Redistribution Agreement” means a written agreement concluded between one or more Electoral District Associations regarding the transfer of assets and the assumption of liabilities, in accordance with Section 4 of these Rules;

9.2.14 “Reference Date” means the date selected by the National Board of Directors for the purpose of the National Redistribution Rules. The Reference Date shall be no later than 120 days prior to the Effective Date.