

Guide for completing the application for authorization of an independent candidate or of an elector who undertakes to run as an independent candidate

A person who applies for authorization as an independent candidate or an elector who undertakes to run as an independent candidate must provide the Chief Electoral Officer of Québec with the information stipulated in section 400 and 400.1 of the AERM. An independent candidate includes any person who has indicated the intention to become an independent candidate.

Section 1: IDENTIFICATION

In this section, enter your contact details.

Section 2: APPLICATION FOR AUTHORIZATION

Enter the information relating to the event for which you are applying.

Section 3: ADDRESS FOR COMMUNICATIONS

The address indicated in this section will be the one to which the documents from the Chief Electoral Officer of Québec will be sent. This may be your address, that of your official representative and official agent, or any other address.

Section 4: APPOINTMENT AND CONSENT OF THE OFFICIAL REPRESENTATIVE AND OFFICIAL AGENT

Enter the name, address, and telephone number of your official representative and official agent who must be an elector of the municipality or of the regional county municipality.

Moreover, you can designate yourself to act as your own official representative and official agent. In such a case, you must check off the appropriate box and it is not necessary to sign section 3.

MANDATORY TRAINING

The person who will act as the official representative and official agent will sign and date this section and provide his email address in order to attend mandatory training given by the Chief Electoral Officer of Québec.

Section 5: SIGNATURE

You must sign and date the document here in order for the application for authorization to be acceptable.

Section 6: ATTESTATION OF THE APPLICATION FOR AUTHORIZATION

Leave this section blank. It is reserved for the returning officer of your municipality or of your regional county municipality.

Relevant sections of Chapter XIII of the Act respecting elections and referendums in municipalities

- 364.** The expression “independent candidate” includes any person who has indicated the intention to become an independent candidate
- 380.** Every party or independent candidate seeking or holding an authorization must have an official representative.
- 381.** Every independent candidate must have an official agent.
- 382.** The official representative and the official agent of an authorized independent candidate shall be the same person.
- 383.** In no case may an official representative, his delegate, an official agent or his deputy be a person who:
- 1° is not an elector of the municipality;
 - 2° is a candidate for the office of member of the council of the municipality, except an authorized independent candidate who designates himself as official agent and representative;
 - 3° is the leader of a party carrying on its activities in the territory of the municipality;
 - 4° is an election officer of the municipality or an employee of such an election officer;
 - 5° is an officer or employee of the municipality or of a mandatory body of the municipality referred to in paragraph 1 or 2 of section 307;
 - 6° is the Chief Electoral Officer or a member of his personnel;
 - 7° is convicted of an offence that is a corrupt electoral practice within the meaning of section 645, the Act respecting school elections (chapter E-2.3) or the Election Act (chapter E-3.3).
- Disqualification under subparagraph 7 shall continue for five years from the day on which the judgment convicting the person becomes a res judicata.
- 384.** An independent candidate shall designate his official representative and official agent in his application for an authorization under section 400.1 or in the writing he files with his nomination paper.
- The writing must include the designated person’s consent and be countersigned by him.
- 387.** Any vacancy in the office of official representative or official agent of an authorized party or of an independent candidate must be filled as soon as practicable.
- 387.1** Effective January 1, 2017, the official representative of an authorized independent candidate is required to undergo training on the rules governing political financing and election expenses within 10 days after being appointed. The people holding this position on this date are required to undergo training no later than January 31, 2017.
- 393.** Every independent candidate shall, without delay, notify the treasurer and the Chief Electoral Officer in writing of the appointment of his official representative or official agent whether as first holder of the office or as interim and of any vacancy in that office.
- The writing accompanying the nomination paper and the application for authorization constitute a notice to the treasurer and Chief Electoral Officer, respectively, of the appointment of the initial holders of the offices of official representative and official agent.
- The returning officer shall notify the treasurer of the appointment, as soon as practicable.
- 395.** Every party or independent candidate wishing to solicit or collect contributions, to incur expenses or to contract loans shall obtain an authorization from the Chief Electoral Officer in accordance with Division III of Chapter XIII.
- 400.** The Chief Electoral Officer shall grant an authorization to an independent candidate who applies therefor in writing and furnishes the following information:
- 1° his name, the address of his domicile and his telephone number;
 - 2° the name of the municipality for whose council he is a candidate;
 - 3° the address to which communications intended for him must be sent;
 - 4° the address where the books and accounts pertaining to the funds he will receive as a candidate, the expenses he will incur and the loans he will contract are to be kept;
 - 5° the name, address and telephone number of his official representative, unless the candidate designates himself as his official agent and representative, in which case that fact must be indicated.
- During the period for filing nomination papers, the application for authorization may be filed at the same time as a nomination paper.
- The authorization is valid only in respect of the municipality mentioned in the application.
- 400.1** Any elector who undertakes to run as an independent candidate in the next general election may file an application for authorization with the Chief Electoral Officer as of 1 January of the year preceding the year in which the election must be held.
- Any elector who undertakes to run as an independent candidate in a by-election may file an application for authorization with the Chief Electoral Officer as of the date on which the office becomes vacant.
- The application for authorization must contain the information referred to in section 400 as well as the signatures and addresses of the number of electors of the municipality referred to in section 160 who declare that they support the application.
- 402.** The authorization granted to an independent candidate expires on 31 December of the second calendar year following the year of the election unless it is withdrawn before then.

Application for authorization of an independent candidate or of an elector who undertakes to run as an independent candidate

Before completing this form, refer to the relevant sections of the Act respecting elections and referendums in municipalities, in particular to sections 160, 400 and 400.1

1. IDENTIFICATION

<input type="checkbox"/> Mr. <input type="checkbox"/> Ms.	Surname of the candidate or elector	Given name		
Domiciliary Address	Street number	Street	Apartment number	Area code Telephone no.
	Municipality		Postal code	Area code Telephone no.
	Email address			

2. APPLICATION FOR AUTHORIZATION

(SELECT THE APPROPRIATE OPTION) → for the position of

Mayor
 Councilor
 Borough mayor
 Warden

Name of the borough _____

BEFORE FILING THE NOMINATION PAPER

Elector who undertakes to run as an independent candidate in the next election

BY-ELECTION OR GENERAL → Date of the election (if known) _____

I hereby request the Chief Electoral Officer to authorize me as an elector who undertakes to run as a candidate in the municipality or

regional county municipality of _____
Name of the municipality or RCM

in accordance with section 400.1 of the Act. I have enclosed the form DGE-1028.1 which contains the signatures and addresses of the required number of electors who state that they support my application (s.160).

AFTER FILING THE NOMINATION PAPER

I declare that my nomination paper as an independent candidate in the next election of _____
Date of the election

in the municipality or regional county municipality of _____
Name of the municipality or RCM

was accepted by the returning officer and hereby request the Chief Electoral Officer to authorize me as such, in accordance with section 400 of the Act.

3. ADDRESS FOR COMMUNICATIONS

All communications intended for me should be sent to the following address:

Identical to section 1 or

Street number	Street	Municipality	Postal code
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4. APPOINTMENT AND CONSENT OF THE OFFICIAL REPRESENTATIVE AND OFFICIAL AGENT

I designate myself as official representative and official agent OR

The name, address and telephone number of my official representative and official agent (s. 380, 381, 382, 383, 400 and 400.1) who will keep the books and accounts related to the contributions received, the expenses incurred, and the loans contracted are

<input type="checkbox"/> Mr. <input type="checkbox"/> Ms.	Surname	Given name		Area code	Telephone no.
Street number		Street	Municipality	Postal code	

Signature of the official representative and official agent

Date

MANDATORY TRAINING (s. 387.1 AERM)

As official representative and official agent, I undertake to complete the training required by section 387.1 of the AERM within 10 days of my appointment, as well as any additional training, if necessary. The Chief Electoral Officer of Québec must enter, in the Register of authorized political entities of Québec (RAPEQ), which is published on its website, a statement to the effect that I have completed the training. For the purposes of this training, I provide my email address below.

Email address required for the purposes of training

Signature of the person acting as official representative and official agent

Date

5. SIGNATURE

Signature of the candidate or elector

Date

6. ATTESTATION OF THE APPLICATION FOR AUTHORIZATION

I grant your application for authorization.

Signature of the returning officer or of the assistant*

Date

* Assistant who is authorized to receive a nomination paper (s. 375)

1 - Send the original to the Chief Electoral Officer.

2 - Give a photocopy to the candidate and his official representative and official agent, if necessary.

3 - Give a photocopy to the treasurer or to the secretary-treasurer and keep a photocopy for your records.