

**NUNAVUT ELECTIONS ACT and PLEBISCITES ACT**

R-003-2015

Registered with the Registrar of Regulations

2015-03-02

**TARIFF OF FEES AMENDMENT REGULATIONS**

**The Management and Services Board, under subsection 217(2) of the *Nunavut Elections Act*, subsection 185(2) of the *Plebiscites Act* and every enabling power, makes the following regulations:**

- 1. The *Tariff of Election Fees*, registered as regulation numbered R-026-2003, is amended by these regulations.**
- 2. The title is amended by striking out "Election".**
- 3. Section 1, and the heading "Election Officers" immediately preceding it, are repealed and the following substituted:**

Interpretation

1. In these regulations, "officer" means an officer referred to in section 1.1.

Application

**1.1** These regulations apply in respect of payments under the *Nunavut Elections Act* and the *Plebiscites Act*, where applicable, to

- (a) an assistant returning officer;
- (b) a deputy returning officer;
- (c) a poll clerk;
- (d) a registration clerk;
- (e) a returning officer; and
- (f) a supervisory deputy returning officer.

**4. Subsection 2(1) is amended by adding "appointed under the *Nunavut Elections Act*" after "returning officer".**

**5. Subsection 2(2) is repealed.**

**6. The following is added after section 2:**

**2.1** (1) A returning officer appointed or designated under the *Plebiscites Act* is entitled to be paid for all work performed during the term of his or her office as follows:

- (a) if the plebiscite is not a Nunavut-wide plebiscite,
  - (i) a payment of \$2,500, if the number of voters in the plebiscite area is less than 500 voters,
  - (ii) a payment of \$5,000, if the number of voters in the plebiscite area is equal to or greater than 500 and less than 1,000,
  - (iii) a payment of \$7,500, if the number of voters in the plebiscite area is equal to or greater than 1,000 and less than 3,000, and
  - (iv) a payment of \$10,000, if the number of voters in the plebiscite area is equal to or greater than 3,000; and
- (b) if the plebiscite is Nunavut-wide plebiscite, a payment of \$8,000.

(2) For the purpose of paragraph (1)(a), the Chief Electoral Officer shall determine the number of voters using the most recent voters list available for the plebiscite area.

- 2.2** (1) Payments under these regulations shall be pro-rated for the actual time an officer holds office or performs his or her functions if
- (a) the officer ceases to hold office or stops performing his or her functions for any reason before his or her term of office expires; or
  - (b) the officer is appointed to assume the office or functions of another election officer or plebiscite officer referred to in paragraph (a).

(2) If a plebiscite is conducted in conjunction with an election pursuant to section 59 of the *Plebiscites Act*, any officer performing duties under both the *Nunavut Elections Act* and the *Plebiscites Act* is entitled to payment only under the *Nunavut Elections Act*.

**7. Section 3 is repealed and the following substituted:**

- 3.** An assistant returning officer is entitled to be paid at 50% of the rate of pay for a returning officer as set out in
- (a) paragraph 2(1)(b) in the case of an election; and
  - (b) subsection 2.1(1) in the case of a plebiscite.

**8. Section 8 is amended by striking out "or an election day" and substituting "**, an election day or a plebiscite day, as the case may be,".

**9. Section 9 is amended by striking out "election".**

**10. Section 9.1 is amended by striking out "elections" before "materials".**

**11. The heading before section 10 is amended by striking out "Election".**

**12. Section 10 is amended by striking out "election" before "materials".**

**13. Section 11 is amended by striking out "election" wherever it appears.**