

NUNAVUT ELECTIONS ACT

CONSOLIDATION OF TARIFF OF FEES

R-026-2003

In force November 27, 2003

(Current to: April 13, 2021)

AS AMENDED BY NUNAVUT REGULATIONS:

R-020-2006

In force August 25,

2006R-033-2007

In force November 30,

2007R-009-2011

In force July 5,

2011R-019-2013

In force September 18,

2013R-003-2015

In force March 2, 2015

R-020-2021

In force April 13, 2021

This consolidation is not an official statement of the law. It is an office consolidation prepared for convenience only. The authoritative text of regulations can be ascertained from the *Revised Regulations of the Northwest Territories, 1990* and the monthly publication of Part II of the *Northwest Territories Gazette* (for regulations made before April 1, 1999) and Part II of the *Nunavut Gazette* (for regulations made on or after April 1, 1999).

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Any registered regulations not yet published in the *Nunavut Gazette* can be obtained through the Registrar of Regulations at the address below.

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GLOSSARY OF TERMS USED IN CONSOLIDATIONS

Miscellaneous

- c. means "chapter".
- CIF means "comes into force".
- NIF means "not in force".
- s. means "section" or "sections", "subsection" or "subsections", "paragraph" or "paragraphs".
- Sch. means "schedule".

Citation of Acts

- R.S.N.W.T. 1988,c.D-22 means Chapter D-22 of the *Revised Statutes of the Northwest Territories, 1988.*
- R.S.N.W.T. 1988,c.10(Supp.) means Chapter 10 of the Supplement to the *Revised Statutes of the Northwest Territories, 1988. (Note: The Supplement is in three volumes.)*
- S.N.W.T. 1996,c.26 means Chapter 26 of the 1996 Annual Volume of the Statutes of the Northwest Territories.
- S.Nu. 2002,c.14 means Chapter 14 of the 2002 Annual Volume of the Statutes of Nunavut.

Citation of Regulations and other Statutory Instruments

- R.R.N.W.T. 1990,c.A-1 means Chapter A-1 of the *Revised Regulations of the Northwest Territories, 1990.*
- R-005-98 means the regulation registered as R-005-98 in 1998. *(Note: This is a Northwest Territories regulation if it is made before April 1, 1999, and a Nunavut regulation if it is made on or after April 1, 1999 and before January 1,*

2000.)

R-012-2003

means the regulation registered as R-012-2003 in 2003.
*(Note: This is a Nunavut regulation made on or after
January 1, 2000.)*

SI-005-98

means the instrument registered as SI-005-98 in 1998.
*(Note: This is a Northwest Territories statutory instrument
if it is made before April 1, 1999, and a Nunavut statutory
instrument if it is made on or after April 1, 1999 and
before January 1, 2000.)*

SI-012-2003

means the instrument registered as SI-012-2003 in 2003.
*(Note: This is a Nunavut statutory instrument made on or
after January 1, 2000.)*

TARIFF OF FEES

Interpretation

1. In these regulations, "officer" means an officer referred to in section 1.1. R-003-2015,s.2,3.

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.

R-003-2015,s.3.

Rates of Pay

2. (1) A returning officer appointed under the *Nunavut Elections Act* for a constituency with only one community is entitled to be paid as follows:
 - (a) a monthly retainer of \$100 per month during the term of his or her office;
 - (b) a flat rate of \$13,000 for all work performed during the period commencing three weeks before the beginning of the election period and ending one week after the election period, or a flat rate of \$6,500 for this period if the candidate is elected by acclamation;
 - (c) a payment of \$187 for any period of work of four hours or less performed at the request of the Chief Electoral Officer during a day outside the period referred to in paragraph (b); and
 - (d) a payment of \$375 for any period of work of more than four hours performed at the request of the Chief Electoral Officer during a day outside the period referred to in paragraph (b).
- (2) A returning officer appointed under the *Nunavut Elections Act* for a constituency with two or more communities is entitled to be paid as follows:
 - (a) a monthly retainer of \$100 per month during the term of his or her office;
 - (b) a flat rate of \$14,500 for all work performed during the period commencing three weeks before the beginning of an election period and ending one week after the election period, or a flat rate of \$7,250 for this period if the candidate is elected by acclamation;
 - (c) a payment of \$187 for any period of work of four hours or less performed at the request of the Chief Electoral Officer during a day outside the period referred to in paragraph (b); and
 - (d) a payment of \$375 for any period of work of more

than four hours performed at the request of the Chief Electoral Officer during a day outside the period referred to in paragraph (b).

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. R-003-2015,s.6.

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*. R-003-2015,s.6.

3. (1) An assistant returning officer appointed under the *Nunavut Elections Act* for a constituency with only one community is entitled to be paid as follows:

- (a) a flat rate of \$6,500 for all work performed during the election period or a flat rate of \$3,250 for this period if the candidate is elected by acclamation; and
- (b) a payment of \$275 per day for any period of work performed at the request of the Chief Electoral Officer during a day outside the period referred to in paragraph (a).

(2) An assistant returning officer appointed under the *Nunavut Elections Act* for a constituency with two or more communities is entitled to be paid as follows:

- (a) a flat rate of \$7,250 for all work performed during the election period or a flat rate of \$3,625 for this period if the candidate is elected by acclamation; and
 - (b) a payment of \$275 per day for any period of work performed at the request of the Chief Electoral Officer during a day outside the period referred to in paragraph (a).
- (3) An assistant returning officer appointed or designated under the *Plebiscites Act* is entitled to be paid at 50% of the rate of pay for a returning officer as set out in subsection 2.1(1) in the case of a plebiscite.
4. A deputy returning officer is entitled to be paid as follows:
- (a) a payment of \$335 for all work performed relating to an advance vote and an additional \$100 for conducting a mobile poll during the advance vote;
 - (b) a payment of \$127.50 for each satisfactorily completed day of elections training required by the Chief Electoral Officer; and
 - (c) a payment of \$625 on election day or plebiscite day for all additional work performed during the term of his or her office.
5. A poll clerk is entitled to be paid as follows:
- (a) a payment of \$275 for all work performed relating to an advance vote and an additional \$100 for conducting a mobile poll during the advance vote;
 - (b) a payment of \$127.50 for each satisfactorily completed day of elections training required by the Chief Electoral Officer; and
 - (c) a payment of \$490 on election day or plebiscite day for all additional work performed during the term of his or her office.
6. A supervisory deputy returning officer is entitled to be paid \$750 on election day or plebiscite day for all work performed during the term of his or her office.
7. A registration clerk is entitled to be paid as follows:
- (a) a payment of \$275 for all work performed during an advance vote and an additional \$100 for conducting a mobile poll during the advance vote;
 - (b) a payment of \$127.50 for each satisfactorily completed day of elections training required by the Chief Electoral Officer; and
 - (c) a payment of \$490 on election day or plebiscite day for all additional work performed during the term of his or her office.

8. For the purposes of these regulations, a person who performs work throughout the day of an advance vote, an election day or a plebiscite day, as the case may be, is assumed to have performed 12 hours of work for each day and is to be paid for four and a half of those hours at overtime pay. R-020-2006,s.3; R-019-2013,s.1(b); R-003-2015,s.8.

9. Accountable advances are to be made to officers in amounts sufficient to provide for their expected expenses. R-003-2015,s.9.

9.1. A person who performs work in a focus group reviewing materials for Elections Nunavut is entitled to be paid an honorarium determined by the Chief Electoral Officer, in an amount not less than \$200 and not more than the maximum allowed for honoraria under the *Financial Administration Act*, for each day that he or she attends the meeting of the focus group. R-020-2006,s.4; R-003-2015,s.10.

Materials

10. The charges, fees or consideration to be charged for the provision of materials or services by Elections Nunavut to another body are to be determined by the Chief Electoral Officer, from time to time. R-020-2006,s.5; R-003-2015,s.11,12.

Accounts

11. (1) Each officer must include in his or her accounts a written invoice setting out

- (a) a description of the work the officer performed;
- (b) the dates the work was performed;
- (c) the number of hours worked, when payment depends on that number; and
- (d) the total amount owing for work performed.

(2) Each officer shall submit a travel claim for reimbursement of any travel expenses incurred by the officer.

(3) Each officer, other than the returning officer, shall send his or her accounts to the returning officer.

(4) The returning officer must send his or her accounts and the accounts of the other officers to the Chief Electoral Officer.

(5) The claims and accounts of an officer under the Act must be prepared and submitted in accordance with the directions of the Chief Electoral Officer. R-003-2015,s.13.