



PROGRESSIVE CONSERVATIVE PARTY OF NOVA SCOTIA

LEADERSHIP SELECTION RULES

**As adopted by the Executive Committee of the
Progressive Conservative Association of Nova Scotia**

24 October 2009 (as amended 5 December, 2009, January 30, 2010 and May 1, 2010)

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PART I - APPLICATION AND INTERPRETATION

1. These rules may be cited as the *Leadership Selection Rules*.
2. The new Leader of the Progressive Conservative Party of Nova Scotia shall be chosen in accordance with these rules.
3. The proceedings for delegate selection meetings, the operation of the Convention, and the conduct of candidates for selection as the new Leader of the Party, shall be governed by the Constitution and these rules.
4. These rules have been adopted by the Party Executive pursuant to Article 14.1.1 of the Constitution.
5. In the event that these rules are inconsistent with the Constitution, the Constitution is paramount.
6. In these rules, unless the context otherwise requires,
 - (a) "alternate delegate" means an alternate delegate selected in accordance with these rules;
 - (b) "auditor" means an auditor appointed in accordance with these rules;
 - (c) "campaign account" means an account established in accordance with Rule 210;
 - (d) "campus club" means a provincial youth association of the Nova Scotia Young Progressive Conservatives, within the meaning of paragraph 29(a)(ii)(A) or (B), that has been recognized in accordance with Part III;
 - (e) "Co-Chairs" means the Co-Chairs of the Committee;
 - (f) "Committee" means the Leadership Selection Committee created by the Party Executive on 12 September 2009;
 - (g) "constituency" means a provincial electoral district;
 - (h) "constituency association" means a provincial constituency association;
 - (i) "Constitution" means the Constitution and By-laws of the Progressive Conservative Association of Nova Scotia, as amended;
 - (j) "Convention" means the leadership convention of the Party to be held at Halifax on 29 and 30 October 2010;
 - (k) "convention site" means those facilities designated by the Committee for use for Convention events;
 - (l) "delegate" means a delegate to the Convention selected in accordance with these rules;

- (m) "delegate candidate" means a person who has been duly nominated at a delegate selection meeting to be selected as a delegate;
- (n) "delegate selection meeting" means a meeting of a constituency association or a qualifying association to select delegates and, where appropriate, alternate delegates to represent the constituency association or qualifying association at the Convention;
- (o) "ex officio delegate" means a delegate deemed selected in accordance with Rule 72;
- (p) "leadership candidate" means a leadership candidate who has been accredited in accordance with these rules;
- (q) "nomination papers" are collectively those documents, papers and deposits that a person is required to file in accordance with Rule 56 to become a leadership candidate;
- (r) "offices of the Party" means
 - (i) from 5 p.m. on 28 October 2010 until two hours after the election of the new Leader of the Party has been announced, the convention site, and
 - (ii) at any other time, the Principal Office of the Party, which is

Suite 801, 1660 Hollis Street
Halifax, Nova Scotia B3J 1V7
Telephone – (902) 429-9470
Facsimile – (902) 423-2465
Electronic Mail – Leadership@pcparty.ns.ca;
- (s) "official agent" means an official agent appointed in accordance with these rules;
- (t) "organization" means a corporation, a partnership or a trade union;
- (u) "Party" means the Progressive Conservative Party of Nova Scotia, and includes the Progressive Conservative Association of Nova Scotia;
- (v) "Party Executive" means the Executive Committee of the Progressive Conservative Association of Nova Scotia;
- (w) "President" means the President of the Party;
- (x) "prospective candidate" means a person who has publicly announced an intention to seek the leadership of the Party but has not become a leadership candidate;
- (y) "qualifying association" means a
 - (i) campus club,

- (ii) women's association, or
 - (iii) youth constituency association;
 - (z) "rules" includes the forms prescribed by these rules, any amendments to these rules, and any additional or supplementary forms, rules, procedures or regulations which may be adopted from time to time;
 - (aa) "subcommittee" means a subcommittee of the Committee established by or in accordance with Rule 19, and includes the Chief Electoral Officer;
 - (bb) "women's association" means a local association of Progressive Conservative women affiliated with a constituency association, within the meaning of subclause 29(a)(i), that has been recognized in accordance with Part III;
 - (cc) "youth constituency association" means a provincial youth association of the Nova Scotia Young Progressive Conservatives, within the meaning of paragraph 29(a)(ii)(C), that has been recognized in accordance with Part III;
 - (dd) "youth delegate" means a delegate selected from a constituency association or a youth constituency association who was born not before 15 September 1984 nor later than 14 September 1996 ; and
 - (ee) "youth delegate candidate" means a delegate candidate who qualifies to be a youth delegate.
7. References to time in these rules shall be construed as the time reckoned in accordance with the *Time Definition Act*.
8. Any authority granted by these rules to the Committee, the Co-Chairs, any member of the Committee, or a subcommittee, to make appointments or to delegate authority shall be construed, subject to these rules, as also granting authority to revoke appointments, to make substitute appointments, to revoke a delegation or to make a substitute delegation.

PART II - LEADERSHIP SELECTION COMMITTEE

9. The Committee shall be responsible for all matters pertaining to the Convention.
10. Each person appointed to the Committee shall sign an irrevocable agreement of neutrality and confidentiality, using Form A.

CHAIRS

11. The Co-Chairs shall have overall responsibility for the Committee.
12. If the Co-Chairs determine that it is necessary to engage legal counsel to provide advice and assistance to the Committee,
 - (a) the Co-Chairs may request that the President cause the Party to engage counsel;
 - (b) the President has the sole authority to grant or refuse the request, in whole, in part, or with such modifications he deems appropriate; and
 - (c) the President has the sole authority, when he has granted a request in accordance with clause (b), to identify, retain, instruct and terminate legal counsel.
13. The President may delegate the authority granted to him in accordance with clause 12(c) to either or both of the Co-Chairs, or to one or more members of the Committee.
14. The Committee, on the advice of the Co-Chairs, may appoint an Honourary Convention Chair.

MEMBERSHIP

15. The members of the Committee shall be
 - (a) the Co-Chairs;
 - (b) the chairs or co-chairs, and vice-chairs, if any, of all subcommittees;
 - (c) the Chief Electoral Officer;
 - (d) the President of the Party;
 - (e) the Provincial Director of the Party; and
 - (f) any other person appointed by the Co-Chairs.

16. All members of the Committee are equal, except that the Co-Chairs shall designate, in writing, which members of the Committee are
 - (a) voting members of the Committee; and
 - (b) non-voting members of the Committee.
17. A designation made in accordance with Rule 16 may, subject to Rule 18, be revoked or substituted.
18. A revoked or substituted designation made in accordance with Rule 17 after 22 August 2010 shall not change the fact that the person is deemed selected as a delegate in accordance with Rule 72.

SUBCOMMITTEES

19. The Committee shall have the following subcommittees:
 - (a) Rules Committee;
 - (b) Credentials Committee;
 - (c) Financial Compliance Committee;
 - (d) Candidate Liaison Committee;
 - (e) Hospitality Committee;
 - (f) Policy and Debates Committee; and
 - (g) any other subcommittee appointed by the Co-Chairs.
20. Each subcommittee's chair or co-chairs, and, where applicable, vice-chair shall be appointed by the Co-Chairs.
21. The members of each subcommittee shall be appointed by the Co-Chairs in consultation with the chair or co-chairs of the subcommittee.

RULES COMMITTEE

22. The Rules Committee shall consist of a Chair, a Vice-Chair, and not less than one and not more than three additional members.
23. The Rules Committee shall be chaired by its Chair, or, in his absence, by its Vice-Chair.

CREDENTIALS COMMITTEE

24. The Credentials Committee shall consist of a Chair and not less than two and not more than four additional members.
25. The Credentials Committee shall be chaired by its Chair.

26. Subject to these rules, the Credentials Committee shall
- (a) make all determinations concerning the issuing of credentials for delegates to the Convention;
 - (b) resolve any disputes arising from membership applications; and
 - (c) accredit the candidates applying to run for Leader of the Party.

CHIEF ELECTORAL OFFICER

27. There shall be a Chief Electoral Officer who shall be responsible for the conduct and administration of
- (a) delegate selection meetings; and
 - (b) balloting at the Convention.
28. The Chief Electoral Officer shall have authority to appoint returning officers, deputy returning officers, poll clerks, security persons, and such other individuals as required to assist him in the discharge of his duties.

PART III - RECOGNITION OF QUALIFYING ASSOCIATIONS

29. In this Part, "recognized association" means an association
- (a) that is
 - (i) a women's association that is affiliated with a specified provincial constituency association, or
 - (ii) a provincial youth association of the Nova Scotia Young Progressive Conservatives that is organized
 - (A) at a degree-granting institution,
 - (B) at a campus of the Nova Scotia Community College, or
 - (C) within a constituency;
 - (b) that has been recognized by
 - (i) (in the case of a women's association) the Party Executive in accordance with Rule 32, or
 - (ii) (in the case of a provincial youth association) the Nova Scotia Young Progressive Conservatives in accordance with Rule 31;
 - (c) that is the only such women's association or provincial youth association recognized in accordance with clause (b) for the constituency, the degree-granting institution, or the campus, as the case may be; and
 - (d) for which information has been provided to the President in accordance with Rules 31 to 33.
30. All recognized associations shall become qualifying associations, for the purposes of these rules, unless rejected in accordance with this Part.
31. The Nova Scotia Young Progressive Conservatives shall provide to the President a list of the provincial youth associations, which have been recognized in accordance with the Constitution of the Nova Scotia Young Progressive Conservatives and whose recognition is in good standing, not later than
- (a) 5 p.m. on 20 August 2010, in the case of youth constituency associations; and
 - (b) 5 p.m. on 13 September 2010, in the case of campus clubs.
32. The Secretary of the Party shall confirm to the President, not later than 5 p.m. on 20 August 2010, a list of the women's associations which have been recognized for the purposes of Rule 29 and whose recognition is in good standing.

33. In addition to the lists required by Rules 31 and 32, the following documents, in respect of each recognized association, shall also be provided to the President by delivering the same to his attention at the offices of the Party not later than 5 p.m. on 20 August 2010 (13 September 2010 in the case of campus clubs):
 - (a) the constitutional documents of the recognized association;
 - (b) a list of the recognized association's officers, including their contact information;
 - (c) a list of the recognized association's members;
 - (d) the minutes of the most recent general meeting of the association, including the date and location of that meeting; and
 - (e) where recognition was granted to the association in accordance with Rule 31 by the Nova Scotia Young Progressive Conservatives, the minutes of the meeting thereof at which such recognition was granted, including the date, location and attendees of that meeting.
34. The President shall, not later than 5 p.m. on 23 August 2010 (15 September 2010 in the case of campus clubs), cause copies of
 - (a) all information he receives, in accordance with Rules 31 to 33, to be transmitted to the Chief Electoral Officer and the Chair of the Credentials Committee; and
 - (b) the lists he receives, in accordance with Rules 31 and 32, to be transmitted to the members of the Party Executive.
35. The President shall cause the information he receives, in accordance with Rule 33, to be available for inspection by the members of the Party Executive at the offices of the Party.
36. An objection to a recognized provincial youth association shall be in writing, signed by at least three voting members of the Party Executive, and received by the President at the offices of the Party not later than 3 p.m. on 26 August 2010 (17 September, 2010 in the case of campus clubs).
37. If an objection is not made, in accordance with Rule 36, in respect of a recognized provincial youth association, that association, not having been rejected, is deemed to be a qualifying association.
38. If the President receives an objection in accordance with Rule 36, he shall call a meeting of the Party Executive, for not later than 10 September 2010 (22 September, 2010 in the case of campus clubs), which shall consider all objections made in accordance with Rule 36.
39. In considering an objection made in accordance with Rule 36, the President, or other presiding officer, after allowing for discussion, shall put to the Party Executive the question, in respect of each recognized association objected to, "Shall the objection be upheld?"

40. If an objection is upheld by a majority of those voting members of the Party Executive present and voting, the recognized association shall be rejected.
41. If an objection is not upheld by a majority of those voting members of the Party Executive present and voting, the recognized association shall not be rejected and is deemed to be a qualifying association.
42. If the Party Executive does not reach a decision with regard to an objection, made in accordance with Rule 36, by noon on 13 September 2010 (24 September, 2010 in the case of campus clubs),
 - (a) the objection shall be deemed to not be upheld; and
 - (b) the recognized association, not having been rejected, is deemed to be a qualifying association.

PART IV - MEMBERSHIPS

43. In accordance with Article 14.2.1 of the Constitution, a person must have been a member of the Party since 5 p.m. on 14 September 2010, in order to be a delegate or an alternate delegate to the Convention.
44. A person must have been a member of the Party since 5 p.m. on 14 September 2010 in order to vote at a delegate selection meeting.
45. Particulars of each membership purchased in a constituency association shall be communicated to the Chair of the Credentials Committee at the offices of the Party within 14 days, but, in any event, not later than 5 p.m. on 17 September 2010.
46. Particulars of each membership that was applied for but rejected by the constituency association shall be communicated to the Chair of the Credentials Committee at the offices of the Party, with written reasons for the rejection, within 14 days of the date of application, but, in any event, not later than 5 p.m. on 17 September 2010.
47. A membership application received directly at the offices of the Party from a person who was a member of the Party in 1995 or any subsequent year shall be deemed approved by a constituency association unless it is revoked in accordance with the Constitution.
48. A membership application received directly at the offices of the Party from a person who was not a member of the Party in 1995 or any subsequent year, shall be referred to the applicant's constituency association for approval.
49. A membership application not rejected by a constituency association within seven days of being referred in accordance with Rule 48, but, in any event, not later than 5 p.m. on 17 September 2010, shall be deemed to have been approved.
50. An approval in accordance with Rule 48 or deemed approval in accordance with Rule 49 shall be effective as of the date the application was received at the offices of the Party.
51. If a membership application referred in accordance with Rule 48 has been rejected by a constituency association, written reasons for the rejection shall be communicated by the constituency association to the Chair of the Credentials Committee at the offices of the Party within seven days of the membership application being referred, and in any event, not later than 5 p.m. on 17 September 2010.
52. If a membership application has been rejected, the application, together with the reasons, if any, provided in accordance with Rule 46 or 51, are deemed to be referred to the Credentials Committee for determination.
53. In every referral made in accordance with Rule 52, the Chair of the Credentials Committee shall direct that the referral be considered by
 - (a) the Chair of the Credentials Committee;

- (b) a member of the Credentials Committee designated by Chair of the Credentials Committee;
- (c) a panel of members of the Credentials Committee designated by the Chair of the Credentials Committee; or
- (d) the Credentials Committee,

who shall, for the purposes of Rule 54, be referred to as the "adjudicator".

54. Subject to these rules, the adjudicator shall have discretion to determine the procedure to be followed in considering a referral made in accordance with Rule 52, and without limiting the foregoing, the adjudicator:

- (a) shall consider the particulars of the membership application and the reasons given by the constituency association for its rejection;
- (b) may consult with
 - (i) the constituency association through its president, the president's designate, or any other officer, director or member of the constituency association that the adjudicator deems appropriate,
 - (ii) the applicant, or
 - (iii) any other person that the adjudicator deems necessary;
- (c) shall, with all practical speed and, in any event, not later than five days after the referral, decide whether the application is approved or rejected, and immediately notify the applicant and constituency association of the decision;
- (d) a decision to approve an application is deemed to have been effective as of the date on which it was originally submitted to the constituency association or the offices of the Party, as the case may be; and
- (e) every decision made in accordance with this Rule is final and binding and there shall be no appeal or review on any ground whatsoever.

PART V - LEADERSHIP CANDIDATE **ACCREDITATION AND WITHDRAWAL**

ACCREDITATION

55. Only leadership candidates who are accredited in accordance with these rules,
- (a) are entitled to have their names listed on the ballot for selection as Leader at the Convention on 30 October 2010, subject to these rules;
 - (b) may exercise any rights and entitlements conferred on leadership candidates by these rules or the Constitution; and
 - (c) may hold themselves out, to members of the Party or the general public, as being accredited leadership candidates.
56. To apply to become a leadership candidate, a prospective candidate shall:
- (a) be a member in good standing of the Party as of 14 August 2010;
 - (b) be eligible to stand for election as a Member of the House of Assembly;
 - (c) apply in writing, using Form B, to be accredited as a leadership candidate;
 - (d) file a nomination form, using Form C, containing the
 - (i) legible signatures,
 - (ii) residential addresses,
 - (iii) telephone numbers, and
 - (iv) constituency associationsof 50 individuals who are members in good standing of the Party as of 14 August 2010, provided that not more than five (5) of those members may be from the same constituency association;
 - (e) provide a deposit in the form of a certified cheque in the amount of \$25,000 payable to the Progressive Conservative Association of Nova Scotia;
 - (f) appoint, using Form D, an official agent in accordance with Rules 201 to 206, who shall consent to the appointment, using Form E; and
 - (g) appoint, using Form F, an auditor in accordance with Rules 213 to 217, who shall consent to the appointment, using Form G.
57. Nomination papers shall be filed, in complete and good order, with the Chief Electoral Officer, at the offices of the Party, not later than 5 p.m. on 16 August 2010.

58. The Chief Electoral Officer shall, upon receiving nomination papers, transmit the nomination papers forthwith to the Chair of the Credentials Committee.
59. The Credentials Committee shall proceed, with all practical speed, to determine whether a person satisfies the requirements set out in Rule 56 to become a leadership candidate; if any deficiencies are identified in the material provide as required by Rule 56, the prospective candidate shall have until 5 p.m. on 20 August 2010 to correct such deficiencies.
60. If the Credentials Committee determines that the requirements set out in Rule 56 have been met, the Chair of the Credentials Committee shall certify, using Form H, to the Chief Electoral Officer that the person has been accredited as a leadership candidate.
61. The Chair of the Credentials Committee shall return the nomination papers and his certificate to the Chief Electoral Officer once the leadership candidate has been accredited.
62. If the Credentials Committee determines that the requirements set out in Rule 56 have not been met, the Chair of the Credentials Committee shall inform the Chief Electoral Officer, in writing, of that fact and the reasons for that determination.
63. The Chief Electoral Officer shall, with all practical speed, inform the prospective candidate, or the prospective candidate's official agent, that the application to be accredited as a leadership candidate does not meet the requirements set out in Rule 56.
64. As soon as practical after the close of nominations, the Committee shall publish the names of the leadership candidates.
65. A leadership candidate is entitled to
 - (a) a list of potential ex officio delegates to the Convention;
 - (b) a copy of the document commonly known as the Party Directory;
 - (c) a list of members of the Party, subject to these rules, which shall be provided at times and on conditions to be prescribed by the Committee;
 - (d) a list of long serving delegate candidates as submitted by the several constituency associations;
 - (e) a list of delegates and alternate delegates, which shall be provided at times and on conditions to be prescribed by the Committee;
 - (f) be represented at appropriate meetings of a subcommittee when representatives of leadership candidates have been requested to attend; and
 - (g) be provided with the authority to use the Convention logo on all materials and advertising for and during the Convention.

WITHDRAWAL

66. A leadership candidate may withdraw from the leadership selection process at any time prior to 5 p.m. on 22 October 2010, in writing, using Form I, provided that the withdrawal is
 - (a) signed by the leadership candidate;
 - (b) countersigned by the leadership candidate's official agent; and
 - (c) filed with the Chief Electoral Officer at the offices of the Party.
67. A withdrawal filed in accordance with Rule 66 is irrevocable and shall be published in a manner consistent with the publication made in accordance with Rule 64.

PART VI - DELEGATES TO THE CONVENTION

GENERAL

68. In order to be a delegate or an alternate delegate to the Convention, a person shall
- (a) have been a member of the Party since 14 September 2010;
 - (b) have been selected as a delegate or an alternate delegate in accordance with Rule 72 or Part VII; and
 - (c) pay the registration fees prescribed by the Committee.
69. Subject to Rule 70, only those delegates who meet the requirements set out in Rule 68 may vote at the Convention.
70. Alternate delegates who have been promoted to the status of delegate in accordance with these rules may vote at the Convention.
71. The status of a delegate to the Convention shall not be transferred to any other person, except in accordance with these rules.

EX OFFICIO DELEGATES

72. A person who has been a member of the Party since 14 September 2010 and who held any of the following offices on 1 June, 2010, is deemed to have been selected as a delegate to the Convention:
- (a) the Leader of the Party;
 - (b) a member of the Party Executive;
 - (c) a president of a constituency association;
 - (d) a Member of the House of Assembly representing the Progressive Conservative Party;
 - (e) the most recently nominated Progressive Conservative candidate in a provincial constituency;
 - (f) a voting member of the Committee;
 - (g) a Senator representing the Conservative Party of Canada;
 - (h) a former senator appointed for an area of Nova Scotia who represented the Progressive Conservative Party of Canada or the Conservative Party of Canada;
 - (i) the most recently nominated Conservative Party of Canada candidate in a federal electoral district in Nova Scotia;

- (j) a former Member of Parliament for a federal electoral district in Nova Scotia who represented the Progressive Conservative Party of Canada or the Conservative Party of Canada;
- (k) a Privy Councillor;
- (l) a former Leader of the Party;
- (m) a former Member of the House of Assembly who represented the Progressive Conservative Party;
- (n) a maximum of ten (10) members of the Board of the PC Nova Scotia Fund, as it was composed on 1 February 2010, who shall be chosen by them not later than 14 October 2010, in accordance with rules which may be prescribed by the Committee, on the advice of the Chief Electoral Officer;
- (o) a maximum of five (5) members of the Conservative Women's Caucus of Nova Scotia, as it was composed on 1 February 2010, who shall be chosen by them not later than 14 October 2010, in accordance with rules which may be prescribed by the Committee, on the advice of the Chief Electoral Officer;
- (p) a maximum of ten (10) persons who have been members of the Party since 14 September 2010 chosen by the Party's Ad Hoc Committee on Minority Representation, who shall be chosen by them not later than 14 October 2010, in accordance with rules which may be prescribed by the Committee, on the advice of the Chief Electoral Officer;
- (q) a member of the Executive Committee of the Nova Scotia Young Progressive Conservatives, or the successful candidate for election to a position on the Executive Committee if that candidate had been nominated by 24 July 2010; and
- (r) a former provincial president of the Party.

CONSTITUENCY ASSOCIATIONS

73.

- (1) Each constituency association is entitled to select no more than 50 delegates to the Convention, of whom at least
 - (a) 20 shall be male;
 - (b) 20 shall be female, provided that this shall be reduced if there is a women's association in the constituency, by the number of delegates selected by the women's association (to a maximum of 5); and
 - (c) 10, regardless of gender, who shall have been born not before 15 September 1984 nor later than 14 September 1996, provided that this shall be reduced if there is a youth constituency association in the constituency by the number of

delegates (to a maximum of 5) selected by the youth constituency association.

(2) In order to assure the opportunity for long serving members of the Party to be delegates to the Convention,

- (a) a constituency association may deliver to the Chair of the Credentials Committee, at the offices of the Party, a list of not more than 50 long-serving supporters of the Party from that constituency, as determined by that association, no later than 5 p.m. on 31 March 2010; and
- (b) if a person named on a list delivered under clause (a) is a member of the Party on 14 September 2010, that person shall be eligible to be nominated as a long serving delegate candidate.

- 74. Each constituency association is entitled to select ten alternate delegates to the Convention.
- 75. To be eligible to vote for, or be selected as, a delegate or alternate delegate from a constituency association, a person shall
 - (a) have been a member of the Party as of 14 September 2010; and
 - (b) as of 14 September 2010, be "ordinarily resident", as defined by the *Elections Act*, in the constituency where the delegate selection meeting is held.
- 76. A constituency association shall select its delegates and alternate delegates in accordance with Part VII.

WOMEN'S ASSOCIATIONS

- 77. Each women's association is entitled to select five delegates to the Convention.
- 78. To be eligible to vote for, or be selected as, a delegate from a women's association, a person shall
 - (a) have been a member of the Party as of 14 September 2010; and
 - (b) be a member of that women's association.
- 79. A women's association shall select its delegates in accordance with Part VII.
- 80. [not used]

YOUTH CONSTITUENCY ASSOCIATIONS

- 81. Each youth constituency association is entitled to select five delegates to the Convention.
- 82. To be eligible to vote for, or be selected as, a delegate from a youth constituency association, a person shall

- (a) have been a member of the Party as of 14 September 2010;
- (b) be a member of that youth constituency association; and
- (c) have been born not before 15 September 1984 and not after 14 September 1996.

- 83. A youth constituency association shall select its delegates in accordance with Part VII.
- 84. [not used]

CAMPUS CLUBS

- 85. Each campus club is entitled to select five delegates to the Convention.
- 86. To be eligible to vote for, or be selected as, a delegate from a campus club, a person shall
 - (a) have been a member of the Party as of 14 September 2010; and
 - (b) be a registered student at the institution for which the campus club is recognized.
- 87. A campus club's selection of delegates shall be conducted in accordance with Part VII.

CERTIFICATE OF DELEGATE ENTITLEMENT

- 88. The Chief Electoral Officer shall certify, using Form J, to the president of each constituency association the number of delegates and alternate delegates the association is entitled to select to represent that association at the Convention.
- 89. The Chief Electoral Officer shall certify, using Form K, to the president of each qualifying association the number of delegates the association is entitled to select to represent that association at the Convention.

PART VII - DELEGATE SELECTION MEETINGS

GENERAL

90. Each delegate selection meeting held by a constituency association or a qualifying association shall be conducted in accordance with these rules.
91. In cases not provided for in these rules or the Constitution, the by-laws or the constitution of the constituency association or the qualifying association shall apply.
92. In any other case, *Robert's Rules of Order, Newly Revised* shall apply.

TIMING

93. Subject to Rule 94, all delegate selection meetings shall be held not earlier than Friday, 24 September 2010 and not later than Saturday, 9 October 2010.
94. Delegate selection meetings held at campus clubs shall be held not earlier than Friday, 24 September 2010 and not later than Saturday, 2 October 2010.
95. The date, time and location of each delegate selection meeting shall be set by the Chief Electoral Officer, or his designate, in accordance with rules prescribed by the Chief Electoral Officer.
96. Unless the Chief Electoral Officer grants permission, the delegate selection meeting for a constituency's
 - (a) women's association, and
 - (b) youth constituency association,shall be held in conjunction with the delegate selection meeting for that constituency's constituency association.
97. No delegate selection meeting scheduled for a Monday, Tuesday, Wednesday, Thursday or Friday shall be scheduled to be called to order before 6 p.m. or after 9 p.m.
98. No delegate selection meeting scheduled for a Saturday or Sunday shall be scheduled to be called to order before 9 a.m. or after 9 p.m.

NOTICE

99. Each constituency association and qualifying association shall give to each of its members, at least five days prior to its delegate selection meeting, a written notice,
 - (a) by mail, or
 - (b) in a newspaper having general circulation in the area where members reside, that shall clearly state

- (c) the location and date of the delegate selection meeting,
- (d) the times at which registration will open and close, and
- (e) the time at which the delegate selection meeting will be called to order.

100. The Party

- (a) may publish the date, time and location of each delegate selection meeting on its website; and
- (b) may, where the Committee considers it advisable or necessary, arrange for advertisements of delegate selection meetings, in any manner or method, with any content, and to any extent that the Committee decides.

101. Any notice given in accordance with Rule 100 does not negate an association's obligation to give notice in accordance with Rule 99.

102. Non-receipt of notice by a member does not invalidate a delegate selection meeting.

REGISTRATION

103. A person who meets the voter eligibility requirements set out in Rule 75, 78, 82 or 86, as the case may be, may register at a delegate selection meeting, unless the person has already voted at another delegate selection meeting, in which case the person is deemed

- (a) ineligible to vote; and
- (b) to have had the person's name struck from the list of eligible voters.

104. Registration shall be done in person and not by proxy or by any person on behalf of any other person.

105. Registration shall be conducted by registration clerks, under the supervision of the returning officer, using a list of eligible voters supplied by the offices of the Party in a form authorized by the Chief Electoral Officer.

106. When, during the voter registration period, a person seeks to register to vote at a delegate selection meeting:

- (a) the registration clerk shall determine if the person's stated name appears on the list of eligible voters; and
- (b) if the person's stated name appears on the list of eligible voters, the registration clerk shall request that the person establish the person's identity and address by providing at least two forms of acceptable identification prescribed by Rule 108.

107. In addition to the requirements set out in Rule 106, a person seeking to vote at a youth constituency association's delegate selection meeting shall also be required to establish the person's age.
108. The following are acceptable forms of identification for the purposes of Rules 106 and 107, provided that they are legible and have not expired:
 - (a) driver's license;
 - (b) property tax bill;
 - (c) lease of residential premises;
 - (d) utility bill;
 - (e) automobile insurance pink card;
 - (f) passport;
 - (g) social insurance card;
 - (h) birth certificate;
 - (i) Certificate of Citizenship;
 - (j) student registration card;
 - (k) health insurance card;
 - (l) Permanent Resident card;
 - (m) any other form of identification which may be prescribed by the Chief Electoral Officer;
 - (n) other photo identification issued by the Government of Nova Scotia or the Government of Canada; and
 - (o) any other manner of identification which may be deemed acceptable by the returning officer.
109. In addition to the requirements set out in Rule 106, a person registering to vote at a campus club's delegate selection meeting shall also be required to
 - (a) provide a student registration card or like proof of enrollment sufficient to establish that the person is currently registered as a student at the institution with which the campus club is connected; and
 - (b) provide a membership card or other documentation issued by the Party sufficient to establish membership as of 14 September 2010.

110. Where two or more delegate selection meetings are held in conjunction with each other, a person who is eligible to register at two or more such meetings shall, before registering to vote at any meeting, declare to the registration clerk the meeting at which the person wishes to vote.
111. The registration clerk shall register a person to vote at the delegate selection meeting for which the person has declared, in accordance with Rule 110, the person's intention to register.
112. A declaration made in accordance with Rule 110 is irrevocable.
113. When a person has registered to vote, the registration clerk shall
 - (a) obtain a ballot paper, in the form prescribed by the Chief Electoral Officer;
 - (b) place the registration clerk's initials on the ballot paper in a manner prescribed by the Chief Electoral Officer; and
 - (c) give the ballot to the voter.
114. When the delegate selection meeting is called to order, the returning officer shall, subject to Rule 125, immediately close the registration area.
115. Any person who is queued to register when the registration area is closed may be registered.
116. When registration has concluded, the returning officer shall collect the used list of eligible voters and any unissued ballots.
117. A person who has been denied registration may appeal the registration clerk's decision to the returning officer, in person, not later than the close of the registration.
118. The returning officer may investigate any appeal made in accordance with Rule 117 to any extent the returning officer considers appropriate.
119. The returning officer may
 - (a) orally allow or dismiss the appeal, in whole or in part, subject to these rules; and
 - (b) take any steps necessary to give effect to the returning officer's decision.
120. A returning officer's decision on an appeal made in accordance with Rule 117 is final and binding and there shall be no appeal or review on any ground whatsoever.

PROCEEDINGS AT DELEGATE SELECTION MEETINGS

121. When two or more delegate selection meetings are being held in conjunction with each other, only one delegate selection meeting shall be conducted at a time.
122. When two or more delegate selection meetings are being held in conjunction with each other, they shall be held, subject to Rule 123, in the following order:

- (a) the delegate selection meeting of a youth constituency association, where one exists;
 - (b) the delegate selection meeting of a women's association, where one exists; and
 - (c) the delegate selection meeting of a constituency association.
123. When two or more delegate selection meetings are being held in conjunction with each other, and a delegate selection meeting has not been called to order for want of a quorum, the next following delegate selection meeting, in accordance with Rule 122, may be called to order provided that there is a quorum for that meeting.
124. Where Rule 123 applies, the deferred delegate selection meeting shall be deferred to the conclusion of the constituency association's delegate selection meeting.
125. When two or more delegate selection meetings are being held in conjunction with each other, registration may continue for those meetings which have not been called to order.
126. A delegate selection meeting shall only be chaired
- (a) by the president of that association;
 - (b) at the direction of the Chief Electoral Officer, by the returning officer,
- who, for the purposes of this Part, shall be referred to as the "presiding officer".
127. A presiding officer shall be neutral and impartial in performing the duties required by these rules, and shall neither assist nor hinder any leadership candidate, delegate candidate, or potential delegate candidate with respect to the delegate selection meeting at which the presiding officer presides.
128. The Chief Electoral Officer shall appoint in writing, using Form L, a returning officer who shall be responsible to the Chief Electoral Officer for the registration and balloting processes at the delegate selection meeting.
129. A person appointed to be a returning officer shall remain neutral and impartial during the delegate selection process, and, before beginning to act as returning officer, shall complete an irrevocable written undertaking of neutrality, using Form M.
130. The Chief Electoral Officer may, in circumstances deemed by him to be extraordinary,
- (a) orally appoint a returning officer; or
 - (b) receive an irrevocable undertaking of neutrality given orally by a returning officer, which shall then be completed in writing, using Form M, as soon as practical.
131. The quorum for a delegate selection meeting held by a
- (a) constituency association shall be twenty members registered to vote at that meeting; or

- (b) qualifying association shall be ten members registered to vote at that meeting.
132. If a quorum is not present at the time the delegate selection meeting was scheduled to be called to order, the presiding officer shall, subject to Rule 123, take, and remain in, the chair, and once a quorum is present shall immediately call the meeting to order.
 133. Subject to Rule 134, if a quorum is not present within one hour of the time the delegate selection meeting was scheduled to be called to order, the delegate selection meeting shall be postponed.
 134. If two or more delegate selection meetings are being held in conjunction with each other, a meeting shall be postponed in accordance with Rule 133 if a quorum is not present within the later of
 - (a) one hour of the time the delegate selection meeting was scheduled to be called to order; and
 - (b) 15 minutes of the time the preceding delegate selection meeting adjourned.
 135. A delegate selection meeting that has been postponed in accordance with Rule 133 or 134 shall be rescheduled in accordance with Rule 95 for a date not later than 14 October 2010.
 136. Members of the Committee shall be entitled to attend delegate selection meetings.
 137. No business other than the selection of delegates shall be considered at a delegate selection meeting until the balloting process has closed and the ballot boxes are in the room where the ballots are being counted.

NOMINATION OF DELEGATE CANDIDATES

138. Upon calling a delegate selection meeting to order and making any necessary announcements, the presiding officer shall inform the meeting of the number of delegates and alternate delegates, if any, that the association is entitled to select, and shall also indicate any requirements with respect to the selection of youth delegates and female delegates.
139. After the information required in accordance with Rule 138 has been provided, the presiding officer shall call for the nomination of delegate candidates.
140. In order to be a delegate candidate, a person shall
 - (a) be a member of the Party and of the association holding the delegate selection meeting;
 - (b) file a completed and signed Delegate Nomination Form in Form P with the presiding officer within fifteen minutes of the delegate selection meeting being called to order or such longer period as the presiding officer shall announce whereby the person's nomination is:

- (i) proposed by a member of the Party who has registered to vote at the delegate selection meeting;
- (ii) seconded by a member of the Party who has registered to vote at the delegate selection meeting; and
- (iii) accepted by the person.

141. [not used].

142. As delegate candidates are duly nominated, the returning officer shall read aloud the names of the nominee, the mover and seconder and shall cause the names of the persons nominated to be displayed prominently in the meeting room so that all eligible voters are able to inspect the list of delegate candidates prior to voting.

143. Nominations shall proceed continuously without interruption, adjournment or recess.

144. After fifteen minutes from the meeting being called to order, when the presiding officer is satisfied that no further nominations are in process of being filed, a motion to close nomination shall have been deemed moved and seconded, and be put to a vote, without debate, by the presiding officer.

145. When a motion to close nominations has been adopted, the presiding officer shall declare nominations closed and shall not receive any motions to re-open nominations.

BALLOTING

146. If the number of delegate candidates does not exceed the number of delegates that the constituency association or qualifying association is entitled to select, and, in the case of a constituency association, would not otherwise be contrary to the requirements set out in clauses 73(a), (b) and (c), those delegate candidates shall be declared selected as delegates by acclamation.

147. Where Rule 146 does not apply, the presiding officer shall allow each delegate candidate the opportunity to address the delegate selection meeting for not more than 60 seconds.

148. Only delegate candidates may address the delegate selection meeting and no one shall speak on behalf of a delegate candidate.

149. When all delegate candidates have had an opportunity to address the delegate selection meeting, the returning officer shall explain the balloting procedure, and shall then declare the balloting process open.

150. Delegates shall be selected by secret ballot.

151. A voter shall mark a ballot with the names of the delegate candidates for whom the voter wishes to vote, provided that the ballot shall not have more names than the number of delegates that the constituency association or qualifying association is entitled select.

152. A voter shall not be required to take consideration of clauses 73(1)(a), (b) and (c) or 73(2)(a) and (b) when marking the voter's ballot.
153. Once a voter has marked the voter's ballot, the ballot shall be deposited into a ballot box.
154. A voter may only mark and deposit the voter's own ballot.
155. The balloting process shall be opened for as long as the returning officer deems reasonable and necessary to allow all voters present to mark their ballots and deposit them into a ballot box.
156. When all voters present have voted or had a reasonable opportunity to vote, the returning officer shall declare the balloting process closed.

COUNTING OF THE BALLOTS

157. When the balloting process has closed, the returning officer, together with such clerks as the returning officer may appoint, shall retire to a designated area, with the ballot boxes, to count the ballots.
158. The delegate selection meeting may proceed to consider other business or recess while the ballots are being counted, but shall not adjourn.
159. During the counting of the ballots, only the Chief Electoral Officer, the returning officer, clerks appointed by the returning officer, and any leadership candidate's scrutineers appointed in accordance with these rules, may be present.
160. The votes indicated on each ballot shall be recorded by the clerks appointed by the returning officer.
161. A ballot shall be rejected if
 - (a) the voter's intention is unclear;
 - (b) the ballot had not been initialed by a registration clerk and it is otherwise uncertain that the ballot had been legitimately provided during the registration process;
 - (c) the voter can, in any way, be identified; or
 - (d) the voter has voted for more delegate candidates than the number of delegates the constituency association or qualifying association is entitled to select.
162. Where a delegate candidate's name has been misspelt on a ballot, but the voter's intention is clear, the ballot shall not be rejected.
163. A ruling by the returning officer regarding a ballot shall be, subject to these rules, final and binding.

DELEGATE SELECTION (CONSTITUENCY ASSOCIATIONS)

164. (1) Once all of the ballots have been counted, the returning officer shall determine, in accordance with Rules 165 to 179, the delegates who shall be selected by a constituency association.
- (2) Rules 165(a) to 165(c) shall only apply to the delegate selection meetings for constituency association which have delivered a list pursuant to clause 73(2).
165. (a) If the number of long serving delegate candidates nominated does not exceed six (6), those long serving delegate candidates shall be declared selected.
- (b) Where Rule 165(a) does not apply, the returning officer shall rank the long serving delegate candidates according to the number of votes cast for them.
- (c) The returning officer shall declare selected, from among those long serving delegate candidates ranked in accordance with Rule 165(b), the six who had the most votes.
166. (a) If the number of youth delegate candidates does not exceed the number of youth delegates that the constituency association may select in accordance with the certificate issued in accordance with Rule 88, those youth delegate candidates shall be declared selected.
- (b) Where Rule 166(a) does not apply, the returning officer shall rank the youth delegate candidates according to the number of votes cast for them.
- (c) The returning officer shall declare selected, from among those delegate candidates ranked in accordance with Rule 166(b), the number of youth delegates that the constituency association is entitled to select, in accordance with the certificate issued in accordance with Rule 89, who had the most votes.
167. [not used]
168. If the number of female delegate candidates, who were not selected in accordance with Rule 165(a) to 166(c), does not exceed the number of female delegates that the constituency association may select in accordance with the certificate issued in accordance with Rule 88, less the number of women selected under Rule 165 (a) to 165(c), those delegate candidates shall be declared selected.
169. Where Rule 168 does not apply, the returning officer shall rank the female delegate candidates according to the number of votes cast for them.
170. The returning officer shall declare selected, from among those delegate candidates ranked in accordance with Rule 169, the number of female delegates candidates that the constituency association is entitled to select, in accordance with the certificate issued in accordance with Rule 88 (less the number of women selected under Rule 165), who had the most votes.

171. If the number of male delegate candidates, who were not selected in accordance with Rule 165(a) to 166(c), does not exceed twenty (less the number of men selected under Rule 165), those delegate candidates shall be declared selected.
172. Where Rule 171 does not apply, the returning officer shall rank the male delegate candidates according to the number of votes cast for them.
173. The returning officer shall declare selected, from among those delegate candidates ranked in accordance with Rule 172, the twenty (less the number of men selected under Rule 165) male delegate candidates with the most votes.
174. [not used].
175. [not used]
176. The alternate delegates, who shall be selected by a constituency association from the remaining unselected delegate candidates, shall be the ten delegate candidates, ranked in accordance with Rule 177, with the most votes.
177. The alternate delegates shall be ranked according to the number of votes cast for each of them.

DELEGATE SELECTION (QUALIFYING ASSOCIATIONS)

178. Once all of the ballots have been counted, the returning officer shall determine the delegates who shall be selected by a women's association or a youth constituency association by ranking the delegate candidates according to the number of votes cast for them, and declaring selected the five delegate candidates with the most votes.
179. Once all of the ballots have been counted, the returning officer shall determine the delegates who shall be selected by a campus club by ranking the delegate candidates according to the number of votes cast for them, and declaring selected the five delegate candidates with the most votes.

DELEGATE SELECTION (GENERAL)

180. Where an equality of votes between two or more delegate candidates prevents the returning officer from making a declaration in accordance with Rule 165(c), 166(c), 170, 173, 178, or 179, or a ranking in accordance with Rule 177, the returning officer shall draw lots in order to select the delegate or rank the alternate, as the case may be.
181. Once the declarations and rankings have been completed in accordance with these rules, the returning officer shall announce the results to the delegate selection meeting.
182. A motion to adjourn shall only be in order once the results have been announced.
183. Any person, except the Chief Electoral Officer and the returning officer, present during the counting of the ballots shall remain in the room where the counting took place until the results have been announced by the returning officer.

184. No person present during the counting of the ballots shall use a telephone, cellular telephone or other communications device from the time a ballot box has been opened until the results have been announced by the returning officer.

SCRUTINEERS

185. A leadership candidate, or the leadership candidate's official agent, may appoint, in writing, using Form N, a scrutineer to represent the leadership candidate at a delegate selection meeting.
186. A scrutineer who has filed a copy of the scrutineer's appointment with the returning officer may observe, but not interfere with, the registration, nomination and balloting processes, and the counting of the ballots.
187. A scrutineer shall be subject to these rules and any directions given by the returning officer that are not inconsistent with these rules.

TRANSMISSION OF RESULTS

188. When the results have been announced by the returning officer, the returning officer shall certify, using Form O, the results of the delegate selection meeting.
189. The returning officer shall transmit with all practical speed, and, in any event, within 24 hours of the delegate selection meeting, to the Chief Electoral Officer a copy of Form O and, in the case of a campus club's delegate selection meeting, the used list of eligible voters.
190. The returning officer shall, with all practical speed after the delegate selection meeting, transmit to the Chief Electoral Officer the original copies of Form O and the used list of eligible voters, and a sealed envelope containing the ballots cast at the delegate selection meeting.
191. The ballots cast at delegate selection meetings shall not be destroyed before 1 November 2010.
192. The offices of the Party shall ensure that any person who voted at a campus club's delegate selection meeting shall be deleted from, or otherwise identified as being ineligible to vote on, any list of eligible voters for that person's constituency association, women's association or youth constituency association.

APPEALS

193. An appeal of the results of a delegate selection meeting, or of any decision of a returning officer which can reasonably be considered to have impacted the results of the delegate selection meeting, shall be made in writing and delivered to the Chief Electoral Officer at the offices of the Party not later than 48 hours after the delegate selection meeting.
194. An appeal shall be signed by the lesser of twenty members of the constituency association or one-tenth of those who registered to vote at the delegate selection meeting.

195. One of the persons signing an appeal shall be indicated as a representative for all of the appellants and the contact information, including an address, shall be given on the appeal.
196. In deciding an appeal, the Chief Electoral Officer, or his designate, may consult with the representative of the appellants, the presiding officer, the returning officer, and any other person the Chief Electoral Officer deems appropriate.
197. The Chief Electoral Officer shall decide the appeal with all practical speed.
198. A decision made by the Chief Electoral Officer in accordance with Rule 197 may be appealed to the Rules Committee in writing within 48 hours of the decision of the Chief Electoral Officer.
199. The Rules Committee shall decide the appeal with all practical speed.
200. A decision of the Rules Committee made in accordance with Rule 199 is final and binding and there shall be no appeal or review on any ground whatsoever.

PART VIII - LEADERSHIP CANDIDATES' FINANCES

OFFICIAL AGENTS

201. Each prospective candidate, upon publicly announcing an intention to seek the leadership of the Party, shall appoint an official agent and give notice of the appointment to the Chair of the Financial Compliance Committee.
202. An official agent shall be a member of the Party.
203. The obligations of an official agent commence when the prospective candidate announces an intention to seek the leadership of the Party.
204. The appointment and consent of an official agent shall constitute part of the leadership candidate's nomination papers.
205. An official agent shall provide an address where communications to the leadership candidate may be transmitted and thereby deemed to be received by the leadership candidate personally.
206. An official agent shall be responsible for supplying, from time to time, to the Committee, or any of its subcommittees, any reports or other communications that may be required by these rules, including, but not limited to, reports concerning the compliance of the leadership candidate with the financial provisions set out in these rules.

FINANCIAL REPORTING

207. An official agent shall provide to the Chair of the Financial Compliance Committee at the offices of the Party a report outlining the detailed accounting of the expenses of the candidate in accordance with Rules 208 and 209.
208. The report required to be provided by an official agent in accordance with Rule 207 shall cover the reporting period set out in Column A of the following table, and shall be provided not later than 5 p.m. on the date set out in Column B of the following table:

COLUMN A REPORTING PERIOD	COLUMN B REPORTING DATE
25 October 2009 to 20 August 2010	15 September 2010
21 August 2010 to 30 September 2010	15 October, 2010
1 October 2010 to 30 October 2010	15 November 2010
25 October 2009 to 30 October 2010	31 December 2010

209. Each report required to be provided in accordance with Rules 207 and 208 shall be in a form prescribed by the Chair of the Financial Compliance Committee.

CAMPAIGN ACCOUNT

210. An official agent shall open an account at a chartered bank or credit union, at a branch located in the province, on behalf of the leadership candidate into which all revenues shall be deposited and from which all payments shall be made.
211. The official agent shall provide the Chair of the Financial Compliance Committee, with respect to the campaign account,
- (a) the name under which it has been opened,
 - (b) the name of the financial institution where it has been opened,
 - (c) the branch number of the financial institution where is has been opened, and
 - (d) the account number,
- none of which may thereafter be changed without first notifying the Chair of the Financial Compliance Committee.
212. A campaign account shall be used only for transactions relating to the conduct or management of the campaign of a prospective candidate, and once that prospective candidate has been accredited in accordance with these rules, a leadership candidate.
213. No money shall be used for any purpose in any way related to the conduct or management of the prospective candidate or leadership candidate's campaign unless it has first been deposited into the campaign account.

AUDITOR

214. Each prospective candidate, upon publicly announcing an intention to seek the leadership of the Party, shall appoint an auditor and give notice of the appointment to the Chair of the Financial Compliance Committee.
215. The obligations of an auditor commence when the prospective candidate announces an intention to seek the leadership of the Party.
216. The appointment and consent of an auditor shall constitute part of the leadership candidate's nomination papers.
217. An auditor shall be a public accountant licensed in accordance with the *Public Accountants Act*.
218. An auditor shall complete a report to the official agent stating whether, in the auditor's opinion, each of the reports provided in accordance with Rules 207 to 209 present fairly the financial transactions required to be detailed in accordance with these rules.

219. A report of an auditor completed in accordance with Rule 218 shall be attached to, and filed with, the final report of the official agent made in accordance with Rule 208.
220. The Chair of the Financial Compliance Committee may, in circumstances he deems appropriate, authorize an official agent to file a report made by an auditor that is supplementary to a report completed in accordance with Rule 218 and filed in accordance with Rule 219.
221. An auditor shall examine the books, records, invoices, bank statements, and negotiated cheques of the leadership candidate or prospective candidate and perform such tests and verifications that the auditor deems necessary to enable the completion of the report required by Rule 218.

CAMPAIGN EXPENSES

222. A leadership candidate shall not incur campaign expenses which total more than \$250,000, including the value of donated goods and services, on or after 25 October 2009, including the period before a leadership candidate was a prospective candidate or a leadership candidate.
223. Subject to Rule 224, all payments for any purposes related to the conduct or management of the prospective candidate or leadership candidate's campaign shall be made by the official agent with cheques drawn on the campaign account.
224. Payments may be made with petty cash which have been authorized by the official agent and are less than \$50 on each occasion, and which shall be documented with receipts indicating the items purchased.
225. Each prospective candidate shall, upon declaring an intention to seek the leadership of the Party, provide to the official agent a list of expenses relating to the conduct and management of the prospective candidate's campaign incurred from 25 October 2009 until the date the prospective candidate announced an intention to seek the leadership of the Party.
226. In these rules, "campaign expenses" means, subject to Rule 230, those expenses paid, liabilities incurred, the fair market value of those goods and services donated, and the difference between amounts paid or liabilities incurred, whether billed or unbilled, and the fair market value thereof for the purpose of promoting a leadership candidate's selection as Leader of the Party, provided that such amounts are paid, liabilities are incurred, whether billed or unbilled, or goods or services donated at any time on and from 25 October 2009 until and on 30 October 2010.
227. The value of goods and services provided is to be recorded at the fair market value of those goods and services, when discounts are not available to other customers in the ordinary course of trade.
228. The value of any discount on goods and services shall be recorded as a contribution and as a campaign expense.

229. The value of goods and services provided, without charge, by a person who normally provides them in the ordinary course of business shall be recorded as a contribution and as a campaign expense, subject to Rule 230.
230. Campaign expenses do not include
- (a) the deposit required to be paid by a leadership candidate in accordance with clause 56(e);
 - (b) volunteer labour being services provided free of charge by
 - (i) persons who are not self-employed, outside of their normal working hours, and
 - (ii) services provided free of charge by self-employed persons, provided that they do not normally sell or otherwise charge for those services;
 - (c) auditing, accounting and legal fees reasonably incurred for the purposes of complying with these rules;
 - (d) interest paid on loans, lines of credit, or advances of money; and
 - (e) any amounts assessed by the Committee in accordance with these rules for a breach of these rules.

CONTRIBUTIONS

231. The official agent, once appointed in accordance with Rule 201, shall receive all contributions to a prospective candidate or leadership candidate.
232. An official agent shall not receive an anonymous contribution in any amount and, if any anonymous contribution cannot be returned to the contributor, the official agent shall forthwith
- (a) remit the contribution to the Nova Scotia Minister of Finance; and
 - (b) notify the Chair of the Financial Compliance Committee of the remittance.
233. Subject to the proviso below, no individual or organization shall contribute directly or indirectly to a prospective candidate or leadership candidate's campaign
- (a) more than \$5,000.00 in the aggregate or
 - (b) funds not beneficially belonging to the individual or organization or funds that have been given or furnished to that individual or organization by another individual or organization for the purpose of contributing those funds unless the individual or organization to whom the funds beneficially belong is identified as the contributor or unless the individual contributing the funds is the spouse of the person to whom the funds beneficially belong;

Provided that on or after January 1, 2010, no contribution in any amount shall be received by an official agent from an organization.

234. Where a trust or fund is established to further the goals of a prospective candidate or leadership candidate's campaign, the names of contributors to the trust or fund shall be disclosed when a transfer is made after 24 October 2009 from the trust or fund to a prospective candidate or leadership candidate's campaign, regardless of when the contributors paid money into the trust or fund,
235. Where a contribution or gift of goods or services is made to a prospective candidate or leadership candidate's campaign for the purpose of sale or auction, the value of the contribution for the purpose of these rules is the dollar value at which those goods or services are sold or auctioned.
236. Every prospective candidate shall, upon publicly announcing an intention to seek the leadership of the Party, provide to the official agent a list of contributions provided directly or indirectly to the prospective candidate after 24 October 2009 until the date the prospective candidate announced an intention to seek the leadership of the Party.
237. In these rules, "contributions" means services, money or other property donated to a prospective candidate or leadership candidate's campaign, but does not include personal services or the use of a vehicle volunteered by a person and not provided as part of that person's work in the service of an employer.
238. An official agent shall record the full name and residential or business address, (a post office box is not acceptable) of each contributor together with the amount of the contribution.
239. A list of contributions received by an official agent shall form part of the reports required to be provided by an official agent in accordance with Rules 207 to 209.
240. Each list required in accordance with Rule 239 shall include, in respect of each contribution that was received after 24 October 2009,
 - (a) the name of each contributor who contributed more than \$50;
 - (b) the information required to be recorded in accordance with Rule 238 that relates to that contributor; and
 - (c) the amount of the total contributions by that contributor.
241. Where a constituency association or a qualifying association makes a payment to a prospective candidate or leadership candidate or the prospective candidate's or leadership candidate's spouse or dependent children, the president of the association making the payment shall file a disclosure statement with the Chair of the Financial Compliance Committee indicating the name of the prospective candidate or leadership candidate or the prospective candidate's or leadership candidate's spouse or dependent children and the amount of the payment, and the disclosure statement shall be filed not later than 30 days after the payment was made.

241A. Loans

(a) No leadership candidate or the official agent of a leadership candidate shall borrow any amount for the purposes of the leadership campaign for a term of more than two years, including any renewal or refinancing.

(b) A loan to a leadership candidate or the official agent of a leadership candidate is not a contribution except as provided in this Rule.

(c) Where a loan is made to a leadership candidate or the official agent of a leadership candidate at a rate of interest less than the prime rate (being the average of the rates designated as such by Royal Bank of Canada and The Bank of Nova Scotia on the date on which the loan was advanced), the difference between the prime rate and the interest payable in respect of the loan is a contribution.

(d) Where a person other than the leadership candidate or the official agent of a leadership candidate make a payment in reduction of the principal amount of, or interest on, a loan to a leadership candidate or the official agent of a leadership candidate, the payment is a contribution by such person.

(e) A leadership candidate or the official agent of a leadership candidate shall not accept a loan unless there is a loan agreement in writing setting out (i) the amount of the loan, (ii) the term to maturity of the loan, (iii) the name and address of the lender, and (iv) the name and address of every guarantor or endorser of the loan or any promissory note evidencing it.

(f) If a loan to a leadership candidate or the official agent of a leadership candidate is not repaid in full by 5:00 PM on December 15, 2010, the official agent shall attach a copy of the loan agreement (and any promissory note evidencing it) to the financial report which must be filed by such official agent on December 31, 2010 and shall set out in such report the amount that is unpaid in respect of such loan on December 31, 2010.

242. Any contributions put through the PC Nova Scotia Fund by an official agent for purpose of being recorded for the issuance of a tax receipt shall be subject to a 25% levy assessed by the PC Nova Scotia Fund on behalf of the Party.

POST-CAMPAIGN PROVISIONS

243. All surplus funds remaining in a campaign account, after all campaign expenses have been paid, shall be paid to a registered charity in Nova Scotia not later than 31 December 2010 and the receipt therefor shall be filed with Chair of Financial Compliance as soon as possible thereafter.

244. A leadership candidate shall be entitled, subject to any deductions assessed in accordance with these rules, to a refund of \$15,000 of the deposit required in accordance with clause 56(e) upon the conclusion of the leadership selection process if the leadership candidate obtained at least 100 votes on the first ballot at the Convention.

245. Any person may examine a disclosure statement respecting contributions to a prospective candidate or leadership candidate's campaign or respecting a payment to a prospective candidate's or leadership candidate's spouse or dependent children.

246. Disclosure statements shall be available for examination at the offices of the party at times to be prescribed by the Committee.
247. A person who examines a disclosure statement pursuant to Rule 246 may obtain a copy of that statement upon payment of a fee of one dollar per page copied.

GENERAL

248. The Committee may, on the advice of the Financial Compliance Committee, make rules respecting
- (a) additional duties of official agents;
 - (b) how contributions of money can be made;
 - (c) the maintenance of records of money accepted as contributions;
 - (d) the maintenance and use of campaign accounts;
 - (e) the manner in which disclosure statements are made available; and
 - (f) audits of records of contributions to a prospective candidate or leadership candidate's campaign, spouses and dependent children.

PART IX - ALL-CANDIDATES FORA

249. The Policy and Debates Committee may organize one or more all-candidates fora, in consultation with the Candidate Liaison Committee.
250. Only leadership candidates, accredited in accordance with these rules, may participate at an all-candidates forum.
251. Each all-candidates forum shall be presided over by the Chair of the Policy and Debates Committee or the Chair's designate.
252. The Committee shall, on the advice of the Policy and Debates Committee, make such rules as are necessary to govern all-candidates fora including, but not limited to,
 - (a) the order of proceedings at and format of an all-candidates forum;
 - (b) the order of speaking at an all-candidates forum;
 - (c) the participation of audience members at an all-candidates forum;
 - (d) displays of support for a leadership candidate at an all-candidates forum;
 - (e) events on behalf of a leadership candidate in connection with an all-candidates forum; and
 - (f) any other arrangements necessary for the organization of an all-candidates forum.

PART X - DELEGATE REGISTRATION AND ALTERNATE DELEGATE PROMOTION

REGISTRATION

253. Prior to registering at the Convention, delegates and alternate delegates to the Convention shall pay the appropriate registration fee prescribed by the Committee.
254. Payment of the registration fee shall be made in such form and at such times as prescribed by the Committee, on the advice of the Credentials Committee.
255. Delegates and alternate delegates to the Convention, selected in accordance with these rules, shall register in person at the convention site during the hours prescribed by the Committee, on the advice of the Credentials Committee.

PROMOTION OF ALTERNATE DELEGATES

256. Alternate delegates shall be promoted to the status of delegates in accordance with Rules 258 to 262.
257. If a delegate selected by a constituency association does not register in accordance with Rules 254 to 256, an alternate delegate may be promoted to the status of delegate, if the alternate delegate
 - (a) was selected by the same constituency association;
 - (b) registered in accordance with Rules 254 to 256; and
 - (c) is eligible to be promoted in accordance with Rules 259 to 262.
258. The Credentials Committee shall, after registration has concluded, determine
 - (d) which delegates selected by a constituency association have not registered; and
 - (e) which alternate delegates selected from the same constituency association have registered.
259. If the number of alternate delegates who have registered, as determined in accordance with clause 259(b), does not exceed the number of delegates who have not registered, as determined in accordance with clause 259(a), all of those alternate delegates shall be eligible to be promoted to the status of delegate.
260. If the number of alternate delegates who have registered, as determined in accordance with clause 259(b) exceeds the number of delegates who have not registered, as determined in accordance with clause 259(a), the Credentials Committee shall determine, based on the ranking made in accordance with Rule 177, which of the alternate delegates who have registered are eligible to be promoted to the status of delegate until the number of alternate delegates eligible to be promoted is the same as the number of delegates who have not registered.

261. An alternate delegate who is eligible to be promoted to the status of delegate shall be promoted to the status of delegate in person at the convention site during the time prescribed by the Committee, on the advice of the Credentials Committee.
262. It is the responsibility of each alternate delegate to determine whether they are eligible to be promoted to the status of delegate.
263. The Credentials Committee shall provide a list of alternate delegates who are eligible to be promoted to the status of delegates to the Co-Chairs, the Chief Electoral Officer, and each leadership candidate.

PART XI - CONVENTION PROCEEDINGS

PROGRAMME OF EVENTS

264. Subject to Rule 266, the Committee shall prescribe a programme of events for the Convention including the times and places at which those events shall occur.

LEADERSHIP CANDIDATES' PRESENTATIONS

265. The Committee shall provide an opportunity for each leadership candidate to make a presentation to the Convention.
266. The order of the presentations by leadership candidates shall be determined by lot at a public event, to be organized by the Co-Chairs, before or at the Convention.
267. Each leadership candidate shall have an equal amount of presentation time, and the time may be used in any manner that the leadership candidate may choose, subject to these rules and any additional rules and procedures prescribed in accordance with Rule 269.
268. The detailed rules and procedures for demonstrations of support for leadership candidates shall be prescribed by the Candidate Liaison Committee after consultation with the leadership candidates or their representatives.

CONVENTION FLOOR

269. Only delegates, alternate delegates, leadership candidates, and members of the Committee, shall be granted access to the Convention floor, which shall be defined by the Committee, during Convention events.
270. The Committee shall prescribe rules for access to the Convention and the Convention floor by any other persons accredited to the Convention, including, but not limited to, agents of leadership candidates and representatives of the media.
271. No person accredited to the Convention shall use any concealed recording devices at the Convention.

CONVENTION SITE FACILITIES

272. Where choices for common facilities at the convention site are available, the selection of those facilities shall be determined by lot in a process supervised by the Chair of the Candidate Liaison Committee.
273. The Chair of the Candidate Liaison Committee shall endeavour, through meeting with representatives of the leadership candidates, to achieve a consensus regarding the shared use of facilities at the convention site.
274. Where a consensus cannot be achieved, decisions regarding the shared use of facilities at the convention site shall be decided by the Chair of the Candidate Liaison Committee.

275. The choice of leadership candidate locations on or near the Convention floor shall be determined by lot in a process supervised by the Chair of the Candidate Liaison Committee on 28 September 2010.
276. The space allocated to a leadership candidate in accordance with Rule 275, and the airspace above it, shall be available for the exclusive use of the leadership candidate.
277. Space available for signage at the convention site shall be apportioned among the leadership candidates following discussions between the leadership candidates and the Candidate Liaison Committee.
278. If the discussions referred to in Rule 277 do not produce a consensus, the Chair of the Candidate Liaison Committee shall allocate the space among the leadership candidates in a manner that is fair and equitable.
279. The decoration of hotels and other venues outside of the convention site shall not be allocated, and are subject always to any restrictions and rules applied by the owners and operators of the hotels and venues.
280. Despite Rule 279, the Chair of the Candidate Liaison Committee shall hear any complaints which may be made by leadership candidates respecting activities in any locations outside of the convention site during the Convention, and make any decision that is reasonable in the circumstances.

HOSPITALITY SUITES

281. Hospitality suites shall not be operated except at hotels and during the hours which have been prescribed by the Committee, on the advice of the Hospitality Committee, but, in any event, not during any Convention events, hosted by the Committee, which are open to all delegates and alternate delegates.
282. Each leadership candidate shall inform the Chair of the Hospitality Committee not later than 5 p.m. on 20 October 2010 of the locations for each hospitality suite that will be operated during the Convention.
283. Detailed rules for the operation of hospitality suites shall be prescribed by the Committee, on the advice of the Hospitality Committee.
284. The Hospitality Committee shall have the authority to enforce these rules and the rules prescribed in accordance with Rule 283, and may order, in appropriate circumstances, the closure of any hospitality suite that is operating in a manner that is inconsistent with these rules or the rules prescribed in accordance with Rule 283.
285. The Committee may arrange events, on behalf of the Party, at the Convention for delegates, alternate delegates, and other persons accredited to the Convention.

PART XII - BALLOTING AT THE CONVENTION

286. Balloting at the Convention shall be administered in accordance with this Part under the supervision of the Chief Electoral Officer.
287. In this Part, "delegate" includes an alternate delegate who has been promoted to the status of delegate in accordance with these rules.

PLATFORM PROCEEDINGS

288. Prior to the first ballot, the Co-Chairs or the Chief Electoral Officer shall address the Convention for the purposes of explaining the balloting procedure.
289. After voting on the first ballot has commenced, no person other than the Co-Chairs, the Chief Electoral Officer, or a person authorized by the Co-Chairs, shall address the Convention until the new Leader of the Party has been selected.
290. Prior to each ballot, the Co-Chairs shall announce to the Convention the names of the leadership candidates who will appear on that ballot.
291. The Co-Chairs shall address the Convention five minutes prior to the end of voting on each ballot to remind delegates that the polls will be closed in five minutes.
292. No leadership candidate shall be entitled to make a withdrawal speech.
293. After the votes cast on each ballot have been tabulated, the Chief Electoral Officer or the Co-Chairs shall declare to the Convention
- (a) the total number of votes cast on that ballot;
 - (b) the number of votes required by a leadership candidate to obtain an absolute majority of all valid votes cast on that ballot;
 - (c) the number of rejected votes on that ballot;
 - (d) the number of votes cast for each leadership candidate on that ballot in the order the leadership candidates' names appear, in accordance with the rules prescribed in accordance with Rule 300, on the voting papers; and
 - (e) that
 - (i) a subsequent ballot is necessary, in the event that no leadership candidate obtained a majority of all valid votes cast on that ballot, or
 - (ii) a new Leader of the Progressive Conservative Party of Nova Scotia has been selected, if one of the leadership candidates has obtained a majority of all valid votes cast on that ballot.

VOTING

294. Only delegates shall be eligible to vote.
295. There shall be no proxy voting, and a delegate shall cast only one vote on each ballot at the Convention.
296. Voting on each ballot shall be conducted by secret ballot.
297. The use of any telephones, cellular telephones, communications devices, recording devices, and like devices and instruments, except by the Chief Electoral Officer and anyone expressly authorized by him, shall be strictly prohibited in the voting area.
298. There shall be no campaigning by, on behalf of, or in relation to any leadership candidate in the voting area.
299. The Chief Electoral Officer may remove from the voting area any person he deems to be in violation of this Part or for any other cause he deems necessary to the fair conduct of the vote.
300. The Convention Committee, on the advice of the Chief Electoral Officer, may prescribe rules relating to the voting at the Convention, including, but not limited to, any matter not prescribed by these rules and the appointment of scrutineers to represent the leadership candidates.
301. The polls shall be open for 60 minutes on each ballot, or, in exceptional circumstances, for such additional time the Chief Electoral Officer deems necessary for the fair conduct of the vote, after which the polls shall be closed.

COUNTING OF THE VOTES

302. When the polls have closed, the Chief Electoral Officer shall
 - (a) secure the voting area and ensure that only those authorized by the rules prescribed in accordance with Rule 300 may be present;
 - (b) collect and secure all lists of voters and unused voting papers;
 - (c) supervise the transportation of the ballot boxes to a secure room for the purpose of counting the votes; and
 - (d) once the counting room is secure, direct the appropriate officials to break the seals on the ballot boxes.
303. Only the Chief Electoral Officer, the Co-Chairs, officials appointed by the Chief Electoral Officer and the leadership candidates' scrutineers may be present in the counting room at the counting of the votes.

304. Once the ballot box seals have been broken, only the Chief Electoral Officer, the Co-Chairs, and any person authorized by the Chief Electoral Officer, may leave the counting room before the Chief Electoral Officer or the Co-Chairs declares the results of the ballot.
305. The use of any telephones, cellular telephones, communications devices, recording devices, and like devices and instruments, except by the Chief Electoral Officer, shall be strictly prohibited in the counting room during the counting of the votes.
306. Once the ballot boxes have been opened, the officials appointed by the Chief Electoral Officer shall proceed to tally the voting papers.
307. Any disputed voting papers shall be set aside for a determination by the Chief Electoral Officer.
308. A voting paper shall be rejected if
 - (a) it was not supplied by the Chief Electoral Officer;
 - (b) it was not marked for a leadership candidate;
 - (c) it was marked for more than one leadership candidate;
 - (d) it was marked in a manner that renders uncertain the delegate's intention; or
 - (e) it was marked in such a manner by which the delegate can be identified.
309. The Chief Electoral Officer shall receive the results from the officials who tallied the voting papers and tabulate the totals.
310. Any recounts, including the method and extent thereof, shall be conducted at the sole discretion of the Chief Electoral Officer.

SELECTION OF THE LEADER AND ELIMINATION OF LEADERSHIP CANDIDATES

311. A leadership candidate shall obtain a majority of all valid votes cast on any ballot in order to be selected as the new Leader of the Party.
312. If no leadership candidate has a majority of all valid votes cast on the first ballot,
 - (a) the leadership candidate receiving the fewest votes shall, subject to Rule 314, be eliminated from the second and subsequent ballots; and
 - (b) any leadership candidate receiving fewer than 100 votes shall be eliminated from the second and subsequent ballots.
313. If no leadership candidate has a majority of all valid votes cast on the second or subsequent ballot, the leadership candidate having the fewest votes on each ballot shall, subject to Rule 314, be eliminated from subsequent ballots.

314. If there is an equality of votes between two or more leadership candidates with the fewest votes on a ballot, and clause 312(b) does not apply, none of the leadership candidates shall be eliminated from the immediately subsequent ballot.
315. If no leadership candidate has a majority of all valid votes cast on a ballot where only two leadership candidates remain, there shall be a subsequent ballot.
316. There shall be a period of at least 45 minutes between the declaration of the results of a ballot and the opening of the polls of the immediately subsequent ballot.

WITHDRAWAL OF LEADERSHIP CANDIDATES

317. After each ballot, leadership candidates shall have an opportunity to withdraw from all subsequent ballots.
318. A leadership candidate's withdrawal shall be
 - (a) in writing, using Form I;
 - (b) signed by the leadership candidate;
 - (c) countersigned by the leadership candidate's official agent;
 - (d) hand-delivered by the leadership candidate or the leadership candidate's official agent to the Chief Electoral Officer within 30 minutes of the declaration of the results of the preceding ballot; and
 - (e) irrevocable.
319. A withdrawal received by the Chief Electoral Officer in accordance with Rule 318 shall be communicated, with all practical speed, to the Co-Chairs, who shall inform the Convention of the withdrawal.

APPEALS

320. Any complaints or grievances arising with respect to balloting at the Convention shall be determined by the Chief Electoral Officer.
321. A determination made by the Chief Electoral Officer shall be final and binding and there shall be no appeal or review on any ground whatsoever.

PART XIII - APPEALS AND COMPLIANCE

APPEALS

322. Subject to, and except where otherwise stated in, these rules, an appeal of a decision of a subcommittee, other than the Rules Committee, lies to the Rules Committee.
323. No appeal lies from a decision of the Committee.
324. The Rules Committee may make any order, upon an appeal or application, necessary to give full effect to these rules and to conduct an open, fair and equitable leadership selection process.
325. Subject to these rules, an appeal of a decision of the Rules Committee, including a decision made on an appeal to that subcommittee, lies to the Co-Chairs.
326. The Co-Chairs shall be unanimous in their decision, otherwise the appeal shall fail and the decision of the Rules Committee shall be upheld.
327. No appeal lies from a decision of the Co-Chairs.
328. Subject to these rules, an appeal or complaint alleging a breach of these rules that is submitted on behalf of a leadership candidate or a leadership candidate's campaign shall be signed by the leadership candidate or the leadership candidate's official agent.
329. Subject to these rules, an appeal or a complaint alleging a breach of these rules shall be filed at the offices of the Party.
330. Decisions of the Rules Committee or the Co-Chairs on any appeal made in accordance with these rules shall be given in, or subsequently reduced to, writing, with discretion as to whether reasons for a decision are also provided.

COMPLIANCE

331. The Committee may, on the advice of a subcommittee or on its own motion, upon finding that a leadership candidate, a leadership candidate's official agent, or a leadership candidate's campaign has breached these rules,
 - (a) issue a letter of caution to the leadership candidate;
 - (b) publish particulars of the breach;
 - (c) assess an amount of money to be paid by the leadership candidate;
 - (d) disqualify the leadership candidate from further participation in the leadership selection process or any aspect thereof;

- (e) if the leadership candidate has been selected as Leader of the Party, declare the leadership candidate's selection and the results of the Convention to be null and void; or
 - (f) make such other decision deemed appropriate in the circumstances.
- 332. During the Convention, the Co-Chairs shall exercise the authority of the Committee prescribed by Rule 331, and no appeal lies from a decision of the Co-Chairs made in accordance with this Rule.
- 333. An amount of money assessed by the Committee in accordance with clause 331(c) shall be
 - (a) deducted from the amount of the deposit that would otherwise be refunded to the leadership candidate in accordance with Rule 244; or
 - (b) where the deposit that would have been refunded to the leadership candidate in accordance with Rule 244 has been exhausted to satisfy deductions assessed in accordance with clause 331(c), invoiced to the leadership candidate for payment within five days, a failure to do so constituting a further breach of these rules.
- 334. The PC Nova Scotia Fund, where directed by the Rules Committee, may withhold, in addition to the levy prescribed by Rule 241, such amounts of money from such contributions put through the PC Nova Scotia Fund in satisfaction of an invoice issued in accordance with clause 331(c).
- 335. Should a leadership candidate have an outstanding invoice issued in accordance with clause 331(b) at the time that voting closes on any ballot at the Convention,
 - (a) the leadership candidate shall be deemed disqualified from further participation in the leadership selection process; and
 - (b) any votes cast for a leadership candidate who has been disqualified in accordance with clause (a) shall be deemed rejected.
- 336. Any leadership candidate who withdraws from the leadership selection process in accordance with these rules shall fulfill any obligation that the leadership candidate or the leadership candidate's official agent would otherwise have been required to fulfill but for the leadership candidate's withdrawal.

PART XIV - GENERAL

337. Subject to clause 65(f), a leadership candidate shall not use any logo or symbol of the Party unless authorized by the Committee to do so.
338. A leadership candidate shall not use any website address which could be reasonably confused with a website operated by the Party.
339. Any discretionary authority conferred by these rules shall be exercised reasonably and in the best interests of the Party.
340. The Committee may prescribe such amendments to these rules and the forms and such further and other rules, forms, regulations and procedures, from time to time, including the abridgement and extension of timeframes, as may be deemed necessary to provide full effect to these rules and to conduct an open, fair and equitable leadership selection process.

For FORMS, see doc #8238632-2