c 98 The Legislative Assembly Amendment Act, 1978

Ontario
CHAPTER 98

An Act to amend
The Legislative Assembly Act

Assented to December 15th, 1978

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.-(1) Subsection 1 of section 60 of The Legislative Assembly Act, being chapter 240 of the Revised Statutes of Ontario, 1970, as re-enacted by the Statutes of Ontario, 1977, chapter 26, section 1 and amended by 1977, chapter 69, section 1, is repealed and the following substituted therefor:

(1) An indemnity at the rate of $20,012 per annum shall be paid to every member of the Assembly.

(2) Subsection 2 of the said section 60, as amended by the Statutes of Ontario, 1973, chapter 151, section 1, is repealed and the following substituted therefor:

(2) An allowance for expenses at the rate of $7,800 per annum shall be paid to every member of the Assembly.

(3) Subsection 5 of the said section 60, as re-enacted by the Statutes of Ontario, 1977, chapter 26, section 1 and amended by 1977, chapter 69, section 1, is repealed and the following substituted therefor:

(5) Notwithstanding subsection 4, upon the request of a member, there shall be paid, out of the moneys that have accrued to him at the time the request is made, any part of his indemnity not exceeding one-twelfth of his annual indemnity per month and any part of his allowance for expenses not exceeding one-twelfth of his annual allowance for expenses per month.

2. Section 61 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 151, section 2, is repealed and the following substituted therefor:
61. In addition to his indemnity and allowance for expenses as a member there shall be paid an allowance for the expenses of representation,

(a) to the Premier, at the rate of $4,680 per annum;

(b) to the Leader of the Opposition, at the rate of $3,120 per annum;

(c) to the Speaker, at the rate of $2,080 per annum; and

(d) to the leader of a party, except the Premier and the Leader of the Opposition, that has a recognized membership of twelve or more persons in the Assembly, at the rate of $1,560 per annum.

3. Subsection 1 of section 62 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 151, section 3, is repealed and the following substituted therefor:

(1) In addition to his indemnity as a member, there shall be paid,

(a) to the Speaker an indemnity at the rate of $9,360 per annum;

(b) to the Leader of the Opposition an indemnity at the rate of $18,720 per annum; and

(c) to the leader of a party, except the Premier and the Leader of the Opposition, that has a recognized membership of twelve or more persons in the Assembly an indemnity at the rate of $5,200 per annum.

4. Section 62a of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 151, section 4, is repealed and the following substituted therefor:

62a.—(1) Where the principal residence of the Leader of the Opposition is outside The Municipality of Metropolitan Toronto, he shall be paid the actual cost of his accommodation within The Municipality of Metropolitan Toronto not exceeding $6,240 in any year.

(2) Where the principal residence of the leader of a party, except the Premier and the Leader of the Opposition, that has a recognized membership of twelve or more persons in the Assembly is outside The Municipality of Metropolitan
Toronto, he shall be paid the actual cost of his accommodation within The Municipality of Metropolitan Toronto not exceeding $6,240 in any year.

5. Subsection 1 of section 63 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 151, section 5, is repealed and the following substituted therefor:

(1) In addition to his indemnity as a member, an indemnity shall be paid,

(a) to the person who is Deputy Speaker and Chairman of the Committees of the Whole House at the rate of $5,200 per annum;

(b) to the Deputy Chairman of the Committees of the Whole House at the rate of $3,120 per annum; and

(c) to the chairman of each standing committee at the rate of $2,080 per annum.

6. Subsection 1 of section 64 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 151, section 6, is repealed and the following substituted therefor:

(1) In addition to his indemnity as a member, an indemnity shall be paid,

(a) to the Chief Government Whip, at the rate of $5,200 per annum;

(b) to the Deputy Government Whip, at the rate of $3,120 per annum;

(c) to each of not more than three Government Whips, at the rate of $2,080 per annum;

(d) to the Chief Opposition Whip, at the rate of $3,120 per annum;

(e) to each of not more than two Opposition Whips, at the rate of $2,080 per annum; and

(f) in the case of each party that has a recognized membership of twelve or more persons in the Assembly, other than the party from which the Government is chosen and the party recognized as the Official Opposition,

(i) to the Chief Party Whip of the party, at the rate of $2,600 per annum, and
7. Subsection 5 of section 65 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 60, section 1, is repealed and the following substituted therefor:

(5) The member of the Assembly representing the electoral district of Cochrane North, Kenora, Rainy River or Lake Nipigon shall be paid the actual cost, not exceeding $2,600 in any year, of transportation by airplane within the electoral district and of accommodation within the electoral district or an electoral district contiguous thereto while on business as a member of the Assembly and any other member of the Assembly may be paid such of his actual costs of accommodation within the electoral district represented by him expended due to unusual or special circumstances while on business as a member of the Assembly as may be approved by the Board of Internal Economy, not exceeding $2,600 in any year.

8. Subsection 1 of section 66 of the said Act, as amended by the Statutes of Ontario, 1977, chapter 24, section 3, is further amended by striking out the first, second, third and fourth lines and inserting in lieu thereof the following:

(1) There shall be paid to each member of a committee of the Assembly other than the chairman thereof an allowance for expenses of $52, and to the chairman thereof an allowance for expenses of $62, and.

9. Section 67 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 151, section 8, is repealed and the following substituted therefor:

67.—(1) A person who is a member of the Assembly immediately before the Assembly is dissolved or is ended by the passage of time and who does not become a member of the next following Assembly shall be paid a severance allowance equal to one-quarter of his annual indemnity as a member at the rate in force immediately before he ceased to be a member.

(2) A member of the Assembly who resigns his seat shall be paid a severance allowance equal to one-quarter of his annual indemnity as a member at the rate in force on the day he ceases to be a member.

(3) Where a person who is a member of the Assembly dies, whether before the Assembly is dissolved or is ended
by the passage of time or after dissolution or ending of the Assembly but before the polling day that follows the dissolution or ending, an amount equal to one-quarter of his annual indemnity as a member at the rate in force on the day of his death or immediately before the dissolution or ending, as the case requires, shall be paid to his personal representative.

10. Section 68 of the said Act, as enacted by the Statutes of Ontario, 1974, chapter 116, section 2, is repealed and the following substituted therefor:

68. In addition to his indemnity as a member, an indemnity shall be paid,

(a) to the Opposition House Leader at the rate of $5,200 per annum; and

(b) to the House Leader of a party, other than the party from which the Government is chosen and the party recognized as the Official Opposition, that has a recognized membership of twelve or more persons in the Assembly at the rate of $2,600 per annum.

11. The said Act is amended by adding thereto the following section:

70a.—(1) In this section, “Commission” means the Commission on Election Contributions and Expenses established under The Election Finances Reform Act, 1975.

(2) The Commission each year shall review and make such recommendations as it considers proper in respect of the indemnities and allowances of members of the Assembly under this Act.

(3) The Commission shall report its recommendations to the Speaker and the Speaker shall cause the report to be laid before the Assembly if it is in session or, if not, at the next ensuing session.

12.—(1) This Act, except sections 9 and 11, shall be deemed to have come into force on the 1st day of October, 1978.

(2) Section 9 shall be deemed to have come into force on the 21st day of February, 1978.

(3) Section 11 comes into force on the 1st day of April, 1979.

13. The short title of this Act is The Legislative Assembly Amendment Act, 1978.