

Joint Compliance Audit Committee Decision

Meeting Date: Thursday June 15, 2023

Meeting Time: 6:00 p.m.

Meeting Location: Council Chambers, Markham Civic Centre

Report Name: Markham City Clerk's Report on Over-Contributions in the 2022 Markham Municipal Election: Najmus Saqib Agar

IN THE MATTER OF the City Clerk's Report dated May 18, 2023 in respect to an apparent contravention of the contribution limits to candidates by Najmus Saqib Agar ("contributor");

WHEREAS, pursuant to section 88.34(1) of the *Municipal Elections Act, 1996*, as amended, (the Act), the City Clerk shall review the contributions reported on the financial statements submitted by a candidate under Section 88.25 to determine whether any contributor appears to have exceeded any of the contribution limits under Section 88.9;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council;

WHEREAS, Section 88.34(2) of the Act requires the City Clerk to prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under Section 88.9;

WHEREAS, Section 88.34(8) of the Act states that within 30 days after receiving a report under subsection (4) or (7), the Compliance Audit Committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention;

WHEREAS, a meeting of the Joint Compliance Audit Committee ("Committee") was held on Wednesday, June 7, 2023 at 6:00 p.m. at the Markham Civic Centre to review the City Clerk's Report to the Joint Compliance Audit Committee;

WHEREAS, in accordance with the Committee's procedures, the City Clerk, the contributor and any affected candidates were provided the opportunity to address the Committee.

[Continued on page 2]

THEREFORE, the decision of the Joint Compliance Audit Committee is as follows:

THAT the City of Markham's Joint Compliance Audit Committee moves to not commence proceedings against Najmus Saqib Agar for an apparent contravention of the contribution limits set out in Section 88.9 of the *Municipal Elections Act, 1996*, as amended.

The Committee has made the decision for the reasons below:

On reading Mr. Saqib Agar's written submission, the Committee is satisfied that Mr. Saqib Agar has provided a reasonable explanation for the over contribution and as such we need not proceed to prosecution, noting that the Committee would expect this offense to not be repeated in future elections.

**Signed version on file in the Office of the City Clerk*

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Ron Colucci

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Ron Colucci

Compliance Audit Committee Member & Chair

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Paul Jones

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Paul Jones

Compliance Audit Committee Member

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Kelly Gravelle

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Kelly Gravelle

Compliance Audit Committee Member

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Angela Peco

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Angela Peco

Compliance Audit Committee Member

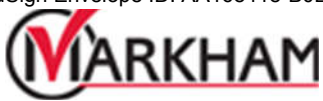
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Compliance Audit Committee Member



Joint Compliance Audit Committee Decision

Meeting Date: Thursday June 15, 2023
Meeting Time: 6:00 p.m.
Meeting Location: Council Chambers, Markham Civic Centre
Report Name: Markham City Clerk's Report on Over-Contributions in the 2022 Markham Municipal Election: Herman Grad

IN THE MATTER OF the City Clerk's Report dated May 18, 2023 in respect to an apparent contravention of the contribution limits to candidates by Herman Grad ("contributor");

WHEREAS, pursuant to section 88.34(1) of the *Municipal Elections Act, 1996*, as amended, (the Act), the City Clerk shall review the contributions reported on the financial statements submitted by a candidate under Section 88.25 to determine whether any contributor appears to have exceeded any of the contribution limits under Section 88.9;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council;

WHEREAS, Section 88.34(2) of the Act requires the City Clerk to prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under Section 88.9;

WHEREAS, Section 88.34(8) of the Act states that within 30 days after receiving a report under subsection (4) or (7), the Compliance Audit Committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention;

WHEREAS, a meeting of the Joint Compliance Audit Committee ("Committee") was held on Wednesday, June 7, 2023 at 6:00 p.m. at the Markham Civic Centre to review the City Clerk's Report to the Joint Compliance Audit Committee;

WHEREAS, in accordance with the Committee's procedures, the City Clerk, the contributor and any affected candidates were provided the opportunity to address the Committee.

[Continued on page 2]

THEREFORE, the decision of the Joint Compliance Audit Committee is as follows:

THAT the City of Markham's Joint Compliance Audit Committee moves to not commence proceedings against Herman Grad for an apparent contravention of the contribution limits set out in Section 88.9 of the *Municipal Elections Act, 1996*, as amended.

The Committee has made the decision for the reasons below:

On hearing oral submissions by Mr. Grad's representative and reading the written submission sent on his behalf, the Committee is satisfied that Mr. Grad has provided a reasonable explanation for the over contribution and as such we need not proceed to prosecution.

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Ron Colucci

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Ron Colucci

Compliance Audit Committee Member & Chair

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Paul Jones

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Compliance Audit Committee Member

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Compliance Audit Committee Member

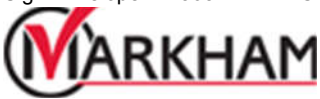
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Compliance Audit Committee Member



Joint Compliance Audit Committee Decision

Meeting Date: Thursday June 15, 2023
Meeting Time: 6:00 p.m.
Meeting Location: Council Chambers, Markham Civic Centre
Report Name: Markham City Clerk's Report on Over-Contributions in the 2022 Markham Municipal Election: Rajinder Minhas

IN THE MATTER OF the City Clerk's Report dated May 18, 2023 in respect to an apparent contravention of the contribution limits to candidates by Rajinder Minhas ("contributor");

WHEREAS, pursuant to section 88.34(1) of the *Municipal Elections Act, 1996*, as amended, (the Act), the City Clerk shall review the contributions reported on the financial statements submitted by a candidate under Section 88.25 to determine whether any contributor appears to have exceeded any of the contribution limits under Section 88.9;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council;

WHEREAS, Section 88.34(2) of the Act requires the City Clerk to prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under Section 88.9;

WHEREAS, Section 88.34(8) of the Act states that within 30 days after receiving a report under subsection (4) or (7), the Compliance Audit Committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention;

WHEREAS, a meeting of the Joint Compliance Audit Committee ("Committee") was held on Wednesday, June 7, 2023 at 6:00 p.m. at the Markham Civic Centre to review the City Clerk's Report to the Joint Compliance Audit Committee;

WHEREAS, in accordance with the Committee's procedures, the City Clerk, the contributor and any affected candidates were provided the opportunity to address the Committee.

[Continued on page 2]

Joint Compliance Audit Committee Decision

Meeting Date: June 15, 2023

Report Name: Rajinder Minhas

Page: 2 of 2

THEREFORE, the decision of the Joint Compliance Audit Committee is as follows:

THAT the City of Markham's Joint Compliance Audit Committee moves to not commence proceedings against Rajinder Minhas for an apparent contravention of the contribution limits set out in Section 88.9 of the *Municipal Elections Act, 1996*, as amended.

The Committee has made the decision for the reasons below:

On hearing oral submissions by Ms. Minhas and reading her written submissions, the Committee is satisfied that Ms. Minhas has provided a reasonable explanation for the over contribution and as such we need not proceed to prosecution.

**Signed version on file in the Office of the City Clerk*

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Ron Colucci

Compliance Audit Committee Member & Chair

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Compliance Audit Committee Member

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Compliance Audit Committee Member

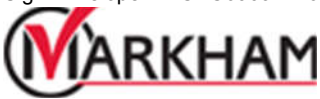
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Compliance Audit Committee Member



Joint Compliance Audit Committee Decision

Meeting Date: Thursday June 15, 2023

Meeting Time: 6:00 p.m.

Meeting Location: Council Chambers, Markham Civic Centre

Report Name: Markham City Clerk's Report on Over-Contributions in the 2022 Markham Municipal Election: Zara Sajid

IN THE MATTER OF the City Clerk's Report dated May 18, 2023 in respect to an apparent contravention of the contribution limits to candidates by Zara Sajid ("contributor");

WHEREAS, pursuant to section 88.34(1) of the *Municipal Elections Act, 1996*, as amended, (the Act), the City Clerk shall review the contributions reported on the financial statements submitted by a candidate under Section 88.25 to determine whether any contributor appears to have exceeded any of the contribution limits under Section 88.9;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council;

WHEREAS, Section 88.34(2) of the Act requires the City Clerk to prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under Section 88.9;

WHEREAS, Section 88.34(8) of the Act states that within 30 days after receiving a report under subsection (4) or (7), the Compliance Audit Committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention;

WHEREAS, a meeting of the Joint Compliance Audit Committee ("Committee") was held on Wednesday, June 7, 2023 at 6:00 p.m. at the Markham Civic Centre to review the City Clerk's Report to the Joint Compliance Audit Committee;

WHEREAS, in accordance with the Committee's procedures, the City Clerk, the contributor and any affected candidates were provided the opportunity to address the Committee.

[Continued on page 2]

Joint Compliance Audit Committee Decision

Meeting Date: June 15, 2023

Report Name: Zara Sajid

Page: 2 of 2

THEREFORE, the decision of the Joint Compliance Audit Committee is as follows:

THAT the City of Markham's Joint Compliance Audit Committee moves to not commence proceedings against Zara Sajid for an apparent contravention of the contribution limits set out in Section 88.9 of the *Municipal Elections Act, 1996*, as amended.

The Committee has made the decision for the reasons below:

On reading Ms. Sajid's written submission, the Committee is satisfied that Ms. Sajid has provided a reasonable explanation for the over contribution and as such we need not proceed to prosecution, noting that the Committee would expect this offense to not be repeated in future elections.

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Ron Colucci

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Ron Colucci

Compliance Audit Committee Member & Chair

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Compliance Audit Committee Member

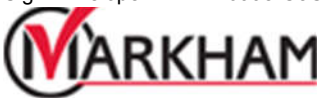
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Compliance Audit Committee Member



Joint Compliance Audit Committee Decision

Meeting Date: Thursday June 15, 2023

Meeting Time: 6:00 p.m.

Meeting Location: Council Chambers, Markham Civic Centre

Report Name: Markham City Clerk's Report on Over-Contributions in the 2022 Markham Municipal Election: Sakina Najmus Saqib

IN THE MATTER OF the City Clerk's Report dated May 18, 2023 in respect to an apparent contravention of the contribution limits to candidates by Sakina Najmus Saqib ("contributor");

WHEREAS, pursuant to section 88.34(1) of the *Municipal Elections Act, 1996*, as amended, (the Act), the City Clerk shall review the contributions reported on the financial statements submitted by a candidate under Section 88.25 to determine whether any contributor appears to have exceeded any of the contribution limits under Section 88.9;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council;

WHEREAS, Section 88.34(2) of the Act requires the City Clerk to prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under Section 88.9;

WHEREAS, Section 88.34(8) of the Act states that within 30 days after receiving a report under subsection (4) or (7), the Compliance Audit Committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention;

WHEREAS, a meeting of the Joint Compliance Audit Committee ("Committee") was held on Wednesday, June 7, 2023 at 6:00 p.m. at the Markham Civic Centre to review the City Clerk's Report to the Joint Compliance Audit Committee;

WHEREAS, in accordance with the Committee's procedures, the City Clerk, the contributor and any affected candidates were provided the opportunity to address the Committee.

[Continued on page 2]

THEREFORE, the decision of the Joint Compliance Audit Committee is as follows:

THAT the City of Markham's Joint Compliance Audit Committee moves to not commence proceedings against Sakina Najmus Saqib for an apparent contravention of the contribution limits set out in Section 88.9 of the *Municipal Elections Act, 1996*, as amended.

The Committee has made the decision for the reasons below:

On reading Ms. Najmus Saqib's written submission, the Committee is satisfied that Ms. Najmus Saqib has provided a reasonable explanation for the over contribution and as such we need not proceed to prosecution, noting that the Committee would expect this offense to not be repeated in future elections.

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Compliance Audit Committee Member & Chair

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Angela Peco

Compliance Audit Committee Member

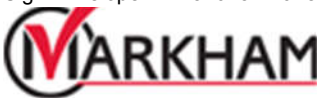
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Compliance Audit Committee Member



Joint Compliance Audit Committee Decision

Meeting Date: Thursday June 15, 2023

Meeting Time: 6:00 p.m.

Meeting Location: Council Chambers, Markham Civic Centre

Report Name: Markham City Clerk's Report on Over-Contributions in the 2022 Markham Municipal Election: Lin Zhang

IN THE MATTER OF the City Clerk's Report dated May 18, 2023 in respect to an apparent contravention of the contribution limits to candidates by Lin Zhang ("contributor");

WHEREAS, pursuant to section 88.34(1) of the *Municipal Elections Act, 1996*, as amended, (the Act), the City Clerk shall review the contributions reported on the financial statements submitted by a candidate under Section 88.25 to determine whether any contributor appears to have exceeded any of the contribution limits under Section 88.9;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election;

WHEREAS, Section 88.9 of the Act states that a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council;

WHEREAS, Section 88.34(2) of the Act requires the City Clerk to prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under Section 88.9;

WHEREAS, Section 88.34(8) of the Act states that within 30 days after receiving a report under subsection (4) or (7), the Compliance Audit Committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention;

WHEREAS, a meeting of the Joint Compliance Audit Committee ("Committee") was held on Wednesday, June 7, 2023 at 6:00 p.m. at the Markham Civic Centre to review the City Clerk's Report to the Joint Compliance Audit Committee;

WHEREAS, in accordance with the Committee's procedures, the City Clerk, the contributor and any affected candidates were provided the opportunity to address the Committee.

[Continued on page 2]

THEREFORE, the decision of the Joint Compliance Audit Committee is as follows:

THAT the City of Markham's Joint Compliance Audit Committee moves to not commence proceedings against Lin Zhang for an apparent contravention of the contribution limits set out in Section 88.9 of the *Municipal Elections Act, 1996*, as amended.

The Committee has made the decision for the reasons below:

On hearing oral submissions by Mr. Zhang's representative and reading Mr. Zhang's written submission, the Committee is satisfied that Mr. Zhang has provided a reasonable explanation for the over contribution and as such we need not proceed to prosecution.

**Signed version on file in the Office of the City Clerk*

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Ron Colucci

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Ron Colucci

Compliance Audit Committee Member & Chair

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Paul Jones

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