

Election Signs and Canvassing

The Residential Tenancies Act:

- Is silent with respect to election canvassing in apartment buildings, but this issue is clearly addressed in the *Elections Act*.

Reference:

Residential Tenancies Act not applicable.

Details:

The *Elections Act* states:

75A - a candidate or candidate's representative may enter any apartment building or other multiple residences during reasonable hours for the purpose of lawfully campaigning. 2001, c.43, s. 39.

75B - it is an offence to obstruct a candidate or a candidate's representative in lawfully campaigning. 2001, c.43, s.39.

75C (1) - no landlord or person acting on the landlord's behalf may prohibit a tenant from displaying election advertising posters on the premises leased by the tenant and no condominium corporation or any of its agents may prohibit the owner of a condominium unit from displaying election advertising posters on the premises of that person's unit.

75C(2) - notwithstanding subsection (1), a landlord, person, condominium corporation or agent referred to in that subsection may set reasonable conditions relating to the size or type of election advertising posters that may be displayed on the premises and may prohibit the display of election advertising posters in common areas of the building in which the premises are found. 2001, c.43, s.39.

Procedure:

The Director of Residential Tenancies has no jurisdiction to adjudicate disputes under the *Elections Act*. Parties should be encouraged to seek legal advice when such disputes arise.