

**HOUSE OF ASSEMBLY**



**NEWFOUNDLAND AND LABRADOR**

**REPORT OF THE CHIEF ELECTORAL OFFICER**

**ON**

**THE ST. JOHN'S WEST BY ELECTION**

**JULY 21, 1997**

**PUBLISHED UNDER THE AUTHORITY OF SECTION 170 (1),  
ELECTION ACT, RSN 1990, CHAPTER E-3 AND  
SECTION 273 (1), ELECTIONS ACT, SN 1992, CHAPTER E-3.1**

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## **ST. JOHN'S WEST BY ELECTION SUMMARY**

On Friday, June 27, 1997 a Writ of Election was issued ordering a By Election in the Electoral District of St. John's West to be held on July 21, 1997. The By Election was called to fill the vacancy created by the resignation of Mr. Rex Gibbons as Liberal M.H.A. on April 30, 1997.

The Official List of Electors redistributed upon dissolution of the Forty-Second General Assembly on January 29, 1996 was used in the St. John's West By Election. There were **8649** electors on the Official List of Electors and another **888** electors were sworn in at the polls for the By Election.

Four candidates were nominated for the By Election. Mr. Roy Clarke was nominated without any Party affiliation; Mr. Pat Lynch was nominated for the New Democratic Party; Mr. Tom Moore was nominated for the Liberal Party; Ms. Sheila Osborne was nominated for the Progressive Conservative Party.

A total of **3517** votes were cast in the By Election comprised of: **3262** votes at **39** regular polls; **245** votes at 1 Advance Poll; and **10** votes cast at **18** Special Polls. Mr. Clarke received **55** votes. Mr. Lynch received **962** votes. Mr. Moore received **1192** votes. Ms. Osborne received **1303** votes. There were a total of **5** rejected ballots.

The election of Ms. Osborne was published in the Newfoundland Gazette on August 6, 1997. The results of the St. John's West By Election left representation in the House of Assembly at 36 Liberals, 10 Progressive Conservatives, 1 New Democratic and 1 Independent.

The cost of the By Election is estimated at **\$ 78,000** and includes supporting the Returning Officer, Election Clerk and **120** Election Officials.



## ST. JOHN'S WEST BY-ELECTION POLLING DIVISION RECAPITULATION OF VOTES

No.	Polling Division	<u>No. of Eligible Voters</u>		R Clarke	P Lynch	T Moore	S Osborne	Rejected	Total
		1994	1997	IND	NDP	LIB	PC	Ballots	Cast
		List	Swearing In						
1	St. John's	52	2	1	3	5	4	0	13
2	St. John's	187	31	0	22	12	28	0	62
3	St. John's	242	12	1	8	14	20	0	43
4	St. John's	325	17	1	27	31	34	0	93
5	St. John's	150	19	1	17	19	19	0	56
6	St. John's	244	0	2	22	13	40	0	77
7	St. John's	371	32	2	8	26	45	0	81
8	St. John's	228	33	3	22	52	48	0	125
9	St. John's	221	28	2	43	38	36	0	119
10	St. John's	71	10	0	4	15	12	1	32
11	St. John's	252	29	4	28	74	27	0	133
12	St. John's	199	20	0	21	26	29	0	76
13	St. John's	215	0	1	29	25	38	0	93
14	St. John's	258	25	2	27	46	44	0	119
15	St. John's	343	22	2	25	33	37	0	97
16	St. John's	222	14	1	15	37	20	0	73
17	St. John's	221	36	3	25	38	48	0	114
18	St. John's	225	16	0	31	23	16	0	70
19	St. John's	214	11	4	18	22	24	0	68
20A	St. John's	235	28	0	20	22	38	1	81
20B	St. John's	235	29	0	18	25	40	0	83
21	St. John's	124	12	0	19	17	19	0	55
22	St. John's	205	12	2	11	42	37	0	92
23	St. John's	67	2	1	5	7	9	0	22
24	St. John's	319	22	2	25	42	52	0	121
25	St. John's	178	9	2	13	32	25	0	72
26	St. John's	262	22	1	30	22	37	0	90
27	St. John's	335	23	0	26	51	43	1	121

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No.	Polling Division	No. of Eligible Voters		R Clarke	P Lynch	T Moore	S Osborne	Rejected	Total
		1994	1997	IND	NDP	LIB	PC	Ballots	Cast
		List	Swearing In						
28	St. John's	107	15	1	19	7	9	0	36
29	St. John's	175	76	1	20	45	56	0	122
30	St. John's	265	17	0	37	13	36	0	86
31	St. John's	207	30	2	20	32	22	0	76
32	St. John's	196	17	0	22	21	21	0	64
33	St. John's	220	26	2	39	24	25	1	91
34	St. John's	209	32	2	58	19	24	0	103
35	St. John's	246	22	0	45	20	41	0	106
36	St. John's	237	25	4	19	34	35	1	93
37	St. John's	260	24	0	24	26	31	0	81
38	St. John's	327	24	4	29	45	45	0	123
39	Advance Poll - St. John's		61	1	65	94	85	0	245
40	Special Polls		3	0	3	3	4	0	10
<b>Totals</b>		<b>8,649</b>	<b>888</b>	<b>55</b>	<b>962</b>	<b>1,192</b>	<b>1,303</b>	<b>5</b>	<b>3,517</b>

## ST. JOHN'S WEST BY-ELECTION GRANT OF POLL

Polling Station Number	Boundaries of Polling Division	Polling Station Location
1	South Side of Kennedy Road (West From Forbes Street); and West Side Of Forbes Street From Topsail Road To Kennedy Road.	Cowan Heights United Church
2	Both Sides of Baie Verte Street; Curling Place; Gros Morne Place; and Hamlyn Road.	Cowan Heights United Church
3	Both Sides of Heatherton Place; Both Sides of Frecker Drive, from Hamlyn Road to Gladney Street; And the North Side of Topsail Road from Columbus Drive to Cowan Avenue.	Cowan Heights United Church
4	Both Sides of Canada Drive from Columbus Drive to Cowan Avenue; and all of Robinson Place.	Cowan Heights United Church
5	Both Sides of Stephenville Street; Both Sides of Codroy Place; and Both Sides of Channel Street.	Cowan Heights United Church
6	Both Sides of Barachois Street; and Both Sides of Tompkins Street.	Cowan Heights United Church
7	Both Sides of Pasadena Crescent, including all Apartment Buildings.	Cowan Heights United Church
8	Both Sides of Cowan Avenue from Topsail Road to Frecker Drive; Both Sides of Gladney Street; Both Sides of Newman Street; and Both Sides of Lodge Place.	Cowan Heights United Church
9	Both Sides of Cherrington Street; Grant Place; and Gillingham Place.	Cowan Heights United Church
10	Both Sides of Organ Place; Bancroft Place; and Lewisporte Place.	Cowan Heights United Church
11	Both Sides of Frecker Drive from Gladney Street to Burgeo Street; and Both Sides of Mansfield Crescent.	Cowan Heights United Church
12	Both Sides of Birmingham Street.	Cowan Heights United Church

## ST. JOHN'S WEST BY-ELECTION GRANT OF POLL

Polling Station Number	Boundaries of Polling Division	Polling Station Location
13	Both Sides of Burton Street, and Tanner Street.	St. Matthew's School, Cowan Avenue
14	Both Sides of Conran Street; Both Sides of Creedon Place; Both Sides Of Burling Crescent; and Both Sides of Frecker Drive from Burgeo Street to Hopeall Street.	St. Matthew's School, Cowan Avenue
15	Both Sides of Frecker Drive from Hopeall Street to Blackmarsh Road; Both Sides of Hopeall Street; and Both Sides of Gander Crescent.	St. Matthew's School, Cowan Avenue
16	Both Sides of Bellevue Crescent; Salmonier Place; and South Side Of Blackmarsh Road, from Empire Avenue Intersection to Columbus Drive.	St. Matthew's School, Cowan Avenue
17	Both Sides of Wabush Place; Cape Broyle Place; and Roddickton Place.	St. Matthew's School, Cowan Avenue
18	Both Sides of Harrington Drive.	St. Matthew's School, Cowan Avenue
19	Both Sides of Torngat Crescent; and Point Leamington Street.	St. Matthew's School, Cowan Avenue
20A 20B	Both Sides of Creston Place; Duntara Crescent; Greenspond Drive; Pointe Verde Place; and Both Sides of Melrose Place.	St. Matthew's School, Cowan Avenue
21	Canada Drive, Even Numbers from Burgeo Street to Blackmarsh Road.	St. Matthew's School, Cowan Avenue
22	Both Sides of Markland Street; Trepassey Place; Rushoon Place; LaManche Place; and Carmanville Street.	St. Matthew's School, Cowan Avenue
23	Both Sides of Brownsdale Street.	Cowan Heights Elementary, Canada Drive
24	Both Sides of Canada Drive from Cowan Avenue to Burin Street; Both Sides of Trinity Street; Both Sides of Renew's Street; and Both Sides of Fermeuse Street.	Cowan Heights Elementary, Canada Drive

## ST. JOHN'S WEST BY-ELECTION GRANT OF POLL

Polling Station Number	Boundaries of Polling Division	Polling Station Location
25	Both Sides of Ferryland Street East; Both Sides of Fogo Place; Twillingate Place; Carbonear Place; and Both Sides of Burin Street.	Cowan Heights Elementary, Canada Drive
26	Both Sides of Canada Drive from Burin Street to Burgeo Street; and Bonavista Street, Even Numbers Less Than or Equal to 46 and Odd Numbers Less Than or Equal to 45.	Cowan Heights Elementary, Canada Drive
27	North Side of Topsail Road, Even Numbers Less Than 634 from Cowan Avenue to Burgeo Street; Cowan Avenue to Burgeo Street; Both Sides of Ferryland Street West; Both Sides of Brigus Place; Avondale Place; Holyrood Place; and Burgeo Street, All Even Numbers and Odd Numbers Greater Than 29.	Cowan Heights Elementary, Canada Drive
28	South Side of Blackmarsh Road, Odd Numbers from Columbus Drive to Mundy Pond Road; and The South Side of Blackmarsh Road, Odd Numbers from Mundy Pond Road To Empire Avenue Intersection.	Cowan Heights Elementary, Canada Drive
29	Both Sides of Lanse aux Meadows Crescent and All Village Park Apartments. Both Sides of Clearwater Court; Sarasota Court; Madeira Court; Keywest Court and Pinellas Court.	Cowan Heights Elementary, Canada Drive
30	South Side of Blackmarsh Road (Uneven Numbers) from Mercer's Lane to Columbus Drive; North Side of Mercer's Lane; West Side of James Lane (Uneven Numbers); and Both Sides of Glenview Terrace.	Cowan Heights Elementary, Canada Drive
31	North Side of Cornwall Avenue (Even Numbers), from James Lane to Topsail Road; North Side of Topsail Road from Cornwall Avenue to Forbes Street; Nightingale Place; and Kennedy Road East of Forbes Street, Including Southview Manor Apartment Building.	Cowan Heights Elementary, Canada Drive
32	East Side of Forbes Street from Topsail Road to Anspach Street; West Side of Forbes Street from Kennedy Road to Anspach St.; Boggy Hall Place; North Side of Kennedy Road from Forbes Street To Boggy Hall Road; Keats Place; and Martin Crescent.	Cowan Heights Elementary, Canada Drive

## ST. JOHN'S WEST BY-ELECTION GRANT OF POLL

Polling Station Number	Boundaries of Polling Division	Polling Station Location
33	Both Sides of Eastaff Street; Berry Street; and Bartlett Place.	Baptist Church, Topsail Road
34	Both Sides of Boyle Street; and Lloyd Crescent	Baptist Church, Topsail Road
35	Both Sides of Harris Road; Noad Place; Pynn Place; and Channing Place.	Baptist Church, Topsail Road
36	Both Sides of Colville Street; Colville Place; Amherst Heights; and Amherst Place.	Baptist Church, Topsail Road
37	South Side of Anspach Street (Even Numbers), from Forbes Street to Boyle Street; North Side of Anspach Street (Uneven Numbers), from Forbes Street to Hogan's Road; Hogan's Road (Highland Park Plaza Apartment Building); Collins Place; and Salter Place.	Baptist Church, Topsail Road
38	North Side of Anspach Street (Uneven Numbers), from Hogan's Road to Mercer's Lane; South Side of Anspach Street (Even Numbers), from Boyle Street to Mercer's Lane; Spratt Place; MacLeod Place; and Brown Crescent; and Columbus Drive from Topsail Road to Blackmarsh Road.	Baptist Church, Topsail Road
39	Advance Poll	Cowan Heights United Church, Frecker Drive
40	There was a total of <b>18</b> special polls: <b>5</b> Hospitals, <b>5</b> Correctional Centres, <b>8</b> Community Colleges.	

## ST. JOHN'S WEST BY-ELECTION FINANCE REPORT

Part III of the Elections Act, 1991 which was proclaimed into force on October 1, 1993, established a regulatory framework for campaign financing that was applicable in the St. John's West By-Election. All four Candidates in the By-Election together with the Liberal Party filed audited financial statements of campaign income and expenses within the six month deadline after polling day.

The spending limit for eligible election expenses in the St. John's West By-Election was \$27,006. This was calculated based on \$3.125 for each of the 8,642 persons on the Official List of Electors for the District.

Mr. Roy Clarke reported total expenditures of \$164 of which \$64 was for eligible election expenses. Mr. Pat Lynch reported total expenditures of \$7,015 all of which was for eligible election expenses. Mr. Tom Moore reported total expenditures of \$23,050 of which \$21,239 was for eligible election expenses. Ms. Sheila Osborne reported total expenditures of \$25,597 of which \$24,374 was for eligible election expenses. The Liberal Party reported total expenses of \$21,169 of which \$169 was for eligible election expenses, and includes a transfer of \$21,000 to the Tom Moore Campaign.

Three of the four Candidates, having received more than fifteen percent of the popular vote in the By-Election, were entitled to an election expense reimbursement. This payment was calculated based on the lesser of their campaign election expenses or 1/3 of the \$27,006 spending limit. Mr. Pat Lynch received a reimbursement of \$7,015 which created a campaign surplus of \$6,155. This surplus was paid to the New Democratic Party. Mr. Tom Moore received the maximum reimbursement of \$9,002 which created a campaign surplus of \$9,002. This surplus was paid to the Liberal Party. Ms. Sheila Osborne received the maximum reimbursement of \$9,002 which reduced her campaign deficit to \$2,370. Mr. Roy Clarke did not achieve fifteen percent of the popular vote and hence was not entitled to any election expense reimbursement. A total of \$2,000 was paid to all four Candidates as a subsidy toward their audit fees.

The election finance documents filed under Part III of the Elections Act, 1991, are a matter of public record and may be viewed at the Office of the Chief Electoral Officer during normal business hours. The following table summarizes the financial information submitted by the Candidates and the Liberal Party in the St. John's West By-Election.

**TABLE II**  
**FINANCIAL REPORT SUMMARY**  
**OF**  
**THE ST. JOHN'S WEST BY-ELECTION, JULY 21, 1997**

	Roy Clarke (IND)	Pat Lynch (NDP)	NDP	Tom Moore (LIB)	Liberal Party	Sheila Osborne (PC)	PC Party
<b>Income</b>							
Contributions	\$ 164	4,135	-	\$ 2,050	-	\$ 11,725	-
Fund Raising Activities	-	-	-	-	-	-	-
Transfers	-	2,020	-	21,000	424	2,500	-
Other	-	-	-	-	-	-	-
<b>Total Income</b>	<u>164</u>	<u>6,155</u>	<u>Nil</u>	<u>23,050</u>	<u>424</u>	<u>14,225</u>	<u>-</u>
<b>Expenses</b>							
<b>Election Expenses</b>							
Accounting and Audit	-	-	-	-	-	-	-
Advertising	-	-	-	7,256	-	8,002	-
Bank Charges	-	-	-	57	-	67	-
Brochures	64	-	-	2,276	-	3,926	-
Interest	-	-	-	-	-	192	-
Meetings Hosted	-	1,150	-	-	-	-	-
Office Rental	-	339	-	2,412	-	1,752	-
Office Supplies	-	537	-	622	169	-	-
Postage	-	-	-	-	-	442	-
Professional Fees	-	-	-	-	-	-	-
Salaries	-	2,020	-	1,700	-	2,350	-
Signs	-	1,828	-	3,275	-	5,730	-
Social Functions	-	1,000	-	-	-	464	-
Telephone	-	-	-	1,066	-	1,450	-
Travel	-	-	-	-	-	-	-
Utilities	-	141	-	327	-	-	-
Other	-	-	-	2,248	-	-	-
<b>Total Election Expenses</b>	<u>64</u>	<u>7,015</u>	<u>Nil</u>	<u>21,239</u>	<u>169</u>	<u>24,375</u>	<u>-</u>
<b>Other Costs</b>							
Accounting Fees	-	-	-	-	-	-	-
Transfers Paid Out	-	-	-	-	21,000	-	-
Victory Party	-	-	-	791	-	1,122	-
Other	100	-	-	1,020	-	100	-
<b>Total Other Costs</b>	<u>100</u>	<u>-</u>	<u>Nil</u>	<u>1,811</u>	<u>21,000</u>	<u>1,222</u>	<u>-</u>
<b>Total Expenditures</b>	<u>164</u>	<u>7,015</u>	<u>Nil</u>	<u>23,050</u>	<u>21,169</u>	<u>25,597</u>	<u>-</u>
<b>Campaign Period Deficit Before Reimbursement</b>	<b>-</b>	<b>(860)</b>	<b>-</b>	<b>-</b>	<b>(20,745)</b>	<b>(11,372)</b>	<b>-</b>
<b>Elections Expenses Reimbursement</b>	<b>-</b>	<b>7,015</b>	<b>-</b>	<b>9,002</b>	<b>-</b>	<b>9,002</b>	<b>-</b>
<b>Campaign Period Surplus (Deficit)</b>	<u>\$ -</u>	<u>\$ 6,155</u>	<u>Nil</u>	<u>\$ 9,002</u>	<u>\$(20,745)</u>	<u>\$ (2,370)</u>	<u>\$ -</u>



