Whitby Election 2022

# Access to Rented Premises, Condos and Co-Operative Housing

**Municipal Elections Act, 1996, Residential Tenancies Act, 2006, Condominium Act, 1998 and Co-operative Corporations Act, 1990**

May 2, 2022

To: Landlords, Property Managers and Housing Co-op Representatives

Candidates and their representatives are allowed full access to rented premises, condominiums and co-operative housing for the purpose of canvassing and distributing election material in accordance with the following Provincial legislation:

**Municipal Elections Act, 1996**

88.1 Residential premises

No person who is in control of an apartment building, condominium building, non-profit housing cooperative or gated community may prevent a candidate or his or her representative from campaigning between 9 a.m. and 9 p.m. at the doors to the apartments, units or houses, as the case may be.

88.2(1) Landlords – residential premises

No landlord or person acting on a landlord's behalf may prohibit a tenant from displaying signs in relation to an election on the premises to which the lease relates.

88.2(2) Condominium corporations – residential premises

No condominium corporation or any of its agents may prohibit the owner or tenant of a condominium unit from displaying signs in relation to an election on the premises of his or her unit.

88.2(3) Exception – signs – residential premises

Despite subsections (1) and (2), a landlord, person, condominium corporation or agent may set reasonable conditions relating to the size or type of signs in relation to an election that may be



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displayed on the premises and may prohibit the display of signs in relation to an election in common areas of the building in which the premises are found.

**Residential Tenancies Act, 2006, s.28 – Entry by canvassers**

No landlord shall restrict reasonable access to a residential complex by candidates for election to any office at the federal, provincial or municipal level, or their authorized representatives, if they are seeking access for the purpose of canvassing or distributing election material.

**Condominium Act, 1998, s. 118 – Entry by canvassers**

No corporation or employee or agent of a corporation shall restrict reasonable access to the property by candidates, or their authorized representatives, for election to the House of Commons, the Legislative Assembly or an office in a municipal government or school board if access is necessary for the purpose of canvassing or distributing election material.

**Co-operative Corporations Act, 1990, s.171.24 – Entry by canvassers, etc.**

No non-profit housing co-operative or servant or agent of such a co-operative shall restrict reasonable access to the housing units of the co-operative by candidates, or their authorized representatives, for election to the House of Commons, the Legislative Assembly, any office in a municipal government or a school board for the purpose of canvassing or distributing election material.

Should you have any further questions, please contact the Office of the Town Clerk at 905.430.4315 or elections@whitby.ca.