

COURT FOR TRIAL OF CONTROVERTED ELECTION  
PETITIONS.

MULOCK, C.J. EX., AND ROSE, J.

OCTOBER 12TH, 1920.

\*RE DUFFERIN PROVINCIAL ELECTION.

\*JOHNSON v. SLACK.

*Parliamentary Elections—Provincial Election—Corrupt Practices—Expenses of Candidate Nominated by Organised Body of Electors—Subscribers to Fund—Promise of Repayment in Event of Success of Candidate at Polls—Ontario Election Act, sec. 167—Inducement to Subscribers to Vote—Payments to Scrutineers for Work at Polls—Disguised Payments for Votes—Payments Honestly Made to Persons whom Candidate Entitled to Employ—Secs. 111, 162 (2)—Right of Person who Expects to be Paid to Vote—Sec. 13 (2)—Person Voting with Knowledge that he has no Right—Sec. 177—Dismissal of Petition—Costs—Security-deposit—Ontario Controverted Elections Act, sec. 21.*

The trial was at Orangeville and in Toronto.

W. H. Price and Gordon N. Shaver, for the petitioners.

Gordon Waldron, for the respondent.

THE COURT, in a written judgment, said that the charges which were pressed were two in number. The first was based upon the raising of money by the Farmers' Clubs in the constituency, or some of them, for the purpose of defraying the election expenses of the respondent, who was nominated by a convention of the United Farmers of Ontario and their sympathisers.

At or immediately after the convention, there having been some suggestion by some of those present that the Clubs might well pay half the expenses of the candidate, the respondent stated that he did not desire that that course should be taken; that, in the event of his success, he would prefer to pay his own expenses; but that, if he was defeated, he thought there would be nothing unfair in the Clubs paying the expenses, or he would be glad if the Clubs did pay the expenses.

After the convention, some of the Clubs sought subscriptions and raised very small amounts: two of the Clubs sent these amounts to the treasurer of the Farmers' county organisation—the others kept them in their own hands.

\* This case and all others so marked to be reported in the Ontario Law Reports.