

Under the *Lobbyists Act*, the Ethics Commissioner may issue interpretation bulletins or advisory opinions with respect to the enforcement, interpretation or application of this *Act* or the regulations under the *Act*.

Any questions on whether or not you are required to file as either a consultant lobbyist or an organization lobbyist should be directed to the Registrar. Any questions relating to what constitutes “lobbying” activities may also be directed to the Registrar.

Further information on the *Lobbyists Act* may be obtained from the website:

www.lobbyistsact.ab.ca

Office of the Ethics Commissioner
1250, 9925 - 109 Street
Edmonton, Alberta T5K 2B6

Phone: (780) 644-3879

Fax: (780) 422-2261

E-mail:

registrar@ethicscommissioner.ab.ca

Website:

www.lobbyistsact.ab.ca

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Lobbyists Registration
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AM I A LOBBYIST?

Under the *Lobbyists Act*
of Alberta

Under the *Lobbyists Act*,
there are two types of lobbyists:

Consultant Lobbyists and

Organization Lobbyists.

Consultant Lobbyists

Definition in the Act:

A “consultant lobbyist” is a person who, for payment, undertakes to lobby on behalf of a client, and includes an individual engaged by a consultant lobbyist to lobby in respect of an undertaking.

Ask Yourself

- Have I been hired by a client to engage in lobbying activities as described in the Act?
- Have I been engaged by a consultant lobbyist to carry out lobbying activities under the Act?
- Have I been engaged by a prescribed Provincial entity to carry out lobbying activities?

If you answered yes to any of the questions in “Ask Yourself”

You are a consultant lobbyist and the designated filer is required to register for **each** undertaking entered into. (Please note the “You are not a lobbyist . . . Section in this brochure to ensure you are not excluded as a result of acting in your official capacity.)

Organization Lobbyists

Definition in the Act

“Organization lobbyist” means an employee, officer or director of an organization who receives a payment for the performance of his or her functions, or a sole proprietor, or a partner in a partnership,

- (i) who lobbies or whose duty is to lobby on behalf of the organization at least 100 hours annually, or

- (ii) whose lobbying or duty to lobby on behalf of the organization together with the lobbying or the duty to lobby of other persons in the organization amounts to at least 100 hours annually.

Ask Yourself

- With respect to my organization, sole proprietorship or partnership, is it one of my duties to lobby, or do I lobby?
- Am I paid for those duties?
- Do my lobbying activities amount to 100 hours per year?
- Are there other employees, officers or directors in my organization, sole proprietorship or partnership who also have a duty to lobby or who lobby?
- Is the amount of time of all lobbying activities by employees, officers or directors of the organization equal to at least 100 hours annually?

If you answered yes to any of the questions in “Ask Yourself”, check the next section to determine if you are acting in your official capacity and are **not** a lobbyist.

You are an organization lobbyist if you answered yes to **all of the first three questions listed above — AND you are not acting in your official capacity in one of the roles noted below.**

The designated filer for your organization must register when the 100 hour threshold is met as a result of your activities or your activities in combination with the lobbying activities of other employees, officers or directors of your organization, sole proprietorship or partnership.

You are not a lobbyist if, while acting in your official capacity, you are

- A Senator or a Member of the House of Commons of Canada or an individual on their staff;

- A Member of the Legislative Assembly of another province or territory, or an individual on their staff;
- An employee of the Government of Canada or of the government of another province or territory;
- A member of a Council or other statutory body charged with the administration of the civic or municipal affairs of a municipality, or individuals on the staff of any of those members;
- Officers or employees of municipalities;
- Members of a Metis Settlement Council or the General Council under the *Metis Settlements Act* or individuals on the staff of any of those members;
- Officers or employees of a Metis Settlement or the General Council under the *Metis Settlements Act*;
- Members of the council of a band as defined in subsection 2(1) of the *Indian Act* (Canada) or of the council of an Indian band established by an Act of the Parliament of Canada, individuals on the staff of any of those member, or employees of any of those councils;
- Diplomatic agents, consular officers or official representatives in Canada of a foreign government;
- Directors, officers or employees of an organization referred to in section 1(1)(g)(iv) not constituted to serve management, union or professional interests nor having a majority of members that are profit-seeking enterprises or representatives of profit-seeking enterprises.
- Officials of a specialized agency of the United Nations in Canada or officials of any other international organization to whom privileges and immunities are granted by or under an Act of the Parliament of Canada;
- Members of the board of trustees under the *School Act*, individuals on the staff of any of those members, or officers or employees of the boards;
- A person acting as a volunteer who does not receive a payment;
- Any other individuals or categories of individuals prescribed in the regulations.