

1. The Returning Officer
 - a. lacked jurisdiction to disqualify the applicant as a candidate having already accepted the applicant's nomination;
 - b. was incorrect at law in finding the applicant was not on a leave of absence when the respondent accepted her nomination; or, alternatively
 - c. was unreasonable in finding the applicant was not on a leave of absence when the respondent accepted her nomination.

Order proposed

The applicant requests an order setting aside the decision of the Returning Officer and requiring the Returning Officer to reinstate the applicant as a candidate on the list of candidates in the notice of poll issued by the Returning Officer.

You may participate

You may participate in the judicial review if you file a notice of participation no more than ten days after the day a copy of this notice for judicial review is delivered to you. Filing the notice entitles you to notice of further steps in the judicial review.

Record to be produced

The record will be:

1. the written nomination submitted to the Returning Officer pursuant to section 44;
2. the receipt issued by the Returning Officer pursuant to subsection 48(2);
3. any and all documentation considered by the Returning Officer in deciding to accept the nomination; and
4. any and all documentation considered by the Returning Officer in subsequently deciding to reject the nomination.

The applicant says that the record may be produced immediately by the Returning Officer, and believes the Returning Officer will have no difficulty in obtaining it.