

2026 Extraordinary Election Factsheet:

Disclosure of Electoral Gifts



The information provided in this factsheet is a brief guide in understanding the complex issue of election gifts.

The City of Mandurah encourages both candidates and donors to actively inform themselves of the requirements and obligations of local government elections, including gifts. (Refer [Local Government Act 1995](#); [Local Government \(Elections\) Regulations 1997](#))

Who is required to disclose?

Candidates are required to disclose information about any electoral related gifts that are given or promised within the disclosure period (6 months prior to Election Day), if:

1. the value of the gift is \$300 or more; or
2. the value of the gift is less than \$300, but the gift is one of two or more gifts, with a total value of \$300 or more, made by one person at any time.

A candidate must not receive a gift unless the name and address of each donor are known to the candidate. (Penalty: \$10,000).

A candidate is taken not to have received a gift if as soon as the candidate became aware of the gift the candidate —

(a) takes reasonable steps to —

- (i) return the gift; or
- (ii) deliver the gift to the CEO for disposal; and

(b) discloses to the CEO the gift in the [Disclosure of Gifts form](#).

Penalties apply to candidates for non-disclosure.

What is the disclosure period?

The 2026 Extraordinary Election disclosure period commences 6 months before election day, e.g. 24 March 2026. (refer r30C – *Local Government (Elections) Regulations 1997 (Elections Regulation)*).

The disclosure period concludes 3 days after election day for unsuccessful candidates or for successful candidates on the start day for financial interest returns. (refer r30C – *Elections Regulations* and s5.74 *Local Government Act 1995* (the Act)).

The start day for financial interest returns is the day the declaration is required under s2.29 of the Act made by an elected person before they take office.

What types of gifts need to be disclosed?

A gift can be a disposition of property or the conferral of any financial benefit made by one person in favour of another. (refer r30A - *Elections Regulations*)

A gift can include a gift of money, a gift which is non-monetary but of value, a gift in kind, the payment of an inadequate financial consideration or the receipt of a discount (where the difference or discount is more than \$300 worth), financial or other contribution to travel, the provision of a service for no consideration or for inadequate consideration, and a firm promise or agreement to give a gift at some future time.

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A gift is only relevant if —

- (a) the value of the gift is \$300 or more; or
- (b) the value of the gift is less than \$300, but the gift is one of 2 or more gifts, with a total value of \$300 or more, made by one person at any time during the period set out in *reg 30C Election Regulations*.

A gift **DOES NOT** include —

- (a) a gift by will; or
- (b) a gift by a relative (as defined in section 5.74(1) of the Act); or
- (c) a gift that does not relate to the candidate's candidature; or
- (d) the provision of volunteer labour.

What are the timeframes and how is a disclosure made?

The period of declaration commences on 24 March 2026.

The disclosure period ends for unsuccessful candidates 3 days after election day.

For successful candidates, the disclosure period concludes on the start day for financial interest returns under section 5.74 of the Act.

Candidates must complete the required [Disclosure of Gifts form](#). Disclosure information includes the name of the candidate, name and address of the donor, date the gift was promised or received, value of the gift, a description of the gift and a signed declaration.

Disclosures must be made —

- (a) within 3 days of the receipt (or promise) of the gift, once nominations are made; or
- (b) within 3 days of nomination, for gifts received (or promised) between the 24 March 2026 and the day of nomination.

Disclosures outside of the above period:

If —

- (a) the candidate is unable to make the disclosure within the time period due to circumstances beyond the candidate's control; and
- (b) the candidate makes the disclosure as soon as possible; and
- (c) at the same time as the candidate makes the disclosure, the candidate lodges with the CEO a statutory declaration made by the candidate that —
 - (i) sets out the circumstances referred to in paragraph (a); and
 - (ii) explains why the circumstances were beyond the candidate's control and how they prevented the candidate from making the disclosure within the time period.

Completed forms are to be provided to the City of Mandurah Chief Executive Officer via elections@mandurah.wa.gov.au or hand delivered to the City's Administration Centre, 3 Peel Street, Mandurah.

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What are the penalties for not making a disclosure?

There are penalties that apply to candidates:

A candidate **MUST NOT** receive a gift unless the name and address of each donor are known to the candidate – Penalty \$10,000. (Refer Elections Regulations, r30BA)

A candidate **MUST** disclose to the CEO a gift promised or received – Penalty \$10,000. (Refer Elections Regulations r30B(1))

A candidate **MUST** make a disclosure to the CEO in the correct manner and during the required time period – Penalty \$10,000 and a daily penalty of \$500 for each day or part of a day during which the offence continues. (Refer Elections Regulations, r30B(2))

A candidate **MUST** provide the required information relating to the gift, and **MUST** ensure the information is not false or misleading – Penalty \$10,000. (Refer Elections Regulations, r30B(4))

Will the disclosure be publicly available?

Yes. The electoral gift register will be available on the City of Mandurah website and at the City of Mandurah Administration Offices. (refer Election Regulations, r30G(5) and r30H)

The published version of the electoral gift register must not include the address of an individual, and will instead include the town or suburb mentioned in the address. (refer Election Regulations, r30G(6))

Further information

Department of Local Government, Industry Regulation and Safety

<https://www.dlgsc.wa.gov.au/local-government/local-governments/council-elections/electoral-gifts-and-crowdfunding>

Telephone: 9222 3333

Western Australian Electoral Commission -

<https://www.elections.wa.gov.au/elections/local>

Telephone: 13 63 06

City of Mandurah - <https://www.mandurah.wa.gov.au/our-council/elections>

Email: elections@mandurah.wa.gov.au

Telephone: 9550 3777 – Manager Governance and Legal Services