

COMMISSIONER'S NOTE:

The Honourable Christy Clark was sworn in as Premier of British Columbia on March 14, 2011. As a member of the Executive Council, she was then bound to comply with the provisions of the *Members' Conflict of Interest Act*. However, she was not then a member of the Legislative Assembly. After a by-election she was sworn in as the member for Vancouver-Point Grey on May 30, 2011.

As this opinion indicates, Section 16(1) of the Act requires that a member disclose assets, liabilities and financial interests within 60 days of being elected. It is the practice of this Office to commence the 60 day disclosure requirement from the date the member is actually sworn in rather than the date when the election (in this case, the by-election) took place. The policy reason for this practise is that it eliminates concerns that could arise from potential election recounts. In short, we interpret "being elected" as "being sworn-in".

The Premier's disclosure statement was filed with this Office on July 26, 2011 - within the mandatory 60 day filing requirement under the Act.