

## ALL ELECTION PARTICIPANTS

## Election summary returns

Unless otherwise stated, all references to legislation are to the *Local Government Electoral Act 2011* (LGEA). The information in this fact sheet does not replace legislation. If you are concerned about your obligations, you should seek independent legal advice.

**COMPLIANCE WARNING**

The ECQ issued nearly 100 fines to candidates for failing to lodge an election summary return for the 2020 local government elections.

An elected candidate who does not lodge an election summary return by the due date will be immediately removed from office under section 172 of the *Local Government Act 2009*.

**What is an election summary return?**

Election summary returns are lodged after election day. They disclose all activity during the disclosure period: all electoral expenditure incurred and all gifts and loans received, if any.

These returns must be given within 15 weeks of election day.

**Why must I submit an election summary return?**

Disclosure of gifts and money spent during the election period provides transparency to and ensures the integrity of the election process. This is required by the LGEA.

In addition to real-time reporting of gifts, loans, and electoral expenditure, election summary returns are required following the election to provide an overview of all financial activity for the election.

**Who needs to give an election summary return?**

All election participants must lodge an election summary return. This return must be given even if a participant incurred no electoral expenditure or received no gifts or loans. This includes candidates, groups of candidates, associated entities, registered political parties and third parties.

If an election participant has designated an agent, the agent is responsible for completing and submitting the election summary return.

Election summary returns must be given to the ECQ within 15 weeks after election day.

Version: February 2024

**More information**

If you need more information relating to Funding, Disclosure and Compliance, please contact ECQ on 1300 881 665 or by emailing [fad@ecq.qld.gov.au](mailto:fad@ecq.qld.gov.au).



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## What do I need to disclose in an election summary return?

The information disclosed in an election summary return depends upon your role during the election. If no gifts or loans were received or electoral expenditure incurred, an election summary return must be submitted stating that fact.

A candidate or group of candidates must disclose:

- total value of all gifts and loans received during the disclosure period
- total number of entities that made those gifts/loans
- total amount of electoral expenditure incurred during the disclosure period
- bank statement from dedicated campaign bank account showing all transactions.

Registered political parties must disclose:

- total amount of electoral expenditure incurred during the disclosure period
- bank statement from dedicated campaign bank account showing all transactions
- audit certificate covering the elections.

Associated entities must disclose:

- total amount of electoral expenditure incurred during the disclosure period
- bank statement from dedicated campaign bank account showing all transactions.

Registered third parties must disclose:

- total value of all gifts received by the third party during the disclosure period
- number of entities that made gifts to the third party
- total value of all gifts given by the third party during the disclosure period
- total amount of electoral expenditure incurred during the disclosure period
- bank statement from dedicated campaign bank account showing all transactions.

Unregistered third parties must disclose:

- total value of all gifts received by third party during disclosure period
- number of entities that made gifts
- total value of all gifts given by third party during disclosure period.

## How do I submit an election summary return?

Election summary returns are submitted through the [Electronic Disclosure System](#) (EDS).

## Record keeping

All election participants must keep records for 5 years. This is required to demonstrate compliance in relation to all electoral expenditure, disclosure, and dedicated campaign bank account requirements. Refer to [Fact Sheet 8](#) for information about record keeping requirements.

## Compliance

The ECQ is responsible for administering and enforcing the LGEA, which includes penalties for election participants who breach their obligations.

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The compliance framework is available on the [ECQ's website](#).

### For further information

This fact sheet mainly refers to part 6 of the LGEA. The Act is available in full at [legislation.qld.gov.au](http://legislation.qld.gov.au). Participants in the electoral process should ensure they understand their obligations under the LGEA.



#### RELATED FACT SHEETS

Fact sheet 8 – Record keeping requirements

Fact sheets can be found on the [ECQ website](#).

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