

Standards in Public Office Commission

European Parliament Election 5 June 2009

**Report to the Ceann Comhairle in accordance with section 4(1) of the Electoral Act
1997, as amended**

December 2009

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Foreword

I am pleased to furnish this report on the elections to the European Parliament of 5 June 2009 to the Ceann Comhairle in accordance with section 4 (1) of the Electoral Act 1997, as amended.

Justice M.P. Smith
Chairman

1. Introduction

This report concerns the Standards Commission's supervision of the European Parliament elections of 5 June 2009 and is being furnished to the Chairman of Dáil Éireann (Ceann Comhairle) as required by the Electoral Act 1997, as amended.

Matters dealt with in the report include -

- the disclosure of donations by unsuccessful candidates at the elections;
- the disclosure of expenditure on behalf of candidates and political parties; and
- the reimbursement of election expenses to qualified candidates.

2. Appointment of Election Agents and National Agents

Election agents

Each candidate at a European election is required to appoint an election agent for the purpose of incurring expenditure on the candidate's behalf at the election. A candidate may act as his/her own election agent.

National Agents

Each political party with candidates at the European elections is required to appoint a national agent for the purpose of incurring expenditure on the party's behalf at the election.

For details of the candidates, their election agents and the national agents of political parties, see Appendix I.

3. Guidelines and advice

The Electoral Act provides that the Standards Commission may publish Guidelines or give advice to any person to whom a provision of the Act applies. A person must act in compliance with the advice given or Guidelines published, unless by so doing he/she would be contravening another provision of the Act. In May 2009, the Standards Commission published Guidelines for the European Parliament elections.

The Guidelines contained 4 chapters -

- Chapter 1 dealt with the requirements attaching to candidates at the elections.
- Chapter 2 concerned the duties and responsibilities of the election agents of candidates with regard to spending at the elections.
- Chapter 3 set out the duties and responsibilities attaching to the national agents of political parties with candidates contesting the elections.

- Chapter 4 outlined the rules relating to "Third Parties", "Other Persons" and the publishers of newspapers, magazines, etc., in connection with the elections.

Appendices to the Guidelines contained details of legal definitions of terms used, advice regarding the treatment of the proceeds of fund-raising events and examples of items which are often incorrectly included as election expenses.

Circulation of the Guidelines began immediately to all candidates and election agents whose details were known to the Standards Commission at the time. The published Guidelines were also sent to the national agent of each political party with candidates contesting the elections

4. Disclosure of donations

4.1 Disclosure of donations by unsuccessful candidates

Each unsuccessful candidate at the European Parliament elections was required to furnish to the Standards Commission, within 56 days after polling day (i.e., by 31 July 2009), a Donation Statement, and accompanying documentation, indicating whether or not, at any time in relation to the election, the candidate received a donation with a value greater than €634.87. If no such donation was received, the candidate was required to furnish a "nil" return. Where a donation of such value was received, the value and nature of each donation together with the name, a description and the postal address of the donor were required to be disclosed.

Failure to furnish a Donation Statement and Statutory Declaration within 56 days of polling day is an offence under section 25 of the Act. Four candidates have failed to furnish a Donation Statement while 10 were late in doing so; the latest statement received was on 25 November.

11 of the 32 unsuccessful candidates disclosed that they had received a donation valued in excess of €634.87 in relation to the elections. The total value of the donations disclosed was €86,431.53. *Details are given in Appendix II.*

4.2 Disclosure of donations by the elected candidates

The 12 elected candidates are required, as Members of the European Parliament, to furnish to the Standards Commission, by 31 January each year, an annual Donation Statement and accompanying documentation. These Donation Statements will contain details of any donations received by them during 2009 including any donations received in relation to the European Parliament elections.

5. Prohibited donations

Anonymous donations, donations in excess of the prescribed limit and foreign donations are prohibited by the Electoral Act. Details of what constitutes such donations are given in the Standards Commission's Guidelines.

No candidate at the European Parliament elections notified the Standards Commission of the receipt of an anonymous donation, foreign donation, or donation in excess of the prescribed limit.

6. Political Donations Accounts

The Electoral Act requires that a candidate at a European Parliament election who receives a monetary donation which exceeds €126.97 must open and maintain an account in a financial institution in the State and must lodge that donation, and any further monetary donations received of whatever value, to this political donations account. When furnishing his or her Donation Statement and Statutory Declaration, an unsuccessful candidate who was required to open a political donations account must complete and furnish to the Standards Commission a Certificate of Monetary Donations which confirms that all monetary donations were lodged to the account and that all withdrawals from the account were used for political purposes.

The Certificate of Monetary Donations must also be accompanied by a statement from the financial institution where the political donations account was opened, specifying the transactions that took place in relation to the account during the period beginning on the date of opening the account and ending on polling day.

Four candidates sent neither a Donation Statement nor a Certificate of Monetary Donations while one candidate who had submitted a Donation Statement did not submit a Certificate. Section 25 of the Electoral Act 1997 as amended provides that it is an offence to fail to furnish a Donation Statement and Statutory Declaration and, where required, a Certificate of Monetary Donations and Statutory Declaration and accompanying statement from a financial institution, within 56 days of polling day.

The successful candidates, if required to open a political donations account, must furnish a Certificate of Monetary Donations and statement from the financial institution in which the account is held, with their annual Donation Statement.

The Electoral Act provides that the Certificates of Monetary Donations, the accompanying Statutory Declarations and the statements from financial institutions are *not* laid before the Houses of the Oireachtas and are *not* available for public inspection.

7. Election Expenses

7.1 Spending limits for the European Parliament elections

The spending limits at the European Parliament elections were €230,000, inclusive of VAT, per candidate in each constituency. The Electoral Act provides that a candidate may assign part, or all, of the permitted expenditure to the party's national agent. Spending by the national agent on that candidate may not exceed the amount assigned. The spending limit applies to all expenses incurred and payments made on property, goods or services which are used for election purposes during the "election period". At a European election, the election period starts on the date of the order appointing polling day and ends on polling day itself. The election period for the 2009 European election ran from 29 April to 5 June 2009.

7.2 Definition of election expenses

The Electoral Act defines election expenses and the Standards Commission's Guidelines further clarify the term. The Electoral Act also defines what are not considered to be election expenses.

7.3 The Kelly case in relation to election expenses where the costs were met out of public funds.

Arising from the judgement in *Kelly v. Minister for the Environment and Ors.* (2002) 4 I.R. 191, where property, services or facilities are used for electoral purposes during the election period and the costs are met out of public funds, such costs must be accounted for as an election expense. As with any other election expense, the use of facilities paid for out of public funds must be authorised by a candidate's election agent. It was a matter for the relevant agent and the candidate, in consultation with the provider of the facilities, to determine the value of the use of such facilities for electoral purposes during the election period and to account for this in the Election Expenses Statement.

7.4 Issue and receipt of Election Expenses Statement forms

The Election Expenses Statement must be provided to the Standards Commission within 56 days after polling day, (i.e., by 31 July 2009 in this instance).

Failure to furnish an Election Expenses Statement and Statutory Declaration within 56 days of polling day is an offence under the Electoral Act. Two candidates failed to furnish Election Expenses Statements and Statutory Declarations.

7.5 Consideration of Election Agents' and National Agents' Election Expenses Statements

The Standards Commission considered the Election Expenses Statements furnished by candidates' election agents and the national agents of political parties. Where, following consideration of an Election Expenses Statement, the Standards Commission considers that there may be a minor error or omission, it may notify the person who furnished the statement of the error or omission and afford him/her 14 days to rectify the error or make good the omission. Of the 42 Election Expenses Statements received, a number had to be returned for amendment and were subsequently returned to the Standards Commission.

Total expenditure disclosed in the European Parliament elections amounted to €3,772,176.46 *For details of the expenses incurred by election agents and national agents at the elections see Appendices III and IV.*

7.6 Overspending

In considering the Election Expenses Statements furnished to it, the Standards Commission found no evidence of any election agent or national agent having overspent at the election.

8. Reimbursement of election expenses

The Electoral Act provides for the reimbursement of election expenses to qualified candidates. In order to qualify, candidates at a European Parliament election must either

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- (i) have been elected, or
- (ii) if not elected, have exceeded, at any stage of the counting of votes at the election, one quarter of the quota in the constituency.

A total of 26 candidates at the elections qualified for a reimbursement of their election expenses. The maximum amount which may be reimbursed to a qualified candidate is the lesser of €38,092.14 or the actual expenses incurred by/on behalf of the candidate.

The Standards Commission must certify to the Minister for Finance that a candidate is eligible for a reimbursement of his/her election expenses and that an Election Expenses Statement, completed in accordance with the provisions of the Act and the Guidelines published by the Standards Commission, has been furnished to the Standards Commission in relation to the candidate. The Standards Commission is also required to notify the Minister for Finance of the expenditure incurred by each candidate and of the reimbursement due in each case.

Qualified candidates apply to the Standards Commission for a reimbursement of their election expenses. It is the practice of the Standards Commission not to issue an

application form to a qualified candidate until such time as all matters relating to the completion of his/her other statutory returns have been finalised. Reimbursement applications have been issued to all 26 qualified candidates.

The names of the qualified candidates and the amount of the reimbursement due in each case are given in Appendix V.

9. Publication of Donation Statements and Election Expenses Statements furnished to the Standards Commission

The Electoral Act requires that a copy of each Donation Statement and Election Expenses Statement received by the Standards Commission in relation to the elections must be laid before each House of the Oireachtas.

In addition, the Donation Statements and Election Expenses Statements received by the Standards Commission, together with any relevant invoices, receipts or vouchers, are being made available for public inspection and copying at the offices of the Standards Commission. A copy of this report and accompanying Press Release, together with a summary of the donations received and election expenses incurred, are on www.sipo.gov.ie.

Appendix I - Details of candidates, election agents and national agents

Dublin

Candidate	Election Agent	National Agent
Byrne, Eibhlín, Ms 1 Kincora Road Clontarf Dublin 3	Mr. Ken Byrne 1 Kincora Road Clontarf Dublin 3	Mr. Seán Dorgan Fianna Fáil Headquarters 65-66 Lower Mount Street Dublin 2
deBúrca, Déirdre, Senator, 11 Highland Grove The Park Cabinteely Co. Dublin	Mr. John Reid 2 Ardenza Park Seapoint Avenue Blackrock Co. Dublin	Mr. Phil Kearney Green Party Headquarters 16/17 Suffolk Street Dublin 2
deRossa, Proinsias, Mr. 14th Floor Liberty Hall Dublin	Ms. Rosheen Callender 6 Beaumont Gardens Blackrock Co. Dublin	Ms. Ita McAuliffe A/Deputy General Secretary The Labour Party 17 Ely Place Dublin 2
Higgins, Joe, Mr. 155 Briarwood Close Dublin 15	Mr. Kevin McLoughlin 30 Ashford Street Dublin 7	Mr. Michael Murphy Socialist Party 21 Elmwood Drive Swords Co. Dublin
McDonald, Mary Lou, Ms. 23 Ashington Heath Navan Road Dublin 7	Mr. Ross Carmody 44 Parnell Square Dublin 1	Ms. Treasa Quinn Finance Manager Sinn Féin 58 Parnell Square Dublin 1
McKenna, Patricia, Ms. 11 Iona Road Glasnevin Dublin 9	Ms. Patricia McKenna 11 Iona Road Glasnevin Dublin 9	N/A
Mitchell, Gay, Mr. 192 Upper Rathmines Road Dublin 6	Mr. John Mitchell 51 Upper Mount Street Dublin 2.	Mr. Tom Curran Fine Gael Headquarters 51 Upper Mount Street Dublin 2.
Ryan, Eoin, Mr. 8 Ailesbury Park Ballsbridge Dublin 9	Mr. Aidan Eames 2 Malthouse Square Bow Street Smithfield Dublin 7	Mr. Seán Dorgan Fianna Fáil Headquarters 65-66 Lower Mount Street Dublin 2
Simons, Caroline, Ms. Denshaw House 121 Baggot Street Dublin 2	Mr. John Carlin Unit 7 Nutmeg Office Park Dublin 14	Mr. Seán Ganley Libertas Moyne Park Tuam Co. Galway
Sweeney, Emmanuel J., Mr. 23 Ormond Road Ranelagh Dublin 6	Mr. Emmanuel J. Sweeney 23 Ormond Road Ranelagh Dublin 6	N/A

East

Candidate	Election Agent	National Agent
Aylward, Liam, Mr. Aghaviller Hugginstown Co. Kilkenny	Mr. Maurice Aylward Shanbough via New Ross Co. Wexford	Mr. Seán Dorgan Fianna Fáil Headquarters 65-66 Lower Mount Street Dublin 2
Byrne, Thomas, Mr. 42 The Boulevard Grange Rath Colpe Co. Meath	Candidate	Mr. Seán Dorgan Fianna Fáil Headquarters 65-66 Lower Mount Street Dublin 2
Childers, Nessa, Ms. 2 Belton House Castle Street Bray Co. Wicklow	Mr. Michael Coghlan 11 - 13 Sundrive Road Kimmage Dublin 12	Ms. Ita McAuliffe A/Deputy General Secretary The Labour Party 17 Ely Place Dublin 2
Funchion, Kathleen, Ms. 28 Whites Castle Knocktopher Co. Kilkenny	Mr. Phil Funchion Lower Bridge Street Callan Co. Kilkenny	Ms. Treasa Quinn Finance Manager Sinn Féin 58 Parnell Square Dublin 1
Garvey, Paddy, Mr. Crook Road Mornington Co. Meath	Candidate	N/A
Grealy, Micheál, Mr Belderrig Ballina Co. Mayo	Candidate	N/A
McGuinness, Mairéad, Ms Mentrim Drumconrath Navan Co. Meath	Mr. Jim Greene Carlanstown Kells Co. Meath	Mr. Tom Curran Fine Gael Headquarters 51 Upper Mount Street Dublin 2.
O'Malley, Raymond, Mr Purcellstown House Ardee Co. Louth	Mr. John McGuirk Denshaw House Lower Baggot Street Dublin 2	Mr. Seán Ganley Libertas Moyne Park Tuam Co. Galway
Phelan, John Paul, Senator Smithstown Tullagher Mullinavat Co. Kilkenny	Mr. Pat Ryan 59 The Fairways Ferrybank via Waterford Co. Kilkenny	Mr. Tom Curran Fine Gael Headquarters 51 Upper Mount Street Dublin 2.
Sharkey, Tomás, Mr. Allardstown Knockbridge Co. Louth	Mr. Arthur Morgan Ardaghy Omeath Co. Louth	Ms. Treasa Quinn Finance Manager Sinn Féin 58 Parnell Square Dublin 1
Tallon, Jim, Mr. Glasnost Emoclew Road Arklow Co. Wicklow	Candidate	N/A

North West

Candidate	Election Agent	National Agent
Gallagher, Pat the Cope, Deputy Dungloe Co. Donegal	Mr. Hugh J. Campbell Pier House Burtonport Co. Donegal	Mr. Seán Dorgan Fianna Fáil Headquarters 65-66 Lower Mount Street Dublin 2
Ganley, Declan, Mr, Moynes Park Tuam Co. Galway	Mr. Seán Ganley Lisheen Boyouanagh Williamstown Co. Galway	Mr. Seán Ganley Libertas Moynes Park Tuam Co. Galway
Harkin, Marian, Ms 90 Kevinsfort Heath Strandhill Road Sligo	Mr Michael Gilmartin Ballintogher Co Sligo	N/A
Higgins, Jim, Mr. Cloonturk Kilkelly Co. Mayo	Mr. Paddy Power 8 Upper George's Street Wexford	Mr. Tom Curran Fine Gael Headquarters 51 Upper Mount Street Dublin 2.
Higgins, John Francis, Mr. Drummartin Tourlestrane Co. Sligo	Candidate	N/A
King, Thomas, Mr. Kiltullagh Oranmore Co. Galway	Candidate	N/A
MacLochlainn, Pádraig, Mr. Inishowen Sinn Féin Office Westend Buncrana Co. Donegal	Mr. Christopher Mac Manus 5 Mountain View Maugheraboy Sligo	Ms. Treasa Quinn Finance Manager Sinn Féin 58 Parnell Square Dublin 1
McCullagh, Noel Michael, Mr. Mountpleasant Ballinasloe Co. Galway	Ms. Eileen Egan Birchgrove Creagh Ballinasloe Co. Roscommon	N/A
McNamara, Michael, Mr. Tubbernaught Scariff Co. Clare	Candidate	N/A
Mooney, Paschal, Mr. Carrick Road Drumshambo Co. Leitrim	Mr. Denis Gallagher Pheasant Hill Castlebar Co. Mayo	Mr. Seán Dorgan Fianna Fáil Headquarters 65-66 Lower Mount Street Dublin 2
O'Keeffe, Susan, Ms. Kinnagrelly House Collooney Co. Sligo	Mr. Michael P. Coughlan 3 Argyle Road Ballsbridge Dublin 4	Ms. Ita McAuliffe A/Deputy General Secretary The Labour Party 17 Ely Place Dublin 2
Ó'Luain, Fiachra, Mr. 1 Abbott's Wood Carndonagh Co. Donegal	Dr. Edward Horgan Newton Castletroy Co. Limerick	N/A
O'Reilly, Joe, Mr. 2 The Willows Chapel Road Baillieborough Co. Cavan	Mr. Frank Corbally Lissaturin Kingscourt Co. Cavan	Mr. Tom Curran Fine Gael Headquarters 51 Upper Mount Street Dublin 2.

South

Candidate	Election Agent	National Agent
Boyle, Dan, Mr. 45 Capwell Avenue Cork City	Mr. Pat Barrett 1 The Paddocks Douglas Cork City	Mr. Phil Kearney Green Party Headquarters 16/17 Suffolk Street Dublin 2
Burke, Colm, Mr, 36 Farranlea Grove Model Farm Road Cork City	Mr. Dominic Timpson 25 Tracton Place Montenotte Cork City	Mr. Tom Curran Fine Gael Headquarters 51 Upper Mount Street Dublin 2.
Crowley, Brian, Mr., Maryborough Lodge Maryborough Hill Douglas Cork	Mr. Niall Crowley Dunmanway Road Bandon Co. Cork	Mr. Seán Dorgan Fianna Fáil Headquarters 65-66 Lower Mount Street Dublin 2
Ferris, Toiréasa, Ms. Barrow Ardfert Co. Kerry	Mr. DJ O'Driscoll 1 Upper Convent Hill Bandon Co. Cork	Ms. Treasa Quinn Finance Manager Sinn Féin 58 Parnell Square Dublin 1
Kelly, Alan, Senator 76 Silver Street Nenagh Co. Tipperary	Mr. Liam Gleeson 19 Old Road Silvermines Nenagh Co. Tipperary	Ms. Ita McAuliffe A/Deputy General Secretary The Labour Party 17 Ely Place Dublin 2
Kelly, Seán, Mr. Gort Roe Killarney Co. Kerry	Mr. Conor McNiece 5 Ashgrove Woodlawn Killarney Co. Kerry	Mr. Tom Curran Fine Gael Headquarters 51 Upper Mount Street Dublin 2.
O'Keeffe TD, Ned, Mr. Ballylough Mitchelstown Co. Cork	Mr. Ciaran O'Keeffe 21 Glenado Heights Fermoy Co. Cork	Mr. Seán Dorgan Fianna Fáil Headquarters 65-66 Lower Mount Street Dublin 2
Sexton, Maurice, Mr. 24 Parklane Denny Street Tralee Co. Kerry	Candidate	N/A
Sinnott, Kathy, Ms. St. Joseph Ballinabearna Ballinhassig Co. Cork	Mr. Pdraig O'Feintheadha St. Joseph Ballinabearna Ballinhassig Co. Cork	N/A
Stafford, Alexander, Dr. Rockstown House Fedamore Co. Limerick	Ms. Louise Murphy 11 The Meadow Murroe Co. Limerick	N/A

Appendix II - Donations disclosed by unsuccessful candidates

Dublin

Name	Value of donation	Nature of Donation	Name & Address of Donor
Byrne, Eibhlín	€200	Cheque	Mary White, Seanad Eireann, Leinster House
	€250	Cheque	Thomas Loomes, 1 Coolock Village, Dublin 5
	€400	Cash	Rory Scanlon, 20 Seafield Road, Clontarf, Dublin 3
	€1,013.31	Use of vehicles	Paul Plunkett, Camps Bay, Dublin Rd., Dublin 13
	€1,760	Provision of posters	Michael & Elizabeth Dineen, 51 St Brendan's Ave Dublin 5
	€2,155.40	Use of vehicles	Ace Autobody Ltd., Convent Lane, Richmond Road, D3
deBúrca, Déirdre	Nil		
McDonald, Mary Lou	Nil		
McKenna, Patricia	Nil		
Ryan, Eoin	€2,000	Bank transfer	Adams Solicitors, 9 Exchange Place, IFSC, Dublin 1
	€750	Cheque	Campbell & Assoc., Solicitors, 69/71 St Stephen's Grn., D2
	€1,500	Cheque	BCK Accountants, 28/30 Lr Mount St., D2
	€1,500	Cheque	Frank Ennis, 63 Rock Road, Blackrock, Co Dublin
	€1,500	Cheque	Niall Fortune, Eddie Rockets Ltd., 7 St Annes St., D2
	€1,200	Cheque	David Guenane Permanent TSB, 56/59 St Stephens Gn D2
	€1,500	Cheque	John Kavanagh, New You, 63 Lr Baggot St., D2
	€1,350	Cheque	Brendan Lynch, Fairhill House Hotel, Clonbur, Co Galway
	€750	Cheque	Seamus O'Rinn, 4 Churchill Tce., Ballsbridge, D4
	€750	Cheque	Ciaran O'Loughlin, Law Library, D7
	€1,500	Cheque	Rangar Arulchelvan & Eimer Wright, Russel Court Hotel, Harcourt Street, D2
	€1,500	Cheque	Tom Roche, 68 Lower Baggot Street, Dublin 2
	€1,500	Cheque	Mervyn Smith, First Call, Ireland
	€1,500	Cheque	SIMS Clinic, Rosemount Hall, Dundrum Road, Dublin 14
	€1,000	Cheque	Mark Kavanagh, 14 Wellington Road, Dublin 4
€2,500	Cheque	Royal Sun Alliance, Dundrum, Co Dublin	
Simons, Caroline	€2,539.48	Cheque	M C Simons, 82 Eglinton Road, D4
	€1,500	Cheque	Catherine P Mc Donald, 36 St Annes, Ailesbury Rd., D4
	€2,500	Cheque	Gaynor & Co., 35 Baggot St. Lr, D2
	€1,000	Cheque	Fiona Loxley, 228 Crodaun Forest Park, Celbridge, Co Kildare
	€2,000	Cheque	JM&R Sheehan, The Hermitage, Cross Ave., Blackrock, Co Dublin
	€1,000	Cheque	John & Maureen Corrigan, Ballynare, Kilcloon, Co Meath
	€2,500	Cheque	The Irish Chocolate Company Ltd., Clonsaugh Business Park, Dublin 17
	€2,539.48	Cheque	Maeve Kellegher, Herbert Park, Dublin 4
	€1,000	Cheque	Catherine White, 2 Belmont Villas, Dublin 4
	€1,000	Cheque	Aileen McCarthy, 33 Wyattville Close, Ballybrack, Co Dublin

	€1,000	Cheque	Responsible Society, 6 Stoneview Place, Dunlaoighre, Co Dublin
	€2,000	Cash	Mary McCarthy, Annadale, Falls Road, Shankill, Co Dublin
	€1,000	Bank Transfer	Edward Simons, 19 Mather Rd Nth., Mount Merrion, Co Dublin
	€2,500	Bank Transfer	Deneige Butler, 7 Maple Rd., Clonskeagh, Dublin 14
	€2,500	Bank Transfer	Phoebe Butler, 7 Maple Rd., Clonskeagh, Dublin 14
	€2,500	Bank Transfer	Abigail Butler, 7 Maple Rd., Clonskeagh, Dublin 14
	€2,500	Bank Transfer	Benjamin Butler, 7 Maple Rd., Clonskeagh, Dublin 14
	€1,000	Cash	Jennifer Nolan, 11 Glenn Ribh, Lusk, Co Dublin
Sweeney, Emmanuel J.	€2,500	Cash	Dymphne Sweeney, 89 Walkinstown Ave., Dublin 12
	€2,500	Cash	Elizabeth Sweeney, 245 Kingsbory, Maynooth, Co Kildare

East

Name	Value of donation	Nature of Donation	Name & Address of Donor
Byrne, Thomas	Nil		
Funchion, Kathleen	Nil		
Garvey, Paddy	Nil		
Grealy, Michéal	Nil		
O'Malley, Raymond	DS Outstanding		
Phelan, John Paul	€750	Cheque	Lesterlin, Tullaghan, Co Kilkenny
Sharkey, Tomás	Nil		
Tallon, Jim	DS Outstanding		

South

Name	Value of donation	Nature of Donation	Name & Address of Donor
Boyle, Dan	€1,500	Cheque	Ken Walsh, Thorndale, Montenotte, Cork
	€1,000	Cheque	Andrew Dillon, Isabelle Sutton, Coolmoreen, Innishannon, Co Cork
Burke, Colm	€2,163.66	Use of vehicle	P Cafferkey, Mallow Rd Motors Cork Ltd., Kilnap, Mallow Rd., Cork
	€1,000	Use of vehicles	Mary Mc Caffrey, Colliswood, Oak Park Rd., Tralee, Co Kerry
Ferris, Toiréasa	Nil		
O'Keeffe, Ned	€1,000	Cheque	Murnane & O'Shea Ltd., Lahadane, Bantry, Co Cork
	€1,000	Cheque	PIC Ireland, Orchardstown, Lisronagh, Clonmel, Co Tipperary
Sexton, Maurice	Nil		
Sinnott, Kathy	€1,000	Cash	Brigid Sinnott, 6 Greenhills Rd, Wicklow Town, Co Wicklow
	€2,500	Cash	Declan Sinnott, Aoir Neamh, Ballymount South, Bandon, Co Cork
Stafford, Alexander	Nil		

North West

Name	Value of donation	Nature of Donation	Name & Address of Donor
Ganley, Declan	Nil		
Higgins, John Francis	DS Outstanding		
King, Thomas	DS Outstanding		
MacLochlainn, Pádraig	Nil		
McCullagh, Noel Michael	Nil		
McNamara, Michael	Nil		
Mooney, Paschal	€1,430.10	Use of vehicle	Lunney's garage Ltd., Carrick on Shannon, Co Leitrim
	€1,430.10	Use of vehicle	McCormick's Garage Ltd., Drumshambo, Co Leitrim
	€750	Use of office	Joe Dolan, The Bush Hotel, Carrick on Shannon, Co Leitrim
	€2,000	Cheque	Joe Sorohan, Gortlettragh, Co Leitrim
	€2,500	Cheque	Margaret Forde, Ennis, Co Clare
O'Keefe, Susan	€750	Cash	Eileen Ryan, 26 Orpen Close, Stillorgan Grove, Co Dublin
Ó Luain, Fiachra	Nil		
O'Reilly, Joe	Nil		

Appendix III - Expenditure on individual candidates at the European Elections 2009

The following should be noted:

- The expenditure limit applying to candidates at the elections was:
€230,000

As well as other expenditure, the limit took account of the commercial price of property, goods or services, received free or below cost, which were used at the election.
- A candidate of a political party was entitled to assign to the party any portion, up to 100%, of his / her expenditure limit. If an assignment was made, the amount available for expenditure by the election agent of the candidate concerned was reduced accordingly.
- The amount in column 3 represents expenditure accounted for by the national agent of the candidate's political party in relation to that candidate. All spending by the national agent at the elections was deemed to be spending on the candidate(s) concerned.
- The amount in column 5 represents expenditure on the candidate which was met out of public funds (e.g. use of Oireachtas facilities, etc.). This amount is included in the total in column 4.

Dublin Expenditure on candidates

1	2	3	4	5
Candidate details	Expenses accounted for by the candidate's election agent	Expenses accounted for by the national agent of the candidate's political party	Total expenses	Amount of total expenses met from public funds
	€	€	€	€
Byrne, Eibhlín, Ms	5,237.51	147,816.51	153,054.02	Nil
deBúrca, Déirdre, Senator,	118,801.85	34,188.10	152,989.95	Nil
deRossa, Proinsias, Mr.	118,089.77	14,875.00	132,964.77	Nil
Higgins, Joe, Mr.	35,813.98	4,033.59	39,847.57	Nil
McDonald, Mary Lou, Ms.	154,288.84	6,033.02	160,321.86	Nil
McKenna, Patricia, Ms.	29,557.13	N/A	29,557.13	Nil
Mitchell, Gay, Mr.	160,225.24	Nil	160,225.24	Nil
Ryan, Eoin, Mr.	106,713.18	107,776.77	214,489.95	Nil
Simons, Caroline, Ms.	135,195.42	Nil	135,195.42	Nil
Sweeney, Emmanuel J., Mr.	7,753.51	N/A	7,753.51	Nil
TOTAL	871,676.43	314,722.99	1,186,399.42	Nil

East
Expenditure on candidates

1	2	3	4	5
Candidate details	Expenses accounted for by the candidate's election agent €	Expenses accounted for by the national agent of the candidate's political party €	Total expenses €	Amount of total expenses met from public funds €
Aylward, Liam, Mr,	22,821.44	86,195.74	109,017.18	Nil
Byrne, Thomas, Mr.	5,608.69	73,769.35	79,378.04	Nil
Childers, Nessa, Ms.	122,937.08	16,778.71	139,715.79	Nil
Funchion, Kathleen, Ms.	43,655.52	1,372.10	45,027.62	Nil
Garvey, Paddy, Mr.	82.00	N/A	82.00	Nil
Grealy, Micheál, Mr	5,374.19	N/A	5,374.19	Nil
McGuinness, Mairéad, Ms	80,218.95	Nil	80,218.95	Nil
O'Malley, Raymond, Mr	123,800.62	36,233.73	160,034.35	Nil
Phelan, John Paul, Senator	38,551.99	135,359.98	173,911.97	Nil
Sharkey, Tomás, Mr.	17,663.50	1,122.02	18,785.52	Nil
Tallon, Jim, Mr.*		N/A		
TOTAL	460,713.98	350,831.63	811,545.61	Nil

* Return not received.

**North West
Expenditure on candidates**

1	2	3	4	5
Candidate details	Expenses accounted for by the candidate's election agent €	Expenses accounted for by the national agent of the candidate's political party €	Total expenses €	Amount of total expenses met from public funds €
Gallagher, Pat the Cope, Deputy	25,475.26	85,411.58	110,886.84	1,168.75
Ganley, Declan, Mr,	195,154.40	Nil	195,154.40	Nil
Harkin, Marian, Ms	56,625.73	N/A	56,625.73	1,226.60
Higgins, Jim, Mr.	15,318.54	38,736.29	54,054.83	Nil
Higgins, John Francis, Mr.*		N/A		
King, Thomas, Mr.	Nil	N/A	Nil	Nil
MacLochlainn, Pádraig, Mr.	81,862.65	1,324.54	83,187.19	Nil
McCullagh, Noel Michael, Mr.	Nil	N/A	Nil	Nil
McNamara, Michael, Mr.	9,320.50	N/A	9,320.50	Nil
Mooney, Paschal, Mr.	29,447.14	99,013.56	128,460.70	Nil
O'Keeffe, Susan, Ms.	49,438.29	1,268.34	50,706.63	Nil
Ó'Luain, Fiachra, Mr.	625.41	N/A	625.41	Nil
O'Reilly, Joe, Mr.	1,080	85,770.90	86,850.90	1,080
TOTAL	464,347.92	311,525.21	775,873.13	3,475.35

* Return not received.

**South
Expenditure on candidates**

1	2	3	4	5
Candidate details	Expenses accounted for by the candidate's election agent €	Expenses accounted for by the national agent of the candidate's political party €	Total expenses €	Amount of total expenses met from public funds €
Boyle, Dan Mr	27,133.77	17,895.90	45,029.67	100.00
Burke, Colm Mr	192,386.07	6,548.85	198,934.92	Nil
Crowley, Brian Mr	110,286.24	37,270.79	147,557.03	Nil
Ferris, Toiréasa Ms	55,388.83	1,324.54	56,713.37	Nil
Kelly, Alan Senator	52,056.51	69,903.79	121,960.30	Nil
Kelly, Sean Mr	1,944.00	129,263.94	131,207.94	Nil
O'Keeffe, Ned Deputy	2,569.25	39,477.40	42,046.65	825.00
Sexton, Maurice Mr	1,842.05	N/A	1,842.05	Nil
Sinnott, Kathy Ms	78,146.32	N/A	78,146.32	29,300.83
Stafford, Alexander Dr	174,920.05	N/A	174,920.05	Nil
TOTAL	696,673.09	301,685.21	998,358.30	30,225.83

Appendix IV

Breakdown by category of expenditure by candidate accounted for by election agents and national agents

The definition of what constitutes election expenditure is provided in the schedule to the Act under the following headings -

- Advertising
- Publicity
- Election Posters
- Other Election Material
- Office and Stationery
- Transport and Travel
- Market Research
- Campaign Workers.

The Election Expenses Statement forms issued by the Standards Commission to election agents and national agents were designed to ensure that details of election expenditure would be provided under the above headings.

Below is a summary of the information provided by election agents and national agents in their Election Expenses Statements. Table 1 shows a breakdown of expenditure in Dublin under the above headings. Table 2 shows a similar breakdown for Ireland East, table 3 shows Ireland North West and table 4 shows Ireland South. In each case, expenditure opposite the candidate's name represents expenditure incurred by the candidate's election agent.

Table 1 - Dublin

Candidate	Advertising	Publicity	Posters	Other Election Material	Office & Stationery	Transport & Travel	Market Research	Campaign Workers	Total
	€	€	€	€	€	€	€	€	€
Byrne, Eibhlín			1,760.00	45.93	262.87	3,168.71			5,237.51
National Agent	99,356.54	5,967.81	22,215.83	18,788.31	691.94	644.20	151.88		147,816.51
Total	99,356.54	5,967.81	23,975.83	18,834.24	954.81	3,812.91	151.88		153,054.02
deBúrca, Déirdre	24,985.60	228.00	11,461.30	79,740.85	500.25	1,610.93		274.92	118,801.85
National Agent	4,327.30		29,860.80						34,188.10
Total	29,312.90	228.00	41,322.10	79,740.85	500.25	1,610.93		274.92	152,989.95
deRossa, Proinsias	48,623.78	6,665.27	43,838.78	16,759.68	879.95	250.68	1,071.63		118,089.77
National Agent				14,875.00					14,875.00
Total	48,623.78	6,665.27	43,838.78	31,634.68	879.95	250.68	1,071.63		132,964.77
Higgins, Joe	4,096.33	3,025.00	8,219.21	14,695.48	78.99	5,698.97			35,813.98
National Agent		425.63	165.85	3,442.11					4,033.59
Total	4,096.33	3,450.63	8,385.06	18,137.59	78.99	5,698.97			39,847.57
McDonald, Mary Lou	84,252.66	409.36	32,140.72	29,140.40	7,695.70	650.00			154,288.84
National Agent			554.46	1,093.50		4,385.06			6,033.02
Total	84,252.66	409.36	32,695.18	30,233.90	7,695.70	5,035.06			160,321.86
McKenna, Patricia	73.10	673.90	13,947.18	9,671.60	2,913.97	246.37		2,031.01	29,557.13
National Agent									
Total	73.10	673.90	13,947.18	9,671.60	2,913.97	246.37		2,031.01	29,557.13
Mitchell, Gay	68,481.39	1,386.32	33,649.63	54,791.91		1,915.99			160,225.24
National Agent									
Total	68,481.39	1,386.32	33,649.63	54,791.91		1,915.99			160,225.24
Ryan, Eoin	67,111.18		13,839.00	22,012.00	3,751.00				106,713.18
National Agent	71,141.43	10,037.01	15,485.64	10,960.81			151.88		107,776.77
Total	138,252.61	10,037.01	29,324.64	32,972.81	3,751.00		151.88		214,489.95
Simons, Caroline	57,719.70	39,723.90	37,581.47		59.35	111.00			135,195.42
National agent									
Total	57,719.70	39,723.90	37,581.47		59.35	111.00			135,195.42
Sweeney, Emmanuel J	150.00	837.25	1,184.63	4,510.00	300.00	771.63			7,753.51
National agent									
Total	150.00	837.25	1,184.63	4,510.00	300.00	771.63			7,753.51

Table 3 - Ireland North West

Candidate	Advertising	Publicity	Posters	Other Election Material	Office & Stationery	Transport & Travel	Market Research	Campaign Workers	Total
	€	€	€	€	€	€	€	€	€
Gallagher, Pat the Cope	1,493.45	169.00	8,043.73	7,299.64	2,087.43	5,988.31		393.70	25,475.26
National Agent	37,979.44	3,544.37	25,954.59	12,678.30			5,254.88		85,411.58
Total	39,472.89	3,713.37	33,998.32	19,977.94	2,087.43	5,988.31	5,254.88	393.70	110,886.84
Ganley, Declan	43,844.09	9,967.81	44,638.29	73,565.06	4,257.93	6,873.94		12,007.28	195,154.40
National Agent									
Total	43,844.09	9,967.81	44,638.29	73,565.06	4,257.93	6,873.94		12,007.28	195,154.40
Harkin, Marian	15,259.54		18,668.74	18,214.58	1,907.85	2,575.02			56,625.73
National Agent									
Total	15,259.54		18,668.74	18,214.58	1,907.85	2,575.02			56,625.73
Higgins, Jim	546.75	1,658.00	8,860.61	297.68	1,017.46	1,362.04		1,576.00	15,318.54
National Agent	13,840.55		17,499.71	4,013.89		3,382.14			38,736.29
Total	14,387.30	1,658.00	26,360.32	4,311.57	1,017.46	4,744.18		1,576.00	54,054.83
Higgins, John Francis									
National Agent									
Total									
King, Thomas									
National Agent									
Total									0.00
MacLochlainn, Pádraig	27,290.93	724.77	31,780.51	19,600.96	883.54	1,338.85		243.09	81,862.65
National Agent			554.46			770.08			1,324.54
Total	27,290.93	724.77	32,334.97	19,600.96	883.54	2,108.93		243.09	83,187.19
McCullagh, Noel Michael									
National Agent									
Total									0.00
McNamara, Michael	781.00			8,199.50	180.00	160.00			9,320.50
National Agent									
Total	781.00			8,199.50	180.00	160.00			9,320.50
Mooney, Paschal	21,006.43	408.00	46.10	3,446.86	1,522.25	2,417.50		600.00	29,447.14
National Agent	37,979.45	3,777.21	38,844.88	13,157.14			5,254.88		99,013.56
Total	58,985.88	4,182.21	38,890.98	16,604.00	1,522.25	2,417.50	5,254.88	600.00	128,460.70
O'Keeffe, Susan	3,572.48	332.80	36,830.92	5,810.96	2,348.19	300.00		242.94	49,438.29
National agent		120.00	120.00	120.00	120.00	428.34	120.00	240.00	1,268.34
Total	3,572.48	452.80	36,950.92	5,930.96	2,468.19	728.34	120.00	482.94	50,706.63
O'Luain, Fiachra					183.23	442.18			625.41
National agent									
Total					183.23	442.18			625.41
O'Reilly, Joe					1,080.00				1,080.00
National agent	15,993.85	4,080.38	19,548.45	9,839.24		11,478.98		24,830.00	85,770.90
Total	15,993.85	4,080.38	19,548.45	9,839.24	1,080.00	11,478.98		24,830.00	86,850.90

Table 4 - Ireland South

Candidate	Advertising	Publicity	Posters	Other Election Material	Office & Stationery	Transport & Travel	Market Research	Campaign Workers	Total
	€	€	€	€	€	€	€	€	€
Boyle, Dan	5,742.46		8,890.50	10,913.31		1,587.50			27,133.77
National Agent	4,327.30		13,568.60						17,895.90
Total	10,069.76		22,459.10	10,913.31		1,587.50			45,029.67
Burke, Colm	47,395.46	8,958.20	44,370.65	60,692.30	5,470.88	21,999.58		3,499.00	192,386.07
National Agent				6,548.85					6,548.85
Total	47,395.46	8,958.20	44,370.65	67,241.15	5,470.88	21,999.58		3,499.00	198,934.92
Crowley, Brian	16,262.31		62,176.02	15,006.48	5,931.43	300.00		10,610.00	110,286.24
National Agent	8,361.09	3,767.02	15,843.16	9,147.64			151.88		37,270.79
Total	24,623.40	3,767.02	78,019.18	24,154.12	5,931.43	300.00	151.88	10,610.00	147,557.03
Ferris, Toiréasa	9,271.67	870.33	30,210.03	12,737.05	19.75	2,280.00			55,388.83
National Agent			554.46			770.08			1,324.54
Total	9,271.67	870.33	30,764.49	12,737.05	19.75	3,050.08			56,713.37
Kelly, Alan	564.59	2,531.77	37,037.94	11,513.86	150.00	120.00		138.35	52,056.51
National Agent	29,658.19		23,350.08	16,895.52					69,903.79
Total	30,222.78	2,531.77	60,388.02	28,409.38	150.00	120.00		138.35	121,960.30
Kelly, Seán	522.45			1,421.55					1,944.00
National Agent	46,361.80	18,203.03	42,967.07	13,440.60	4,801.06	3,490.38			129,263.94
Total	46,884.25	18,203.03	42,967.07	14,862.15	4,801.06	3,490.38			131,207.94
O'Keeffe TD, Ned	833.00			911.25	825.00				2,569.25
National Agent	8,361.09	3,040.62	16,772.63	11,151.18			151.88		39,477.40
Total	9,194.09	3,040.62	16,772.63	12,062.43	825.00		151.88		42,046.65
Sexton, Maurice			1,592.05		125.00	125.00			1,842.05
National Agent									
Total			1,592.05		125.00	125.00			1,842.05
Sinnott, Kathy	522.45	1,239.25	22,100.87	23,947.72	5,747.65	540.05		24,048.23	78,146.32
National Agent									
Total	522.45	1,239.25	22,100.87	23,947.72	5,747.65	540.05		24,048.23	78,146.32
Stafford, Alexander	65,164.61	12,824.25	25,528.47	25,336.10	7,781.97	15,167.05	1,215.00	21,902.60	174,920.05
National Agent									
Total	65,164.61	12,824.25	25,528.47	25,336.10	7,781.97	15,167.05	1,215.00	21,902.60	174,920.05

Appendix V
Details of candidates who qualified for a reimbursement of their election expenses

Twenty-six candidates qualified for a reimbursement of their election expenses. All bar one of these qualified for the maximum reimbursement of €38,092.14. The total amount due to be reimbursed if all candidates apply is €981,860.63.

Candidate / Political Party	Constituency	Amount of reimbursement €
Eoin Ryan (FF)	Dublin	38,092.14
Gay Mitchell (FG)	Dublin	38,092.14
Patricia McKenna (NP)	Dublin	29,557.13
Mary Lou McDonald (SF)	Dublin	38,092.14
Joe Higgins (Socialist Party)	Dublin	38,092.14
Proinsias De Rossa (Labour)	Dublin	38,092.14
Liam Aylward (FF)	East	38,092.14
Thomas Byrne (FF)	East	38,092.14
John Paul Phelan (FG)	East	38,092.14
Mairead McGuinness (FG)	East	38,092.14
Nessa Childers (Labour)	East	38,092.14
Kathleen Funchion (SF)	East	38,092.14
Pat The Cope Gallagher (FF)	North West	38,092.14
Paschal Mooney (FF)	North West	38,092.14
Joe O'Reilly (FG)	North West	38,092.14
Jim Higgins (FG)	North West	38,092.14
Susan O'Keeffe (Labour)	North West	38,092.14
Padraig Mac Lochlainn (SF)	North West	38,092.14
Marian Harkin (NP)	North West	38,092.14
Declan Ganley (Libertas)	North West	38,092.14
Brian Crowley (FF)	South	38,092.14
Colm Burke (FG)	South	38,092.14
Sean Kelly (FG)	South	38,092.14
Alan Kelly (Labour)	South	38,092.14
Toiréasa Ferris (SF)	South	38,092.14
Kathy Sinnott (NP)	South	38,092.14

Appendix VI

Summary of Expenditure by Political parties and their individual candidates at the European elections

Party	Party "National" Spend	Party spend on individual candidates	Candidates' Election Agents' spend	Total Spending	Expenditure by the <u>party</u> which was originally met out of public funds
	€	€	€	€	€
Fianna Fáil	35,097.85	676,731.70	308,158.71	1,019,988.26	Nil
Fine Gael	38,416.46	395,679.96	489,724.79	923,821.21	Nil
Libertas	0.00	36,233.73	454,150.44	490,384.17	Nil
Non - Party	0.00	0.00	364,246.89	364,246.89	Nil
Sinn Féin	25,479.24	11,176.22	352,859.34	389,514.80	Nil
Socialist Party	0.00	4,033.59	35,813.98	39,847.57	Nil
The Green Party	33,180.36	52,084.00	145,935.62	231,199.98	Nil
The Labour Party	87,279.06	102,825.84	342,521.65	532,626.55	Nil
Total	219,452.97	1,278,765.04	2,493,411.42	3,991,629.43	Nil