**Exchequer Funding of Political Parties** 

in 2022

Report to the Ceann Comhairle pursuant to section 4(1) of the Electoral Act 1997



Coimisiún um Chaighdeáin in Oifigí Poiblí Standards in Public Office Commission

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#### Foreword

I am pleased to furnish this report to the Ceann Comhairle in accordance with section 4(1) of the Electoral Act 1997. The report concerns annual statements of expenditure of Exchequer funding and related statutory auditors' reports, in respect of 2022, furnished to the Commission by qualified political parties pursuant to section 20 of the Act.

Janeth Steehan

Garrett Sheehan Chairperson Standards in Public Office Commission December 2023

### **Chapter 1: Introduction**

This report concerns statements of expenditure of Exchequer funding and related statutory auditors' reports (referred to jointly as "the statements"), in respect of 2022, which were furnished to the Standards in Public Office Commission (the Commission) by qualified political parties.

In order to qualify for funding under the Electoral Act 1997 (the Act), a political party must be included in the Register of Political Parties and must have obtained at least 2% of the first preference votes at the last Dáil general election. Based on the results of the general election held on 8 February 2020, seven political parties qualified for Exchequer funding under the Act in 2022: Fianna Fáil, Fine Gael, the Green Party, People Before Profit - Solidarity, Sinn Féin, Social Democrats and the Labour Party.

Each qualified political party is paid annually:

- a) a flat rate amount of €126,974, and
- b) a share of an annual sum which was set in 2001 at €3,809,214 and which has increased in line with general pay increases in the civil service.

The share of the fund payable to a qualified political party is determined by expressing the first preference votes of the qualified party as a percentage of the total first preference votes received by all qualified political parties.

The 2022 fund, including the flat rate amount, stood at €6,083,669.

Details of the payments made to the qualifying political parties in respect of 2022 are shown in Table 1 of the Appendix.

### Chapter 2: Purposes for which Exchequer funding is provided

As provided for in Section 18 of the Act, Exchequer funds received by qualified parties must be applied as provided for by law. This allows for the funding to be used for "the general conduct and management of the party's affairs and the lawful pursuit by it of any of its objectives". Without prejudice to the generality of this provision, the legislation specifies that the funding may be applied to any or all of the following:

- the general administration of the party,
- research, education and training,
- policy formulation,
- the co-ordination of the activities of the branches and members of the party,
- the promotion of participation of women in political activity, and
- the promotion of participation of young people in political activity.

The funding received may not be applied to, or used to recoup, election or referendum expenses. The Commission requires the party's appropriate officer to confirm that none of the funding was used for election or referendum purposes. Each of the seven appropriate officers who submitted returns for 2022 stated that the funding was not used for such purposes.

Apart from prohibitions on the use of the funding in relation to election or referendum expenses, the Act is very general in respect of how the funding may be applied. The Commission has previously commented that the Act does not make any reference to capital or current expenditure, and does not specify whether funding may be used for capital or current spending. There is also no legal provision regarding the timing of expenditure, and whether or not unused amounts should be returned to the Exchequer. The Commission remains of the view that there is a need for greater clarity in these matters.

## Chapter 3: **Furnishing** of statements of expenditure of Exchequer funding and related auditors' reports

The appropriate officer of each qualified party must furnish to the Commission a statement that funding received in respect of the reporting year was applied to some or all of the purposes referred to in section 18. The statement must also indicate the actual matters to which the funding was applied, including the amounts applied to the promotion of participation by women and young persons in political activity. The statement must be audited by a statutory auditor and a copy of the auditor's report must be furnished to the Commission with the statement.

Table 2 of the Appendix shows the breakdown in respect of 2022 of expenditure provided by the parties under the headings set out in section 18 of the Act.

No payment shall be made to a qualified party after 30 April in any year unless and until -

- the party has furnished to the Commission a statement of expenditure of Exchequer funding and related statutory auditors' report, a donation statement and statutory declaration (required under section 24(1)(b) of the Act), and
- (ii) the Commission has furnished a copy of these statements to the Minister for Public Expenditure, National Development Plan Delivery and Reform, and has certified that they are compliant with the relevant provisions of the legislation and guidelines published by the Commission.

The Commission has notified the Department of Public Expenditure, National Development Plan Delivery and Reform that all seven qualified parties submitted their statements of expenditure of Exchequer funding and related statutory auditor's reports for 2022.

As noted in its 2020 and 2021 report on exchequer funding of political parties under the Electoral Act 1997, Renua failed to submit the necessary documents by the statutory deadline for the party's return for 2020. The return remains outstanding at the time of writing. As the party is no longer a qualified party, no further payments are due to it. Accordingly, no further action can be taken against Renua for failure to comply with its obligations or for late compliance.

The Commission is of the view that this situation is unacceptable. Where a party has received public funds and fails to account for the expenditure of those funds as required by the Act, the Act should provide for sanction. The Commission recommends that failure to provide statutory returns of expenditure of public funds should be an offence, subject to prosecution, under both this section of the Act and the Ministerial and Parliamentary Offices Act 1938, which provides for the Parliamentary Activities Allowance.

# Chapter 4: Publication of statements of expenditure of Exchequer funding

The Commission has furnished to the Minister for Public Expenditure, National Development Plan Delivery and Reform a copy of the statements of expenditure of Exchequer funding, and related statutory auditors' reports, received in respect of 2022. The Commission has certified to the Minister that these statements are compliant with guidelines issued by the Commission and with the Act.

The Commission has today laid the statements furnished by qualified political parties before both Houses of the Oireachtas. The documents are available on the Commission's website at <u>www.sipo.ie</u>.

The Commission has also made the statements furnished to it available to the public for inspection and copying at its offices at 6 Earlsfort Terrace, Dublin 2, D02 W773.

### Appendix: Funding and expenditure details

### Table 1 Funding received by qualified political parties in 2022\*

Qualified political parties	Closing Balance 2021	Funding received for 2022	Expenditure in 2022	Closing Balance 2022	
	€	€	€	€	
Fianna Fáil	783,606	1,488,545	1,261,204	1,010,947	
Fine Gael	565,016	1,408,025	1,572,881	400,160	
Green Party	6,311	564,900	571,211	-	
People Before Profit - Solidarity	79,491	288,534	326,984	41,040	
Sinn Féin	1,773,589	1,632,961	1,208,758	2,197,792	
Social Democrats	255,482	305,157	272,362	288,277	
The Labour Party	237,067	395,548	472,627	159,988	
Total	3,700,562	6,083,669	5,686,027	4,098,204	

\*Totals may not match due to rounding.

### Table 2 Expenditure of Exchequer Funding for 2022 disclosed by political parties\*

Qualified political parties	General administration	Research, education & training	Policy formulation	Co- ordination of branches & members	Participation by women	Youth participation	Total
	€	€	€	€	€	€	€
Fianna Fáil	973,951	52,022	30,000	88,861	84,329	32,041	1,261,204
Fine Gael	1,074,950	64,834	-	225,464	126,948	81,135	1,572,881
Green Party	407,041	13,365	-	141,285	4,800	4,720	571,211
People Before Profit - Solidarity	53,089	34,340	-	239,555	-	-	326,984
Sinn Féin	566,212	56,461	56,915	408,179	75,450	45,541	1,208,758
Social Democrats	202,663	-	58,054	11,216	-	429	272,362
The Labour Party	380,532	-	-	-	40,547	51,548	472,627
Total	3,658,438	221,022	144,969	1,114,560	331,624	215,414	5,686,027

\*Totals may not match due to rounding