



General Local Government Election Bylaw No. 1472, 2011

CONSOLIDATED FOR CONVENIENCE ONLY

EFFECTIVE DATE: June 25, 2018

This is a consolidation of the bylaws listed below. The amendment bylaws have been combined with the original bylaw for convenience only.

This consolidation is not a legal document.

Certified copies of the original bylaws should be consulted for interpretation and application of the bylaws on this subject.

<u>AMENDMENT BYLAW</u>	<u>EFFECTIVE DATE</u>
No. 1472.01	June 23, 2014
No. 1472.02	June 25, 2018

THE CORPORATION OF THE DISTRICT OF KENT

BYLAW NO. 1472

“A bylaw to provide for the determination of various procedures for the conduct of local government elections and other voting.”

WHEREAS under the *Local Government Act*, Council may, by bylaw, determine various procedures and requirements to be applied to the conduct of local government elections and other voting;

AND WHEREAS Council wishes to establish voting procedures and requirements under that authority;

NOW THEREFORE, the Council of the District of Kent, in open meeting assembled enacts as follows:

1. CITATION

This Bylaw may be cited for all purposes as “General Local Government Election Bylaw No. 1472, 2011”.

2. MINIMUM NUMBER OF NOMINATORS

Bylaw No.
1472.02

As authorized under Section 86 of the *Local Government Act*, the minimum number of qualified nominators required to make nomination for office as a member of Council shall be two (2).

3. NOMINATION DEPOSITS

Bylaw No.
1472.02

- (a) As authorized under Section 88 of the *Local Government Act*, nominations for Mayor or Councillor must be accompanied by a nomination deposit.
- (b) The amount of nomination deposit required under Section 3(a) of this Bylaw shall be as follows:
 - (i) for the office of Mayor, \$100 and / or
 - (ii) for the office of Councillor, \$100.

4. ACCESS TO NOMINATION DOCUMENTS

Bylaw No.
1472.02

As authorized under Section 89(7) of the *Local Government Act*, public access to nomination documents will be provided by arranging a meeting with the Chief Election Officer or Deputy Chief Election Officer to view the documents during its regular business hours from the time of delivery until thirty (30) days after the declaration of the election results under Section 136 of the *Local Government Act*.

Bylaw No.
1472.02

5. **ADDITIONAL ADVANCE VOTING OPPORTUNITIES**

- (a) As authorized under Section 108 of the *Local Government Act*, the Council authorizes the Chief Election Officer to establish additional advance voting opportunities for each election to be held in advance of general voting day and to designate the voting places, and to establish the date and voting hours for these voting opportunities.

Bylaw No.
1472.02

6. **SPECIAL VOTING OPPORTUNITIES**

- (a) To give electors who may otherwise be unable to vote an opportunity to do so, the Council will provide a special voting opportunities as authorized under Section 109 of the *Local Government Act* for each election and authorizes the Chief Election Officer to establish special voting opportunities for each election and to designate the locations, the date(s) and the voting hours within the limits set out in Section 109 of the *Local Government Act*, for the special voting opportunities.
- (b) Only electors residing at designated locations may vote at the special voting opportunities.
- (c) The following procedures for voting and conducting the voting proceedings apply to the special voting opportunities:
 - (i) All electors of these facilities must provide two (2) pieces of identification and demonstrate residency.
 - (ii) Bedside voting may only occur with the assistance of the elections clerk.
 - (iii) No other party may be present or adjacent to the voter unless approved by the Chief Election Officer or designated election official.
- (d) One candidate representative, agreed to by all candidates, may be present at special voting opportunities.

Bylaw No.
1472.02

7. **ORDER OF NAMES ON BALLOT**

- (a) The order of names of candidates on the ballot will be arranged alphabetically by their surname pursuant to Section 116 of the *Local Government Act*.

Bylaw No.
1472.02

8. **NUMBER OF SCRUTINEERS AT VOTING PLACES**

- (a) As authorized under Section 120 of the *Local Government Act*, the number of scrutineers for each candidate that may attend at an election is one (1) scrutineer for each ballot box in use;
- (b) The following restrictions and conditions apply to scrutineers permitted under this Bylaw to be present at a voting place:
 - (i) No cellular phones are permitted to be turned on during the voting process and
 - (ii) No other electronic devices may be used during the voting process.

Bylaw No.
1472.02

9. RESOLUTION OF TIE AFTER JUDICIAL RECOUNT

- (a) In the event of a tie vote after a judicial recount, the tie vote will be resolved by conducting a lot in accordance with Section 151 of the Local Government Act.

Bylaw No.
1472.01

10. ACCESS TO CAMPAIGN FINANCING DOCUMENTS

Section 10 is repealed.

Bylaw No.
1472.02

11. ADMINISTRATIVE PROVISIONS

- (a) Any enactment referred to herein is a reference to an enactment of British Columbia and regulations thereto, as amended, revised, consolidated or replaced from time to time.
- (b) If any part, section, sentence, clause, phrase or word of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the decision that is invalid shall not affect the validity of the remainder which shall continue in full force and effect and be construed as if the Bylaw had been adopted without the invalid portion.

READ A FIRST TIME this 18th day of July 2011.

READ A SECOND TIME this 18th day of July 2011.

READ A THIRD TIME this 18th day of July 2011.

FINALLY PASSED AND ADOPTED this 8th day of August 2011.

CERTIFIED CORRECT:

Lorne Fisher, Mayor

Wallace Mah, Chief Administrative Officer

CERTIFIED A TRUE AND CORRECT COPY of
"General Local Government Election Bylaw
No. 1472, 2011" adopted on the 8th day of August 2011.

Clair Lee, Director of Corporate Services