



BYLAW NO. 769

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*, the Regional Board may, by bylaw, determine various procedures and requirements to be applied in the conduct of local government elections and other voting.

AND WHEREAS the Regional Board wishes to establish various procedures and requirements under that authority.

NOW THEREFORE the Regional Board of the Regional District of Kitimat-Stikine, in an open meeting, enacts as follows:

Title

1. This Bylaw may be cited for all purposes as the "Kitimat-Stikine Election Procedures Bylaw No. 769, 2022".

Definitions

2. In this bylaw:

"Act" means the *Local Government Act*, RSBC. 2015, C. 1, as amended;

"Elector" means a resident elector or property elector of an electoral area of the Regional District of Kitimat-Stikine as defined under the *Act*;

"Election" means an election as defined under Section 47 of the *Act*, an assent vote as defined under Section 169 of the *Act* and voting to seek the opinion of electors as provided for under Section 293 of the *Act*;

"Regional District" means the Regional District of Kitimat-Stikine.

Provincial List of Voters as the Register of Resident Electors

3. The most current available Provincial List of Voters prepared under the *Election Act* shall become the register of resident electors on the 52nd day before general voting day for each election or other voting.

Advance Voting Opportunity

4. For Electoral areas with a population less than 5000, only one (1) advance voting opportunity will be held on the 10th day before general voting day.
5. For Electoral areas with a population greater than 5000, the second advanced voting



opportunity will be held on the 3rd day before general voting day.

6. The Chief Election Officer may determine whether additional advance voting opportunities are to be conducted and may establish the dates, locations and voting hours for these additional voting opportunities in advance of general voting day.

Additional Advance Voting Opportunities

7. The Chief Election Officer may:
 - (a) Establish additional voting opportunities to be held in advance of general voting day; and
 - (b) Designate the voting places and set the voting hours for these voting opportunities.

Special Voting Opportunities

8. The Chief Election Officer may determine whether a special voting opportunity is to be conducted and may establish the dates, location and voting hours within the limits set out in the *Act*, for special voting opportunities. The Chief Election Officer may limit the number of candidate representatives who may be present at a special voting opportunity.

Additional General Voting Opportunities

9. The Chief Election Officer may establish additional general voting opportunities for general voting day for each election and to designate the voting places and set the voting hours, within the limits set out in the *Act* for additional voting opportunities.

Mail Ballot Voting

10. As authorized under Section 110 of the *Act*, voting and registration may be done by mail for any election subject to Section 10, 11, and 12 of this Bylaw.
11. Once a mail ballot package has been accepted by the Chief Election Officer, that voter may only vote by mail ballot.
12. The following procedures for mail ballot voting for elections will be as follows:
 - (a) The Chief Election Officer shall keep sufficient records so that challenges of the elector's right to vote may be made in accordance with the intent of Section 126 of the *Act*;
 - (b) A person exercising the right to vote by mail under the provisions of Section 110 of the *Act* may be challenged in accordance with, and on the grounds specified in Section 126 of the *Act*, until 4:00 pm two (2) days before general voting day.
 - (c) In accordance with the *Act*, the Chief Election Officer is hereby authorized to establish time limits in relation to voting by mail ballot.



Resolution of Tie Votes after Judicial Recount

13. 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 Act.

Repeal

14. The Kitimat-Stikine Election Procedures Bylaw No. 700, 2018 is hereby repealed in its entirety.

READ a first time this _____ 24th _____ day of _____ June _____, 2022.

READ a second time this _____ 24th _____ day of _____ June _____, 2022.

READ a third time this _____ 24th _____ day of _____ June _____, 2022.

ADOPTED this _____ 24th _____ day of _____ June _____, 2022.

Chair

Chief Administrative Officer

Certified a true copy of Bylaw
No. 769, 2022, at adoption

Chief Administrative Officer