



CARIBOO REGIONAL DISTRICT

BYLAW NO. 5395

A bylaw of the Cariboo Regional District to provide for the determination of various procedures for the conduct of local government elections and assent voting.

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

AND WHEREAS the Regional Board wishes to establish voting procedures and requirements under that authority;

NOW THEREFORE, the Board of the Cariboo Regional District, in open meeting assembled, enacts as follows:

**1. CITATION**

This Bylaw may be cited for all purposes as “Election and Assent Voting Bylaw No. 5395, 2022”.

**2. MINIMUM NUMBER OF NOMINATORS**

The minimum number of qualified nominators required to make a nomination for office as an Electoral Area Director shall be two.

**3. ACCESS TO NOMINATION DOCUMENTS**

Pursuant to Sections 89(7) and 89(8) of the *Local Government Act*, nomination documents received from all candidates for election of electoral area director will be made available on the Cariboo Regional District website within forty-eight (48) hours of filing with the Chief Election Officer and will remain available for a period of thirty (30)

days after declaration of the election results. This availability is in addition to and in no way affects other access to such documents provided by the Act.

**4. ELECTOR REGISTRATION**

For all elections and assent voting, a person may only register as an elector concurrently with an application for a ballot.

**5. ADVANCE VOTING OPPORTUNITIES**

In addition to the required advance voting opportunity on the 10<sup>th</sup> day before general voting day, the additional advance voting opportunity for elections and assent voting shall be on the 5<sup>th</sup> day preceding general voting day. If the 5<sup>th</sup> day preceding general voting day is a public holiday, the additional advance voting opportunity shall be held on the next day.

**6. ADDITIONAL ADVANCE VOTING OPPORTUNITIES**

The Board authorizes the Chief Election Officer to determine whether additional advance voting opportunities shall be made available, and to establish dates for those additional voting opportunities to be held in advance of general voting day and to designate the voting places and set the voting hours for these voting opportunities.

**7. MAIL BALLOT VOTING**

7.1 As authorized under Section 110 of the *Local Government Act*, voting may be done by mail ballot for any election or assent voting, subject to Section 7 of this Bylaw.

7.2 Once a mail ballot package has been issued by the Chief Election Officer, that voter may only vote by mail ballot.

7.3 The procedures for mail ballot voting for elections and assent voting will be as follows:

7.3.1 The Chief Election Officer will keep sufficient records to allow for challenges of the elector's right to vote that may be made in accordance with the intent of Section 126 of the *Local Government Act*.

7.3.2 A person exercising the right to vote by mail under the provisions of Section 110 of the *Local Government Act* may be challenged in accordance with, and on the grounds specified under Section 126 of the *Local Government Act*, until 4:00 p.m. two (2) days before general voting day.

- 7.3.3 In accordance with Section 110(4)(b) of the *Local Government Act*, the time limits in relation to voting by mail ballot will be determined by the Chief Election Officer.
- 7.3.4 As provided for in the *Local Government Act*, a mail ballot must be received by the Chief Election Officer before the close of voting on general voting day in order to be counted.
- 7.3.5 Procedures for conduct of mail ballot voting will be in accordance with those outlined in Sections 110(5), 110(6), 110(7), 110(8) and 110(9) of the *Local Government Act*.

**8. RESOLUTION OF TIE VOTE AFTER JUDICIAL RECOUNT**

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*.

**9. REPEAL**

“Election and Assent Voting Bylaw No. 5149, 2018” is hereby repealed.

READ A FIRST TIME this 10<sup>th</sup> day of June, 2022.

READ A SECOND TIME this 10<sup>th</sup> day of June, 2022.

READ A THIRD TIME this 10<sup>th</sup> day of June, 2022.

ADOPTED this 10<sup>th</sup> day of June, 2022.

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Chair

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Manager of Corporate Services

I hereby certify this to be a true and correct copy of "Election and Assent Voting Bylaw No. 5395, 2022" as adopted by the Cariboo Regional District Board of Directors on the 10<sup>th</sup> day of June, 2022.

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Manager of Corporate Services