

REGIONAL DISTRICT OF CENTRAL OKANAGAN

BYLAW NO. 1417

A bylaw to establish various procedures for the conduct of elections and assent voting in the Regional District of Central Okanagan

WHEREAS under the *Local Government Act*, the Regional 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 various procedures and requirements under that authority;

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

1. **ELECTOR REGISTRATION** ~~VOTING DAY REGISTRATION ONLY~~

- 1.1 As authorized in Section 69 of the *Local Government Act*, for all elections and assent voting, a person may register as an elector only at time of voting.

2. **MINIMUM NUMBER OF NOMINATORS**

- 2.1 The minimum number of qualified nominators required to make a nomination for office as an electoral area director will be 10.

3. **ORDER OF NAMES ON BALLOT**

- 3.1 The names of candidates on the ballot will be arranged alphabetically by their surnames in accordance with section 116 of the *Local Government Act*

~~2.4.~~ **ADDITIONAL GENERAL VOTING OPPORTUNITIES**

- 4.1 The Chief Election Officer may designate additional voting places and set the voting hours for additional general voting day within the limits of the *Local Government Act*.

~~In accordance with Section 106 of the *Local Government Act*, additional voting opportunities for general voting day will be provided and the Chief Election Officer is authorized to designate the voting places and set the voting hours within the limits set out in the *Local Government Act*, for the additional general voting opportunities.~~

~~3.5.~~ **REQUIRED ADVANCE VOTING OPPORTUNITIES**

- 5.1 As required under Section 107 of the *Local Government Act*, in addition to the required advance voting opportunity on the 10th day before general voting day, the second required advance voting opportunity shall be held on the 4th day before general voting day between the hours of 8:00 am and 8:00 pm at voting places designated by the Chief Election Officer.

5.2 In the event the second advance voting opportunity occurs on a statutory holiday, the second day of advance voting is to be conducted the next business day following the statutory holiday.

5.3 As an exception to 5.1 and 5.2 of this bylaw, and in accordance with the *Local Government Act*, the second advance voting opportunity is not required for those Electoral Areas within the Regional District with a population of less than 5,000.

4.6. ADDITIONAL ADVANCE VOTING OPPORTUNITIES

6.1 To offer additional advance voting as appropriate, and align advance voting with member municipalities as appropriate, the Chief Election Officer is authorized to establish dates for additional voting opportunities in advance of general voting day, and to designate the voting places; and set the voting hours for these voting opportunities,

5.7. SPECIAL VOTING OPPORTUNITIES

~~(a) To provide electors who may otherwise be unable to vote, a special voting opportunity in accordance with Section 109 of the *Local Government Act* will be held as required, for each election.~~

7.1 The Chief Election Officer is authorized to establish a special voting opportunity for each election and assent voting and to designate the location, the date and voting hours within the limits set out in Section 109 of the *Local Government Act*, ~~for special voting opportunities.~~

~~5.1 Voting procedures and conducting the voting proceedings for special voting opportunities shall be in accordance with the provisions set out in Part 3 and 4 of the *Local Government Act*.~~

7.2 Where a special voting opportunity is held in a care facility or rest home, eligibility to vote is restricted to residents of the facility where the special voting opportunity is conducted, and to those who are qualified as resident electors as defined in the *Local Government Act*.

~~7.3 Where a special voting opportunity is held outside the local government jurisdiction, restrictions will be placed on who can vote at the special voting opportunity in accordance with Section 109(2)(a) of the *Local Government Act*.~~

6. RESOLUTION OF THE VOTES AFTER A JUDICIAL RECOUNT

6.8. MAIL BALLOT VOTING

~~8.7.1 As authorized under Section 110 of the *Local Government Act*, voting and registration may be done by mail for those electors who meet the criteria in paragraph 6(b).~~

8.12 As authorized under section 110 of the *Local Government Act*, voting may be done by mail ballot and registration of election may be done by mail in conjunction with mail ballot voting.

~~b The following electors are permitted to register to vote by mail and to vote by mail ballot:~~

~~7.3 Sufficient record will be kept by the Chief Election Officer so that challenges of the elector's right to vote may be made in accordance with the intent of Section 126 of the *Local*~~

~~Government Act.~~

~~8.27.4~~ 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 in Section 126 of the *Local Government Act*, ~~until 4:00 pm two days before general voting day.~~

~~8.37.5~~ The Chief Election Officer is hereby authorized to establish time limits in relation to ~~voting by mail ballot; mail ballot voting.~~

~~8.4~~ An elector must apply for a mail ballot package by giving their name and address to the Chief Election Officer during the times established for each election or assent voting opportunity

~~7.4.1~~ An elector requesting a mail ballot package must indicate if they will be registering as a resident elector or a non-resident property elector; and

~~7.4.2~~ An elector must advise if the mail ballot package is to be mailed by Canada Post to the address provided, Courier at the expense of the applicant, or picked up at the RDCO Administration Office at 1450 KLO Road, Kelowna.

~~8.5~~ To vote by mail ballot, the applicant will register as an elector and mark the ballot in accordance with the instructions contained in the mail ballot package provided by the chief election officer in the form prescribed under the *Local Government Act*.

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~~7.6~~ ~~8.6~~ As provided in the *Local Government Act*, to be counted, a mail ballot must be received by the Chief Election Officer before the close of voting on general voting day and it is the obligation of the person applying to vote by mail ballot to ensure that the mail ballot is received by the Chief Election Officer within this time limit.

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9. RESOLUTION OF TIE VOTES AFTER A JUDICIAL RECOUNT

~~7.1~~ 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*.

REPEAL

"The Regional District of Central Okanagan Election Procedures Bylaw No. 1243, 2008 is hereby repealed in its entirety."

CITATION

This bylaw may be cited as "Regional District of Central Okanagan Election and Assent Voting Procedures Bylaw No. 1417, 2018."

