

THE CORPORATION OF THE DISTRICT OF SAANICH

BYLAW NO. 7164

A BYLAW

TO ESTABLISH PROCEDURES FOR THE  
CONDUCT OF LOCAL GOVERNMENT ELECTIONS AND OTHER VOTING

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WHEREAS the Council may pursuant to the Municipal Act enact a bylaw to determine and set out procedures and requirements to be applied in the conduct of local government elections and other voting;

NOW THEREFORE the Municipal Council of The Corporation of the District of Saanich in open meeting assembled enacts as follows:

1. Definitions

In this bylaw,

“Elector” means a resident elector or property elector of the municipality;

“Election” means an election for the number of persons required to fill a local government office;

“General local election” means an election held in 1993 and in every 3<sup>rd</sup> year after 1993 for the mayor and all councillors of the Municipality;

“General voting day” means:

- a) For a general local election, the 3<sup>rd</sup> Saturday of November in the year of the election,
- b) For other elections, the date set under Sections 38 (5), 39 (1) or (3) or 142 (5) of the Municipal Act, and
- c) For other voting, the date set under Section 162 of the Municipal Act;

“Local government” means the Council of the Municipality;

“Municipality” means The Corporation of the District of Saanich;

“Other voting” means voting on a matter referred to in Section 158 of the Municipal Act and includes voting on a referendum under Section 283 of that Act.

2. Nomination of Candidates – Required Number of Qualified Nominators

- a) As authorized under Section 71(2) (a) of the Local Government Act, the Council sets the required minimum number of qualified nominators at 10.

- b) Notwithstanding section 2 (a) of this Bylaw, the minimum number of qualified nominators for the office of School Trustee in the District of Saanich and Juan De Fuca (Willis Point) and District of Highlands (Durrance Lake Road) Trustee Electoral Area for School District No. 63 (Saanich) remains set at 2 in accordance with Section 71(1) (a) of the Local Government Act.

3. Electronic Access to Nomination Documents and Disclosure Statements

- a) As authorized under Section 73 (7) of the Local Government Act, the Council authorizes public access to nomination documents via the Saanich website from the time of filing until 30 days after the declaration of the election results.
- b) As authorized under Section 93 (2) of the Local Government Act, the Council authorizes public access to the campaign financing disclosure statements, the signed declarations, and the supplementary reports via the Saanich website from the time of filing until seven years after general voting day for the election to which they relate.

4. Additional General Voting Opportunities

As authorized under Section 96 of the Municipal Act, the Council authorizes the chief election officer to:

- a) Establish additional general voting opportunities for general voting day for each election or other voting; and
- b) To designate the voting places and voting hours, within the limits set out in Section 96 (2) of the Municipal Act, for the additional general voting opportunities.

5. Required Advance Voting Opportunities

As required under Section 97 (2) (b) of the Local Government Act the 2<sup>nd</sup> advanced voting opportunity for each election or other voting will be held on the 5<sup>th</sup> day before general voting day.

6. Additional Advance Voting Opportunities

As authorized under Section 98 of the Municipal Act, the Council authorizes the chief election officer to:

- a) Establish dates for additional advance voting opportunities for each election or other voting to be held in advance of general voting day; and
- b) To designate the voting places and set the voting hours for additional advance voting opportunities.

7. Special Voting Opportunities

As authorized under Section 99 of the Municipal Act, the Council:

- a) Establishes special voting opportunities for each election or other voting;
- b) Authorizes the chief election officer to establish the date and voting hours when and the place where the special voting opportunities are to be conducted;
- c) Restricts the persons who may vote at the special voting opportunities to electors who, on the date on which the special voting opportunities are held and before the end of the voting hours for the special voting opportunities, have been admitted as patients/residents to the hospitals and/or nursing homes at which the special voting opportunities are conducted;
- d) Authorizes the use of an automated voting system for conducting the voting proceedings at the special voting opportunities, and in this regard the provisions of Bylaw 7155, so far as applicable, shall apply; and
- e) Authorizes the chief election officer to limit the number of candidate representatives who may be present at the special voting opportunities.

8. Resolution of Tie Votes 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 141 of the Municipal Act.

9. Repeal

Bylaw No. 5168, being the "Advanced Polling Bylaw, 1983", Bylaw No. 5728, being the "Municipal Election Expenses and Campaign Contributions Disclosure Bylaw, 1986", and Bylaw No. 5939, being the "District of Saanich Mobile Poll Bylaw, 1987" are hereby repealed except insofar as they repeal any other bylaw.

10. Title

This bylaw may be cited for all purposes as the "**ELECTIONS PROCEDURES BYLAW, 1993, NO. 7164**".

**Includes Bylaw Amendment No. 7787, 8355 and 8943.**