



**STRATHCONA REGIONAL DISTRICT LOCAL ELECTION BYLAW 2008  
-- CONSOLIDATED--**

---

The following is a consolidated version of the Strathcona Regional District Local Election Bylaw and includes the following amendment bylaws:

<b>BYLAW No.</b>	<b>BYLAW NAME</b>	<b>DATE ADOPTED</b>	<b>MAIN PURPOSE</b>
11	Strathcona Regional District Local Election Bylaw No. 11, 2008	July 31, 2008	A bylaw to provide for the determination of various procedures for the conduct of local government elections and other voting
77	Strathcona Regional District Local Election Bylaw 2008 Amendment, No. 1	Not Adopted	To restrict application of the bylaw to elections and by-elections.
114	Strathcona Regional District Local Election Bylaw 2008, Amendment, No. 2	July 28, 2011	To amend the bylaw provisions concerning: (i) use of the Provincial voters list  (ii) advance voting opportunities for the 2011 general local elections; and  (iii) resolution of tie votes following a judicial recount
198	Strathcona Regional District Local Election Bylaw 2008 Amendment, No. 3	April 24, 2014	To exempt the process of seeking elector assent on Bylaws No. 196 and 197 from the requirement of a second advance voting opportunity.

**This bylaw may not be current due to pending updates or revisions and SHOULD NOT BE RELIED UPON FOR LEGAL PURPOSES. Please contact the Corporate Services Department for the Strathcona Regional District for the most current version.**

## STRATHCONA REGIONAL DISTRICT

### BYLAW NO. 11

#### **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 board of the Strathcona Regional District may, by bylaw, determine various procedures and requirements to be applied to the conduct of local government elections and other voting;

**AND WHEREAS** the board of the Strathcona Regional District wishes to establish voting procedures and requirements under that authority;

**NOW THEREFORE** the board of the Strathcona Regional District in open meeting assembled enacts as follows:

#### **Use of Provincial voters list**

- 114
1. Pursuant to section 59 of the Local Government Act, the most current available Provincial list of voters prepared under the Election Act shall become the register of resident electors not later than 52 days and not more than 60 days before general voting day for an election, by-election or submission to the electors under Part 3 or Part 4 of the Local Government Act.

#### **Advance voting opportunities**

- 114
2. In addition to the advance voting opportunity required on the 10<sup>th</sup> day before general voting day a second advance voting opportunity shall be held on November 16, 2011 for the 2011 general local elections.

- 198
- 2A. The process of seeking the assent of the electors of the proposed Quathiaski Cove sewer extension area on July 26, 2014 by voting on Bylaw No. 196 and 197 is hereby exempted from the requirement to hold a second advance voting opportunity.

#### **Additional advance voting opportunities**

3. As authorized under section 98 of the *Local Government Act*, the board 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 of these voting opportunities.

#### **Mail ballot voting**

4. (1) As authorized under section 100 of the Local Government Act, voting and registration may be done by mail for those electors who meet the criteria in subsection (2) for each election or other voting.  
(2) The following electors are permitted to register to vote by mail and to vote by mail ballot:
  - (a) Those persons who have a physical disability, illness or injury that affects their ability to vote at another voting opportunity;
  - (b) Those persons who expect to be absent from the regional district on general voting day and at the times of all advance voting opportunities; and

- (c) Those persons who reside:
  - (i) on any island except for Cortes Island, Quadra Island or Vancouver Island;  
or
  - (ii) in a location not readily accessible by road; as those locations are remote from voting places at which electors are entitled to vote.
- (3) The following procedures for voting and registration must apply:
  - (a) 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 116 of the *Local Government Act*;
  - (b) A person exercising the right to vote by mail under the provisions of section 100 may be challenged in accordance with, and on the grounds specified in section 116 of the *Local Government Act*, until the close of voting on general voting day.
- (4) The time limits in relation to voting by mail ballot will be determined by the chief election officer.
- (5) As provided 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 for an election.
- (6) The chief election officer will insert the mail ballots into a portable ballot box and at the close of voting ensure that the portable ballot box is sealed.”

### **Special voting opportunities**

- 5. (1) To give electors who may otherwise be unable to vote an opportunity to do so, the board may provide a special voting opportunity as authorized under section 99 of the *Local Government Act* for each election and authorizes the chief election officer to establish a special voting opportunity for each election and to designate the location, the date and the voting hours within the limits set out in section 99 of the *Local Government Act*, for the special voting opportunity.
- (2) The board authorizes the chief election officer to limit the number of candidates’ representatives who may be present at the special voting opportunity.

### **Public access to election documents**

- 6. (1) In addition to public access to election documents required under the *Local Government Act* the board authorizes the publication on the regional district Internet of
  - (a) nomination documents under section 73 of the *Local Government Act* from as soon as possible after the time of delivery to the chief election officer until 30 days after the declaration of the election results; and
  - (b) disclosure statements and signed declarations under section 90 of the *Local Government Act* and the supplementary reports and signed declarations under section 90.1 of the *Local Government Act* from as soon as possible after filing with the chief election officer to six months after general voting day for the election to which they relate.

**Resolution of tie vote after judicial recount**

114

7. If, at the completion of a judicial recount, the results of the election cannot be declared because there is an equality of valid votes for 2 or more candidates the results will be determined
  - (a) by lot draw if there were only 2 candidates in the election, or
  - (b) by a runoff election if there were more than 2 candidates in the election.

**Repeal**

8. Bylaw No. 2798 being “Regional District of Comox-Strathcona General Local Government Election Bylaw No. 2798, 2005”, and all amendments hereto, is hereby repealed.

**Citation**

9. This Bylaw No. 11 may be cited for all purposes as “Strathcona Regional District Local Election Bylaw No. 11, 2008”.