

BOWEN ISLAND MUNICIPALITY

BYLAW NO. 55, 2002

Being a Bylaw to provide for the determination of various procedures for the conduct of local government elections and other voting.

WHEREAS pursuant to the *Local Government Act*, Council may, by bylaw determine various procedures to be applied in the conduct of local government elections and other voting;

AND WHEREAS pursuant to Order in Council Number 1160 dated September 21, 1999, Council must follow a process outlined in Section 5.2 to 5.8 inclusive of the Letters Patent in selecting and appointing municipal trustees for the Islands Trust Council, in conjunction with the general local election;

AND WHEREAS Council desires to establish procedures and requirements pursuant to the *Local Government Act*;

NOW THEREFORE the Council for the Bowen Island Municipality in open meeting assembled enacts as follows:

1. **DEFINITIONS**

In this Bylaw:

“**Act**” means the *Local Government Act*, R.S.B.C., 1996, Chapter 323.

“**Chief Election Officer**” is the person appointed by Council under Section 41 of the *Act* to conduct the election.

“**Council**” means the Council of the Bowen Island Municipality.

“**Elector**” means a resident elector or property elector of the jurisdiction as defined in the *Act*;

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

“**General local election**” means the election held for mayor and all councillors of the Municipality which must be held in the year 1993 and in every third year thereafter;

"General voting day" means:

- (a) for a general local election, the third Saturday of November in the year of the election
- (b) for other elections, the date set under Sections 37(5), 38(1), 38(3) or 142(5) of the *Act*, and
- (c) for other voting, the date set under Section 162 of the *Act*;

"Jurisdiction" means the Bowen Island Municipality for which an election is held;

"Municipality" means the Bowen Island Municipality;

"Other voting" means voting on a matter referred to in section 158 of the *Act* and includes voting on a referendum under section 238 of that *Act*;

2. **APPLICATION**

This bylaw shall apply to all general local elections, other elections, and other voting in Bowen Island Municipality.

3. **VOTING DAY REGISTRATION ONLY**

- (a) As authorized under Section 55 of the *Act*, electors who wish to vote at a *general local election, election or other voting* are required to register at the time of voting;
- (b) Registration as an elector under paragraph (a) is effective only for the *general local election, election or other voting* for which the voting is being conducted at that time;

4. **ADDITIONAL GENERAL VOTING OPPORTUNITIES**

- (a) The Council authorizes the *Chief Election Officer* to establish additional general voting opportunities for *general voting day* for each *election* and to designate the voting place and voting hours, within the limits set out in Section 96(2) of the *Act*, for such voting opportunities;

5. **REQUIRED ADVANCE VOTING OPPORTUNITIES**

- (a) As provided under Section 97 of the *Act*, an advance voting opportunity will be held on the 10th day before general voting day from 8:00 a.m. to 8:00 p.m. for each election;
- (b) The advance voting opportunity referred to in Section 97(2)(b) of the *Act* will not be held for the *general local election*.

6. **RESOLUTION OF TIE VOTES AFTER JUDICIAL RECOUNT**

In the event of a tie vote after judicial recount, the tie vote will be resolved by conducting a lot in accordance with Section 141 of the *Act*.

7. **BYLAW REPEAL**

“Greater Vancouver Regional District Election Procedures Bylaw No. 841, 1996” and subsequent amendments are hereby repealed.

8. **CITATION**

This Bylaw may be cited as "Bowen Island Municipality Election Procedures Bylaw No. 55, 2002".

READ A FIRST TIME this 10th day of June, 2002.

READ A SECOND TIME this 24th day of June, 2002.

READ A THIRD TIME this 24th day of June, 2002.

RECONSIDERED AND FINALLY ADOPTED this 8th day of July, 2002.

(Original signed: Lisa Barrett) _____
Mayor

(Original signed by: Isabell Hadford) _____
Clerk

Certified to be a true and correct copy of Bylaw No.55, 2002 cited as “Bowen Island Municipality Election Procedures Bylaw No. 55, 2002” adopted by the Council of Bowen Island Municipality this 8th day of July, 2002.

(Original signed by: Isabell Hadford) _____
Clerk