

THE CORPORATION OF THE DISTRICT OF SUMMERLAND

BYLAW NUMBER 2018-017

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

Consolidated for convenience to include the following Bylaws: 2022-020; 2026-006

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

AND WHEREAS Council wishes to establish voting procedures and requirements under that authority;

NOW THEREFORE, the Council of the Corporation of the District of Summerland, in open meeting assembled, enacts as follows:

1. CITATION

This Bylaw may be cited for all purposes as “Election and Assent Voting Bylaw No. 2018-017”.

2. ELECTOR REGISTRATION

The most current available Provincial list of voters prepared under the *Election Act* shall form the register of resident electors and shall become the register of electors on the 52nd day prior to general voting day¹.

3. ADVANCE VOTING OPPORTUNITIES

3.1 Required Advance Voting

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 Wednesday² before General Election Day is hereby established as an

¹ Amendment Bylaw No. 2022-020 (May 24, 2022).

² Amendment Bylaw No. 2026-006 (March 25, 2026)

advance voting opportunity for elections and assent voting.

3.2 Additional Advance Voting

As authorized under section 108 of the *Local Government Act*, the Council authorizes the chief election officer to establish dates for 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.

4. SPECIAL VOTING OPPORTUNITIES

(a) As authorized under section 109 of the *Local Government Act*, special voting opportunities will be provided, and the chief election officer is hereby authorized to establish the dates, locations, and voting hours within the limits set out in section 99 of the *Local Government Act*, for the special voting opportunities.

(b) The following restrictions apply as to who may vote at the special voting opportunities:

- (i) Residents, or visiting family;
- (ii) Patients or visiting family; or
- (iii) Employees

Of the special voting locations as determined by the chief election officer.

(c) The procedures for voting and for conducting the voting proceedings for the special voting opportunities; shall be in accordance with “Automated Voting Machines Authorization Bylaw No. 2000-112”:

(d) The chief election officer is authorized to limit the number of candidate representatives who may be present at the special voting opportunity.

5. ADDITIONAL GENERAL VOTING OPPORTUNITIES

As authorized under section 106 of the *Local Government Act*, additional voting opportunities for general voting day may be provided and the chief election officer is hereby authorized to designate the voting places and set the voting hours within the limits set out in section 106 of the *Local Government Act*, for the additional general voting opportunities³.

³ Amendment Bylaw No. 2022-020

6. ORDER OF NAMES ON BALLOT

The order of names of candidates on the ballot will be determined by lot in accordance with section 117 of the *Local Government Act*.

7. 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*.

8. ACCESS TO NOMINATION AND ENDORSEMENT DOCUMENTS⁴

- a) The chief election officer must give public access to nomination documents by posting on the District of Summerland Website⁵ or other electronic means from the time of delivery to the Chief Election Officer until 30 days after the declaration of the election results under section 146 of the *Local Government Act*.
- b) A person who inspects or otherwise accesses nomination documents under this section must not use the information included in the documents except for the purposes prescribed in the *Local Government Act*.
- c) The Chief Election Officer must give public access to elector organization endorsement documents by posting on the Internet or other electronic means for the period prescribed in the *Local Government Act*.

9. REPEAL

Upon coming into force of this bylaw, “General Local Government Election (2014) Bylaw No. 2014-011” is hereby repealed.

Read a first time this 28 day of May, 2018.

Read a second time this 28 day of May, 2018.

Read a third time this 28 day of May, 2018.

⁴ Amendment Bylaw No. 2022-020 (May 24, 2022)

⁵ Amendment Bylaw No. 2026-006 (March 25, 2026)

Adopted by the Municipal Council of the Corporation of the District of Summerland
this 11th day of June, 2018.

Mayor

Corporate Officer