

THE CORPORATION OF THE CITY OF NORTH VANCOUVER

BYLAW NO. 8943

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

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

Council wishes to establish various procedures and requirements under that authority.

The Council of The Corporation of the City of North Vancouver, in open meeting assembled, enacts as follows:

CITATION

1. This bylaw shall be known and cited for all purposes as “**General Local Election Bylaw, 2022, No. 8943**”.

DEFINITIONS

2. In this bylaw:

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

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

“**Endorsement documents**” means documents required under Section 93 of the *Local Government Act*;

“**General local election**” means the elections held for the Mayor, all Councillors and School Trustees, if applicable, of the jurisdiction, which must be held every four years;

“**General voting day**” means:

- (a) for a General Local Election, the 3rd Saturday of October in the year of the election;
- (b) for a by-election, the date set under Section 54 of the *Local Government Act*; and
- (c) for other voting, the date set under Section 170 of the *Local Government Act*;

“**Jurisdiction**” means, in relation to an election, the boundaries of the City of North Vancouver;

“Local Government” means, in relation to an election:

- (a) The Corporation of the City of North Vancouver; or
- (b) the municipal Council of the City of North Vancouver.

“Nomination documents” means the documents required under Section 87 of the *Local Government Act*;

“Other voting” means voting on a matter referred to under Section 170 of the *Local Government Act* and includes voting on a referendum under Sections 83 or 85 of the *Community Charter*.

USE OF PROVINCIAL LIST OF VOTERS AS THE REGISTER OF RESIDENT ELECTORS

- 3. As authorized under Section 76 of the *Local Government Act*, the most current available Provincial list of voters prepared under the *Election Act*, is deemed to be the register of resident electors for the Jurisdiction.
- 4. The Provincial list of voters becomes the register of resident electors no later than 52 days before General Voting Day for each Election or Other Voting for the Jurisdiction.

REQUIRED ADVANCE VOTING OPPORTUNITIES

- 5. As provided under Section 107 of the *Local Government Act*, required advance voting opportunities will be held for each Election, or Other Voting, as follows:
 - (a) on the 10th day before General Voting Day; and
 - (b) on the 3rd day before General Voting Day.
- 6. Voting hours for these advance voting opportunities must be from 8:00 a.m. to 8:00 p.m.

ADDITIONAL ADVANCE VOTING OPPORTUNITIES

- 7. As authorized under Section 108 of the *Local Government Act*, Council 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, establish the date and the voting hours for these voting opportunities.

SPECIAL VOTING OPPORTUNITIES

- 8. As authorized under Section 109 of the *Local Government Act*, Council authorizes the Chief Election Officer to establish special voting opportunities for each Election in any or all of the hospitals in the Jurisdiction and to designate the location, the date and the voting hours, within the limits set out in the *Local Government Act* for a special voting opportunity.

9. The following restrictions apply to persons who may vote at the special voting opportunity:
 - (a) the only Electors who may vote are Electors who have been admitted to and are patients of a hospital on the date and during the voting hours for which the special voting opportunity is held.
10. The following procedures for voting and for conducting the voting proceedings apply to the special voting opportunity:
 - (a) where a special voting opportunity is established in a hospital, and a patient of the hospital who is a qualified voter is bedridden or unable to walk, the Presiding Election Officer may, in the presence of another election official, attend with the ballot box to a patient for the purpose of providing a ballot for voting. The voter will be instructed to mark the ballot at a far enough distance from the election officials so that privacy of the vote can be reasonably made.
11. Council authorizes the Chief Election Officer to limit the number of candidate representatives who may be present at the special voting opportunity.

RESOLUTION OF TIE VOTES AFTER JUDICIAL RECOUNT

12. In the event of a tie vote after a judicial recount, the tie vote will be determined by lot in accordance with Section 151 of the *Local Government Act*.

MAIL BALLOT VOTING

13. 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.
14. The Chief Election Officer may establish the time limits in relation to voting by mail.
15. The Chief Election Officer will establish procedures for voting and registration, and must ensure that sufficient records are kept.
16. 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.

ACCESS TO NOMINATION DOCUMENTS

17. As authorized under Sections 89 and 93 of the *Local Government Act*, public access to nomination and endorsement documents will be provided by making copies available to any person at City Hall during regular business hours, on request, and by posting on the City's website from the time of the delivery of documents to the Chief Election Officer until 30 days after the declaration of the Election results.

REPEAL

18. "General Local Election Bylaw, 1993, No. 6442" and all amendments are repealed on adoption of this bylaw.

READ a first time on the 20th day of June, 2022.

READ a second time on the 20th day of June, 2022.

READ a third time on the 20th day of June, 2022.

ADOPTED on the 27th day of June, 2022.

"Linda C. Buchanan"

MAYOR

"Karla D. Graham"

CORPORATE OFFICER