

REGIONAL DISTRICT OF CENTRAL OKANAGAN

BYLAW NO. 1417

A bylaw to establish various procedures for the conduct of elections and assent voting in the Regional District of Central Okanagan

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

AND WHEREAS the Regional Board wishes to establish various procedures and requirements under that authority;

NOW THEREFORE, the Regional Board of the Regional District of Central Okanagan in open meeting assembled enacts as follows:

1. VOTING DAY REGISTRATION ONLY

As authorized in Section 69 of the *Local Government Act*, for all elections and assent voting, a person may register as an elector only at time of voting.

2. ADDITIONAL GENERAL VOTING OPPORTUNITES

In accordance with Section 106 of the *Local Government Act*, additional voting opportunities for general voting day will be provided and the Chief Election Officer is authorized to designate the voting places and set the voting hours within the limits set out in the *Local Government Act*, for the additional general voting opportunities.

3. REQUIRED ADVANCE VOTING OPPORTUNITIES

- (a) 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 second required advance voting opportunity shall be held on the 4th day before general voting day between the hours of 8:00 am and 8:00 pm at voting places designated by the Chief Election Officer.
- (b) In the event the second advance voting opportunity occurs on a statutory holiday, the second day of advance voting is to be conducted the next business day following the statutory holiday.

4. SPECIAL VOTING OPPORTUNITES

- (a) To provide electors who may otherwise be unable to vote, a special voting opportunity in accordance with Section 109 of the *Local Government Act* will be held as required, for each election.

- (b) The Chief Election Officer is authorized to establish a special voting opportunity for each election and to designate the location, the date and voting hours within the limits set out in Section 109 of the *Local Government Act*, for special voting opportunities.
- (c) Voting procedures and conducting the voting proceedings for special voting opportunities shall be in accordance with the provisions set out in Part 3 and 4 of the *Local Government Act*.
- (d) Where a special voting opportunity is held in a care facility or rest home, eligibility to vote is restricted to residents of the facility where the special voting opportunity is conducted, who are qualified resident electors as defined in the *Local Government Act*.
- (e) Where a special voting opportunity is held outside the local government jurisdiction, restrictions will be placed on who can vote at the special voting opportunity in accordance with Section 109(2)(a) of the *Local Government Act*.

5. RESOLUTION OF TIE VOTES AFTER A 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*.

6. MAIL BALLOT VOTING

- (a) As authorized under Section 110 of the *Local Government Act*, voting and registration may be done by mail for those electors who meet the criteria in paragraph 6(b).
- (b) The following electors are permitted to register to vote by mail and to vote by mail ballot:
 - (i) those persons who have a physical disability, illness or injury that affect their ability to vote at another voting opportunity;
 - (ii) persons who expect to be absent from the jurisdiction on general voting day and at the times of all advance voting opportunities.
- (c) 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 126 of the *Local Government Act*.
- (d) A person exercising the right to vote by mail under the provisions of Section 110 of the *Local Government Act* may be challenged in accordance with, and on the grounds specified in Section 126 of the *Local Government Act*, until 4:00 pm two days before general voting day.
- (e) The Chief Election Officer is hereby authorized to establish time limits in relation to voting by mail ballot.
- (f) As provided in the *Local Government Act*, to be counted, a mail ballot must be received by the Chief Election Officer before the close of voting on general voting day and it is the obligation of the person applying to vote by mail ballot to ensure that the mail ballot is received by the Chief Election Officer within this time limit.

7. REPEAL

"The Regional District of Central Okanagan Election Procedures Bylaw No. 1243, 2008 is hereby repealed in its entirety."

8. CITATION

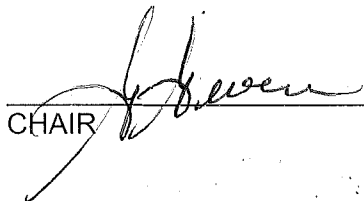
This bylaw may be cited as "Regional District of Central Okanagan Election and Assent Voting Procedures Bylaw No. 1417, 2018."

READ A FIRST TIME THIS 26th DAY OF March 2018

READ A SECOND TIME THIS 26th DAY OF March 2018

READ A THIRD TIME THIS 26th DAY OF March 2018

ADOPTED THIS 26th DAY OF March 2018


CHAIR


DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1417 cited as the "Regional District of Central Okanagan Election and Assent Voting Procedures Bylaw No. 1417, 2018" as read a third time and adopted by the Regional Board on the 26th day of March 2018.

Dated at Kelowna, B.C. this
26th day of March 2018


DIRECTOR OF CORPORATE SERVICES