

THE CORPORATION OF THE CITY OF WHITE ROCK BYLAW NO. 2426



A Bylaw to provide for the determination of various procedures for the conduct of elections and assent voting.

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

AND WHEREAS the Council of the City of White Rock wishes to establish various procedures and requirements under that authority;

NOW THEREFORE the Council of the City of White Rock in open meeting assembled, ENACTS as follows:

1. CITATION

This Bylaw may be cited for all purposes as "*White Rock Election Procedure Bylaw, 2022, No. 2426*".

2. DEFINITIONS

In this bylaw,

City means The Corporation of the City of White Rock

Candidate means a person who is declared to be a candidate by the Chief Election Officer or designate following the closure of nomination period

Candidate Representative means an official agent or a scrutineer appointed under section 102 of the *Local Government Act*

Elector means a resident elector or a non-resident property elector of the City of White Rock as defined under the *Local Government Act*

Extended Care Facility means a facility providing residential accommodation and personal care for individuals who, because of age, infirmity or disability, require personal care

General Local Government Election means the elections held for any or all of the noted: Mayor, Council and School Trustee which must be held in the year 2022 and every four years following that

General Voting Day means:

- (a) for a General Local Government Election, the third Saturday of October in the year of the Election;
- (b) for other elections, the date set under the provisions of the *Local Government Act*; and
- (c) for other voting, the date set under Section 109 of the *Local Government Act*

Vote Tabulation Machine means an electronic device that uses an optical scanner to read and record how ballots are marked and will tabulate election results automatically at the close of General Voting Day

3. **MINIMUM NUMBER OF NOMINATORS**

The minimum number of qualified nominators required to make a nomination for office as a Member of Council, Mayor or School Trustee shall be ten (10).

4. **NOMINATION DEPOSITS**

- (a) A person who wishes to be nominated for Mayor, Councillor or School Trustee in an election must pay a nomination deposit in the amount of \$100.
- (b) The nomination deposit will be returned to the candidate in accordance with the *Local Government Act* (once the candidate disclosure statement is filed in accordance with the Local Elections campaign Finance Act).

5. **ACCESS TO NOMINATION AND ENDORSEMENT DOCUMENTS**

- (a) The Chief Election Officer must give public access to nomination documents by:
 - public inspection in the Administration office at City Hall from the time of delivery until 30 days after the declaration of election results; and
 - on the City Website until 30 days after the declaration of the election results.

Note: the nominators' address and phone number will be severed from the documents prior to them being posted on the City's website.

- (b) The Chief Election Officer must give public access to elector organization endorsement documents by:

- public inspection in the Administration office at City Hall from the time of delivery until 30 days after the declaration of election results; and
- on the City Website until 30 days after the declaration of the election results.

Note: the nominators' address and phone number will be severed from the documents prior to them being posted on the City's website.

6. **PROVINCIAL VOTERS LIST**

- (a) In accordance with section 76 the *Local Government Act*, for all elections and assent voting the most current available Provincial list of voters prepared under the *Election Act* of British Columbia shall form the register of resident electors and shall become the register of electors on the 52nd day prior to General Voting Day.

7. **ADVANCE VOTING OPPORTUNITIES**

- (a) The following days shall be established as Advance voting opportunities for elections and assent voting:
- (i) on the 4th day before General Voting Day;
 - (ii) on the 9th day before General Voting Day; and
 - (iii) in accordance with section 107 of the *Local Government Act*, the 10th day before General Voting Day.
- (b) Voting hours for the advance voting opportunities will be from 8:00 a.m. to 8:00 p.m.
- (c) Council authorizes the Chief Election Officer to designate the voting places at which the advance voting opportunities will be conducted.

8. **SPECIAL VOTING OPPORTUNITIES**

- (a) As authorized under section 109 of the *Local Government Act* a special voting opportunity shall be provided on the 3rd day before General Voting Day.
- (b) Council hereby authorizes the Chief Election Officer to establish:

- (i) the voting hours when special voting opportunities will be conducted; and,
 - (ii) the extended care facility or facilities at which a special voting opportunity will be conducted;
- (c) The following restrictions apply to persons who may vote at the special voting opportunities:
 - (i) in the case of extended care facilities only electors who, on the date on which the special voting opportunity is held, have been registered as residents of the facility; and
 - (ii) staff of the extended care facility who are qualified to vote in the City of White Rock.
- (d) The number of candidate's representatives who may be present at a special voting opportunity is limited to two (2), with that candidate being chosen by agreement of the candidates for that election. Failing such agreement, the Chief Election Officer shall determine which two candidates may have a representative present (will be determined by lot).
- (e) A portable ballot box and necessary supplies for the voting may be carried from room to room by election staff (two (2) must be in attendance), to provide each elector the opportunity to vote at bedside, where it is determined by the presiding election official that the elector cannot attend the voting area established at the special voting location and when the presiding election official has been notified by facility staff of such a circumstance is requested.

Note: All portable ballot boxes will be sealed upon completion of the special voting opportunity. At the close of voting on General Voting Day the portable ballot box(es) will be unsealed, and the ballots will be placed into the vote tabulation machine used for all special voting opportunities.
- (f) A single ballot box will be used for all ballots at the special voting location(s) with the exception of portable ballot boxes that may be utilized when needed for the purpose of bedside voting.

9. ORDER OF NAMES ON BALLOT

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

10. **RESOLUTION OF TIE VOTE AFTER JUDICIAL RECOUNT**

- (a) 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*.

11. **SEVERABILITY**

- (a) If any portion of this bylaw is held to be invalid by a Court of competent jurisdiction, it is Council's intention that such invalidity not affect the validity of the remaining portions of the bylaw.

12. **REPEAL**

- (a) "*White Rock Election Procedure Bylaw, 2018, No. 2246*" and all amending bylaws are hereby repealed.

RECEIVED FIRST READING on the	day of , 2022
RECEIVED SECOND READING on the	day of , 2022
RECEIVED THIRD READING on the	day of , 2022
ADOPTED on the	day of , 2022

MAYOR

DIRECTOR OF CORPORATE ADMINISTRATION