



THE CORPORATION OF THE CITY OF NORTH VANCOUVER

“GENERAL LOCAL ELECTION BYLAW, NO. 6442”

CONSOLIDATED FOR CONVENIENCE – JULY 8, 2008

Amendment Bylaw, 1993, No. 6453	Required Advance Voting Opportunities; Special Voting Opportunities
Amendment Bylaw, 1999, No. 7152	Special Voting Opportunities
Amendment Bylaw, 2005, No. 7710	Required Advance Voting Opportunities
Amendment Bylaw, 2008, No. 7947	Required Advance Voting Opportunities, Mail Ballot Voting, Access to Documents

THE CORPORATION OF THE CITY OF NORTH VANCOUVER

BYLAW NO. 6442

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 an open meeting of Council, enacts as follows:

1. Citation

This bylaw may be cited as “**General Local Election Bylaw, 1993, No. 6442**”.

2. Definitions

In this bylaw:

“**Campaign financing disclosure statements**” mean the disclosure statements, supplementary reports and signed declarations required under sections 90 and 90.1 of the *Local Government Act*.

“**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;

“**General local election**” means the elections held for the Mayor and all Councillors of the City of North Vancouver which must be held in the year 1993 and in every 3rd year after that;

“**General voting day**” means,

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

“**Jurisdiction**” means, in relation to an election, the City of North Vancouver for which it is held;

“**Local Government**” means in relation to the City of North Vancouver, the Council;

“**Nomination documents**” mean the documents required under section 72 of the *Local Government Act*.

“**Other voting**” means voting on a matter referred to in Section 158 of the *Local Government Act* and includes voting on a referendum under Sections 83 or 85 of the *Community Charter*.

3. Use of Provincial List of Voters as the Register of Resident Electors

- (a) As authorized under Section 59 of the *Local Government Act*, the most current list of voters prepared under the *Election Act*, existing at the time an election or other voting is to be held, is deemed to be the register of resident electors for the City of North Vancouver;
- (b) The Provincial list of voters becomes the register of resident electors by 52 days before general voting day for each election or other voting for the City of North Vancouver.

4. Required Advance Voting Opportunities

- (a) As provided under Section 97 of the *Local Government Act*, required advance voting opportunities will be held for each election (or specified election), (or other voting) as follows:
 - (i) on the 10th day before general voting day, and
 - (ii) on the 5th day before general voting day.
- (b) Voting hours for these advance voting opportunities are from 8:00 a.m. to 8:00 p.m.

5. Additional Advance Voting Opportunities

- (a) As authorized under Section 98 of the *Local Government Act*, the 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.

6. Special Voting Opportunities

- (a) As authorized under Section 99 of the *Local Government Act* the 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 Section 96(2) of the *Local Government Act*, for the special voting opportunity.
- (b) The following restrictions apply to persons who may vote at the special voting opportunity:

- (i) the only electors who may vote are electors who, on the date on which the special voting opportunity is held and before the end of the voting hours for that special voting opportunity, have been admitted to and are patients of a hospital designated as a location for a special voting opportunity.
- (c) The following procedures for voting and for conducting the voting proceedings apply to the special voting opportunity:
 - (i) where a poll 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 on the patient for the purpose of receiving their ballot. In that case the voter shall mark the ballot as far as possible in accordance with this Section in the privacy that can be reasonably arranged.
- (d) Council authorizes the Chief Election Officer to limit the number of candidates representatives who may be present at the special voting opportunity.

7. Resolution of Tie Votes 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 141 of the *Local Government Act*

8. Mail Ballot Voting

- (a) As authorized under section 100 of the *Local Government Act*, voting and registration may be done by mail for those electors who meet the criteria in paragraph (b) for each election or other voting.
- (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 affects their ability to vote at another voting opportunity;
 - (ii) persons who expect to be absent from the City of North Vancouver on general voting day and at the times of all advance voting opportunities.
- (c) The following procedures for voting and registration must apply:
 - (i) 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 116 of the *Local Government Act*;
 - (ii) a person exercising the right to vote by mail under the provisions of section 100 may be challenged in accordance with, and on the grounds specified in section 116 of the *Local Government Act*, until 4:30 pm two days before general voting day.
- (d) The time limits in relation to voting by mail ballot will be determined by the chief election officer.
- (e) As provided in the *Local Government Act*, 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."

9. Access to Documents

Access to Nomination Documents

As authorized under section 73 of the *Local Government Act*, public access to nomination documents required under section 72 of the *Local Government Act* will be provided by making copies available at City Hall during regular business hours on request of any person and by posting on the City's website from the time of the delivery of any nomination documents to the Chief Election Officer until 30 days after the declaration of the election results.

Access to Campaign Financing Disclosure Statements

As authorized under section 93 of the *Local Government Act*, public access to disclosure statements, signed declarations, and supplementary reports required under sections 90 and 90.1 of the *Local Government Act* will be provided by making copies available at City Hall during regular business hours on request of any person and by posting on the City's website from the time of filing with the City Clerk until seven years after general voting day.

READ a first time by the Council on
the 9th day of August, 1993.

READ a second time by the Council on
the 9th day of August, 1993.

READ a third time and passed by the
Council on the 9th day of August, 1993.

RECONSIDERED and finally adopted by the
Council, signed by the Mayor and City Clerk,
and sealed with the Corporate Seal on the
23rd day of August, 1993.

"John E. Loucks"

MAYOR

"Bruce Hawkshaw"

CITY CLERK