



*"Inspire learners, Integrate sustainability,
Involve community"*

SCHOOL DISTRICT NO. 64

BYLAW NO.1 Election Procedures

A BYLAW ESTABLISHING VARIOUS PROCEDURES FOR THE CONDUCTING OF GENERAL ELECTIONS AND OTHER TRUSTEE ELECTIONS.

PREAMBLE:

Under the *School Act*, School District No. 64 (Gulf Islands) (hereinafter referred to as the Board) may, by bylaw, determine various procedures and requirements to be applied in the conduct of trustee elections.

In School District No. 64 (Gulf Islands), trustee elections are held in the following trustee electoral areas:

Trustee Electoral Area	No. of Trustees
#1 Salt Spring Island	3
#2 Pender Island	1
#3 Saturna Island	1
#4 Mayne Island	1
#5 Galiano Island	1

The Board of Education wish to establish various procedures and requirements under the authority of the *School Act* for trustee elections.

The Board of Education, in an open meeting of the Board, enacts as follows:

1. Definitions In this bylaw:

- "Board" means the Board of Education of School District No. 64 (Gulf Islands).
- "Election" means a trustee election.
- "By-election" means a trustee election to fill a vacancy on the school board in any of the circumstances described in s. 36 of the *School Act*.
- "General voting day" means the date on which general voting for a trustee election is to take place, whether part of the general school elections or a by-election.
- "Minister" means the Minister of Education.
- "Regional District" means the Capital Regional District

2. Application

(a) This bylaw applies to both general school elections and by-elections, except as otherwise indicated.

3. Required Advance Voting Opportunities

- 3.1 Unless the Board is exempted from the requirement by order of the Minister of Education, an advance voting opportunity will be held on the tenth day before general voting day.
- 3.2 As authorized under section 98 of the Municipal Act, the Board authorizes the chief election officer to establish additional advance voting opportunities for each election, or other voting 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.

4. 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 lot in accordance with The Local Government Act.

5. Mail Ballot Voting: Mail ballot voting as set out in the election bylaws of the Capital Regional District (CRD) will apply to elections of School District No. 64 (Gulf Islands).

6. Website Access to candidate Nomination Forms and Campaign Financial Disclosure Statements:

6.1 The Board authorises public access, during the regular hours at the Board's head office, to nomination documents of trustee candidates by internet or other electronic means until thirty (30) days after declaration of the election results.

6.2 In accordance with the *Local Elections Campaign Financing Act*, the Board will make available to the public for inspection during regular office hours of the Board's head office, the trustee candidates' campaign financing disclosure statements and supplementary reports until five years after general voting day or the election to which the trustee's campaign financial disclosure statements and supplementary report relate either by providing

(a) access by internet, or

(b) a copy of that information for inspection

The Board will, on request, provide a copy or other record of trustees' campaign financial disclosure statements and supplementary reports for as long as they are required to be available to the public under section 6.2.

6.4 Before providing the services under section 6, the Board requires the person requesting the service to

- a. satisfy the Board that any purpose for which personal information is to be used is permitted by section 63 of the *Local Elections Campaign Financing Act* [restrictions on the use of personal information] and

- b. provide a signed statement that
 - i. the individual and
 - ii. if applicable, any individual or organization on whose behalf the first individual is accessing, inspecting, or obtaining the copy or other record

will not use personal information included in the copy or other record except for a purpose permitted under the *Local Elections Campaign Financing Act*.

7. This bylaw may be cited as "School District No. 64 (Gulf Islands) Bylaw No.1, Election Procedures Bylaw"
8. School District No. 64 (Gulf Islands) Bylaw No. 6 is hereby repealed.

References (Do not need to be included.)

- *School Act*
- Local Government Act
- Capital Regional District Bylaws
- Local Elections Campaign Financing Act.
- Original Bylaw No. 6.

Date of First reading: 14th DAY of MARCH 2018.

Date of Second Reading: 11th DAY OF APRIL 2018.

Date of third reading and adoption: 13th DAY of JUNE 2018.

Robert Pingle
Board Chairperson

Rod Scotvold
Secretary Treasurer

Original signed December 4, 1996

Revised: May 14, 2014 and June 13, 2018.