

Coast Mountains Board of Education
School District 82

5000 Governance

5101 **TRUSTEE ELECTIONS BYLAW**
Board of Education of School District
No. 82 (Coast Mountains)

Date Revised: July 9, 2008
Date Adopted: Sept. 8, 1999

Policy

Trustee Elections Bylaw provides for the determination of various procedures for the conduct of general school elections and other trustee elections.

Preamble

Under the *School Act*, the Board of Education may, by bylaw, determine various procedures and requirements to be applied in the conduct of trustee elections.

In School District No. 82 (Coast Mountains), under section 37 of the *School Act*, trustee elections in the following trustee electoral areas are the responsibility of the following authorities: [School District No. 82 (Coast Mountains) Trustee Electoral Area Order M304.]

Trustee Electoral Area (TEA):	No. of Trustees	Authority
Trustee Electoral Area 1 (Kitimat)	Three	Board of Education
Trustee Electoral Area 2 (Terrace)	Three	Board of Education
Trustee Electoral Area 3 (Thornhill)	One	Board of Education
Trustee Electoral Area 4 (Stewart/Meziadin)	One	Board of Education
Trustee Electoral Area 5 (Hazelton)	One	Board of Education

Regulations

The board of education wishes 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

The terms used shall have the meanings assigned by the *School Act* and the *Local Government Act*, except as the context indicates otherwise.

"By-election" means a trustee election to fill a vacancy on the board of education.

“Election” means a trustee election.

“Board” or “school board” means the Board of Education of School District No. 82 (Coast Mountains).

“Chief Election Officer” means the person appointed by the board of education for each general election or by-election.

2. Application

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

3. Order of Names on the Ballot

The order of names of candidates on the ballot will be alphabetical by surname.

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 section 141 of the *Local Government Act*.

5. Elections conducted by the Board of Education

The following provisions apply to those trustee elections which the board of education conducts on its own behalf.

5.1 Mandatory Advance Voting Opportunities

Unless exempted by the Minister of Education, the mandatory advance voting opportunities are established as follows:

- (i) on the tenth day before general voting day; and
- (ii) on the third day before general voting day, except for Trustee Electoral Area 4
For Trustee Electoral Area 4, no second advance voting opportunity to be held except any that are established under 5.2

[Reference: *Local Government Act* s.97(2); *School Act* s.45(1)]

5.2 Additional Advance Voting Opportunities

The chief election officer is authorized to establish additional advance voting opportunities for each election and to designate the voting places, establish the date and the voting hours for these voting opportunities.

[Reference: *School Act* s.45(1); *Local Government Act* s.98]

5.3 Additional General Voting Opportunities

The chief election officer is authorized to establish additional general voting opportunities for general voting day for each election and to designate the voting places and voting hours, within the limits set out in section 97(2) of the *Local Government Act*, for such voting opportunities.

[Reference: *Local Government Act* s.96; *School Act* s.45 (1)].

5.4 Special Voting Opportunities

In order to give electors who may otherwise be unable to vote an opportunity to do so, special voting opportunities are established for each election for hospitals within the school district, (Mills Memorial, Winch Memorial, Kitimat General).

[Reference: *Local Government Act* s. 99; *School Act* s.45(1)]

5.5 Nomination Deposit

A nomination for the office of board of education trustee must be accompanied by a deposit in the amount of \$ **0.00** to be dealt with in accordance with section 72.1 of the *Local Government Act*.

6. Title

This bylaw may be cited as the Board of Education of School District No. 82 (Coast Mountains) Trustee Elections Bylaw.

#5495 Wu/Weeber

THAT the Board of Education of School District No. 82 (Coast Mountains) Trustee Elections Bylaw No. 1 be read, in name only, into the Public Record of the Board and included in detail in the Minutes of the July 9, 2008 meeting.