

TRUSTEE ELECTIONS BY-LAW NO. 1-2018

BOARD OF EDUCATION SCHOOL DISTRICT 84 (VANCOUVER ISLAND WEST)

A by-law to provide for the determination of various procedures for the conduct of general school elections and other trustee elections.

Preamble:

Under the *School Act*, a board of education may, by by-law, determine various procedures and requirements to be applied in the conduct of trustee elections.

In School District 84 (Vancouver Island West), trustee elections are held in the following trustee electoral areas:

Trustee Electoral Area	Trustee Electoral Area Description	No. of Trustees
1	Village of Gold River and the Gold River Schools Attendance Area of Electoral Area 'A' (Strathcona Regional District)	2
2	Village of Tahsis and the Captain Meares Elementary Secondary School and Esperanza Elementary Secondary School Attendance Area of Electoral Area 'A' (Strathcona Regional District)	1
3	Village of Zeballos and the Zeballos Elementary Secondary School Attendance Area of Electoral Area 'A' (Strathcona Regional District)	1
4	Kyuquot Elementary Secondary School Attendance Area of Electoral Area 'A' (Strathcona Regional District)	1

The Board of Education of School District 84 (Vancouver Island West) wishes to establish various procedures and requirements under the authority of the *School Act* for trustee elections.

The Board of Education of School District 84 (Vancouver Island West), in an open meeting of the Board, enacts as follows:

1. Definitions:

The terms used in this bylaw shall have the meanings assigned by the *School Act*, the *Local Government Act* and the *Local Elections Campaign Financing Act*, except as the context indicates otherwise.

- "Board" means the Board of Education of School District 84 (Vancouver Island West).
- "by-election" means a trustee election to fill a vacancy on the Board in any of the circumstances described in section 36 of the *School Act*.
- "election" means a trustee election.
- "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 Regional District of Strathcona.

2. Application

This by-law applies to both general school elections and by-elections and to those trustee elections carried out by other authorities, except as otherwise indicated in this bylaw.

3. **Required Advance Voting Opportunities**

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. Additional voting days may be available as defined by local government bylaws in each Trustee Electoral Area.

4. **Order of Names on the Ballot**

The order of names of candidates on the ballot will be determined by lot.

5. **Resolution of Tie Vote 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*.

6. **Application of Local Government By-laws**

In Trustee Electoral Area 1, the election bylaws of the Village of Gold River apply to trustee elections conducted by the Village of Gold River except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.

In Trustee Electoral Area 2, the election bylaws of the Village of Tahsis apply to trustee elections conducted by the Village of Tahsis, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.

In Trustee Electoral Area 3, the election bylaws of the Village of Zeballos apply to trustee elections conducted by the Village of Zeballos except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.

In Trustee Electoral Area 4, if the Strathcona Regional District conducts all or part of the trustee election, the elections bylaws of Strathcona Regional District, as they may be amended from time to time, apply to that trustee election or part of the trustee election, except for any bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.

7. **Elections Conducted by School Board**

The following additional provisions apply to those trustee elections that the Board conducts on its own behalf except where the Board has adopted a local government bylaw to apply to the trustee election.

7.1 **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.

7.2 **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 the *Local Government Act*, for such voting opportunities.

8. **Title**

This by-law may be cited as "School District 84 (Vancouver Island West) Trustee Elections By-law No. 1-2018".

9. **Repeal**

School District 84 (Vancouver Island West) Trustee Elections By-law No. 1-2014 is hereby repealed.

Date of First Reading: June 11, 2018

Date of Second Reading: June 11, 2018

Date of Third Reading and Adoption: June 11, 2018

(Corporate Seal)


Chairperson


Superintendent of Schools/Secretary-Treasurer