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## BYLAW No. 1 ELECTIONS PROCEDURES

THIS BYLAW IS TO PROVIDE FOR THE DETERMINATION OF VARIOUS PROCEDURES FOR THE CONDUCTING OF GENERAL SCHOOL ELECTIONS AND OTHER TRUSTEE ELECTIONS.

### **Preamble:**

In accordance with the *School Act*, School District No. 64 (Gulf Islands) 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	Number of Trustees
Area 1 Salt Spring Island	3
Area 2 Pender Island	1
Area 3 Saturna Island	1
Area 4 Mayne Island	1
Area 5 Galiano Island	1

The Board of Education of School District No. 64 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 within this bylaw**

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.

- 1.1. "Board" means the Board of Education of School District No. 64 (Gulf Islands).
- 1.2. "By-election" means a trustee election to fill a vacancy on the school board in any of the circumstances described in section 36 of the *School Act*.
- 1.3. "Election" means a trustee election.
- 1.4. "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.



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## 2. Application

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

## 3. Application of Local Government Bylaws

If the Capital Regional District conducts all or a part of the trustee election, the elections bylaws of the Capital 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 provisions in section 4 to 10 of this bylaw or any other matter on which the local government bylaws may not by law apply to a trustee election.

## 4. Nomination Deposit

As authorized under sections 88 of the *Local Government Act*, the Board authorizes the Chief Election Officer to not require a deposit for nomination.

## 5. Minimum Number of Nominators

As authorized under sections 88 of the *Local Government Act*, the Board authorizes the Chief Election Officer to set the number of nominators for each nomination as two.

## 6. Order of Names on the Ballot

As authorized under sections 116 of the *Local Government Act*, the Board authorizes the Chief Election Officer to order the names of the candidates on the ballot alphabetically by surname.

## 7. Advance Voting Opportunities

As authorized under sections 107 & 108 of the *Local Government Act*, the Board authorizes the Chief Election Officer to establish advance voting opportunities for each electoral area, 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

## 8. Mail Ballot Voting

As authorized under section 110 of the *Local Government Act*, the Board authorizes the Chief Election Officer to establish mail ballot voting for each electoral area, and to designate the procedures, registration, and time limits in relation to voting by mail ballot.



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**9. Resolution of Tie Votes After Judicial Recount**

As authorized under section 151 of the *Local Government Act*, the Board authorizes the Chief Election Officer 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*.

**10. Public Access to Election Documents**

10.1. 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.

10.2. 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

10.2.1. access by internet, or

10.2.2. a copy of that information for inspection.

10.3. 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 10.2.

10.4. Before providing the services under section 10, the Board requires the person requesting the service to

10.4.1. 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

10.4.2. provide a signed statement that the individual, and 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*.



BOARD OF EDUCATION OF SCHOOL DISTRICT NO. 64  
BYLAW NO. 1

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11. This bylaw may be cited as "School District No. 64 (Gulf Islands) Bylaw No.1, Election Procedures Bylaw"

Date of First reading: 8<sup>th</sup> day of June, 2022.

Date of Second Reading: 8<sup>th</sup> day of June, 2022.

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Tisha Boulter  
Board Chairperson

Jesse Guy  
Secretary Treasurer

Original signed December 4, 1996

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