



DISTRICT OF PORT HARDY

BYLAW NO. 1076-2018

A Bylaw to Amend Local Government Elections Bylaw No. 07-2011

WHEREAS the Council of the District of Port Hardy deems it expedient to amend Bylaw No. 03-2009;

NOW THEREFORE the Council of the District of Port Hardy in open meeting assembled enacts as follows:

PART 1 CITATION

1.1 This Bylaw shall be cited as " Local Government Elections Amendment Bylaw No. 1076-2018".

PART 2 TEXT AMENDMENTS

2.1 Council Procedure Bylaw No. 07-2011 is hereby amended as follows:

- a) Section 4. Additional Advance Voting Opportunities 4.1 is hereby deleted and replaced with the following new Section 4.1:

"In addition to the required advance voting opportunity on the 10th day before general voting day, the Thursday and Friday immediately preceding the 3rd Saturday in October from the hours of 9:00 a.m. to 4:00 p.m. are hereby established as advance voting opportunities for general local elections and other voting."

- b) Section 5. Special Voting Opportunities 5.1 is hereby deleted and replaced with the following new Section 5.1:

"In order to give electors, who may otherwise be unable to vote, an opportunity to do so, the Council of the District of Port Hardy will provide a special voting opportunity at the Port Hardy Hospital and Eagle Ridge Manor, 9120 Granville Street, on the Wednesday immediately preceding the 3rd Saturday in October from 2:00 p.m. to 2:30 p.m. Only patients may vote."

- c) Section 6. Mail Ballot Voting is hereby deleted and replaced with the following:

6.1 "As authorized under section 110 of the Local Government Act, voting and elector registration may be done by mail for those electors who meet the criteria 6.2."

6.2 "The following electors are permitted to vote by mail ballot and to register to vote by mail:

- (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 District of Port Hardy on general voting day and at the times of all advance voting opportunities;"*

6.3 "The following procedures for voting and elector 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 126 of the *Local Government Act*;
- (ii) a person exercising the right to vote by mail under the provisions of section 110 may be challenged in accordance with, and on the grounds specified in section 126 of the *Local Government Act*, until 4:30 pm two days before general voting day."

6.4 "The time limits in relation to voting by mail ballot will be determined by the chief election officer."

6.5 "As provided in the *Local Government Act*, to be counted, a mail ballot must be received by the chief election officer before the close of voting on general voting day."

PART 3 SEVERABILITY

- 3.1 If a court of competent jurisdiction declares any portion of this Bylaw invalid, then the invalid portion must be severed and the remainder of the Bylaw is deemed valid.

Read a first time the 13th day of March, 2018.

Read a second time 13th day of March, 2018.

Read a third time the 13th day of March, 2018.

Adopted on the 27th day of March, 2018

Original signed by:

DIRECTOR
OF CORPORATE SERVICES

MAYOR

Certified a true copy of
Bylaw No. 1076-2018 as adopted.

Director of Corporate Services