

**The Board of Education of School District No. 79 (Cowichan Valley)
Trustee Election Bylaw No. 22-03**

**A Bylaw Regarding the Conduct of
Trustee Elections and By-Elections**

Whereas the trustee electoral area of School District No. 79 (Cowichan Valley) is a non-municipal trustee electoral area and the School Act requires the Board of Education to conduct trustee elections and by-elections for the school district;

Whereas the Board of Education wishes to establish procedures for the conduct of elections and by-elections; and,

Whereas the School Act authorizes the Board of Education to enter into agreements with local governments to conduct the election,

Now therefore the Board of Education in an open meeting assembled enacts as follows:

1. Citation

- a. This bylaw may be cited as "School District No. 79 (Cowichan Valley) Trustee Election Bylaw No. 22-03".

2. Application

- a. This bylaw applies to general elections and by-elections of school trustees of School District No. 79 (Cowichan Valley).

3. Conduct of Elections

- a. The most current available Provincial list of voters prepared under the *Election Act* is to be the register of resident electors;
- b. The Provincial list of voters becomes the register of resident electors no later than 52 days before general voting day for any election or by-election to which this bylaw applies;
- c. The chief election officer is authorized to establish additional voting opportunities for general voting day and to designate the voting places and set the voting hours for these voting opportunities;
- d. In addition to the required advance voting opportunity, the Board establishes the 4th day before general voting day as an advance voting opportunity; and,
- e. The chief election officer is authorized to establish dates for additional voting opportunities in advance of general voting day and to designate the voting places and set the voting hours for these voting opportunities.

4. Tie Vote

- a. If the results of the election cannot be declared because there is an equality of valid votes for two or more candidates, the results will be determined by lot in accordance with the *Local Government Act*.

5. Agreement for Conduct of Elections

- a. The Board authorizes entering into an agreement with one or more local governments whereby the local government conducts all or part of a trustee election for the School District.
- b. The Board authorizes entering into an agreement with one or more persons whereby that person conducts or those persons conduct all or part of a trustee election for the School District.
- c. The Board delegates to the Secretary-Treasurer the authority to enter into such agreements with one or more local governments and with one or more persons.
- d. Notwithstanding any provision of Section 3 of this bylaw, the bylaws of a local government respecting elections apply to trustee elections in the event such an agreement is made with a local government.

6. Bylaw No 1-2018, cited as "School District No. 79 (Cowichan Valley) Trustee Election Bylaw No. 1-2018" is hereby rescinded

READ A FIRST TIME THE 3rd DAY OF MAY, 2022

READ A SECOND TIME THE 3rd DAY OF MAY, 2022

READ A THIRD TIME, PASSED AND ADOPTED THE 3rd DAY OF MAY, 2022

Board Chair

Secretary-Treasurer