

SCHOOL DISTRICT NO. 78 (FRASER-CASCADE)

BYLAW

NO: **14**
DATE: 1999-09-14
REVISED: 2005-06-14
2008-08-26

SUBJECT: **TRUSTEE ELECTIONS**

This bylaw is to provide for the determination of various procedures for the conduct of general school elections and other trustee elections.

14.1 Preamble

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

In School District #78 (Fraser-Cascade), under section 37 of the *School Act*, trustee elections in the following trustee electoral areas are the responsibility of the following:

Trustee Electoral Area	# of Trustees	Authority
Old School District #76	3	District of Kent Village of Harrison Hot Springs
Old School District #32 south of the Fraser River to Alexandra Bridge.	3	District of Hope Fraser Valley Regional District
Boundary of old School District #32 north of the Fraser River including the south side of the Fraser River east of Alexandra Bridge.	1	Fraser Valley Regional District

14.2 Definitions

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

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"**Election**" means trustee election.

"**By-Election**" means a trustee election to fill a vacancy on the school board.

"**Board**" means the Board of Education of School District No. 78 (Fraser-Cascade).

14.3 Application

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

14.4 Order of Names on the Ballot

The order of names of candidates on the ballot will be determined by lot in accordance with Section 46(5) of the *School Act* and Section 107 of the *Local Government Act*.

14.5 Resolution of Tie Votes after a Judicial Recount

In the event of a tie vote after a judicial recount, the tie vote will be resolved by conducting a lot in accordance with section 141 of the *Local Government Act*.

14.6 Application of the Local Government Bylaws

- a) Where the Board enters into an agreement with the District of Hope and/or the District of Kent and/or the Village of Harrison Hot Springs and/or the Fraser Valley Regional District under section 38(4) of the *School Act*, under which the District of Hope and/or the District of Kent and/or the Village of Harrison Hot Springs and/or the Fraser Valley Regional District conducts a trustee election in conjunction with a local government election, the election bylaws of the District of Hope and/or the District of Kent and/or the Village of Harrison Hot Springs and/or the Fraser Valley Regional District, as they may be amended from time to time, apply to any trustee election carried out under that agreement, except otherwise provided by Section 38(5) of the *School Act* and except for the nomination provisions set out in Section 14.8 of this bylaw.
- b) Where the Board conducts an election in trustee electoral area at the same time as a local government election for the District of Hope and/or the District of Kent and/or the Village of Harrison Hot Springs and/or the Fraser Valley Regional District is being conducted, the election bylaws of the District of Hope and/or the District of Kent and/or the Village of Harrison Hot Springs and/or the Fraser Valley Regional District, as they may be amended from time to time, apply to the trustee election, except as otherwise provided by Section 38(5) of the *School Act* or by this bylaw and except for the nomination provisions set out in Section 14.8 of this bylaw.
- c) Paragraphs 14.4 and 14.5 of this bylaw apply to elections carried out by a local government under agreement with the school board and to elections carried out by the board under (b).

14.7 Elections Conducted by the Board of Education

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1) Mandatory Advance Voting Opportunities

Mandatory advance voting opportunities are established as follows:

- a) on the tenth day before general voting day.

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.

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 96(2) of the *Local Government Act*, for such voting opportunities.

4) Special Voting Opportunities

In order to give electors who may otherwise be unable to vote an opportunity to do so, a special voting opportunity is established for each election and the chief election officer is authorized to establish the location, date and voting hours, within the limits set out in section 99(4) of the *Local Government Act*, for a special voting opportunity.

14.8 Number of Nominators

- 1) The number of qualified nominators for a trustee candidate will be established at the minimum number of 2 (two) for all electoral regions within the School District boundaries.