

MOUNTAIN VIEW COUNTY

BYLAW NO. 07/21, as Amended

MUNICIPAL ELECTION BYLAW

Consolidated Version May 12, 2021

Note:

All persons making use of the consolidation are reminded that it has no legislative sanction, that the amendments have been embodied for convenience of reference only, and that the original bylaw should be consulted for all purposes of interpreting and applying the bylaw.

**Mountain View County
Province of Alberta**

Bylaw No. 07/21

A BYLAW OF MOUNTAIN VIEW COUNTY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR REGULATIONS AND PROTOCOLS FOR CONDUCTING MUNICIPAL ELECTIONS AND BY-ELECTIONS WITHIN THE COUNTY.

SECTION 1 – AUTHORITY

- 1.01 The *Municipal Government Act*, Chapter M-26 Statutes of Alberta 2000, and amendments authorizes Council to pass Bylaws in relation to Conducting Municipal Elections and By-Elections;
- 1.02 The *Local Authorities Election Act*, Chapter L-21 Statutes of Alberta 2000, and amendments, authorizes Council to pass Bylaws in relation to enacting procedures and regulations in relation to conducting Municipal Elections and By-Elections;
- 1.03 This Bylaw may be cited as the “Municipal Election Bylaw”.
- 1.04 Mountain View County hereby enacts the following:

SECTION 2 - DEFINITIONS

- 2.01 In this Bylaw, unless the context otherwise requires:
 - a. **“Act”** means the Local Authorities Election Act, Chapter L-21 Statutes of Alberta 2000, and amendments.
 - b. **“Nominee”** means a person who registers their name for the office of Councillor in Mountain View County.

SECTION 3- ELECTION ADMINISTRATION

- 3.01 This Bylaw shall apply to all Municipal Elections and By-Elections conducted by Mountain View County.
- 3.02 The Chief Administrative Officer is authorized to enter into agreements to conduct, or partner in, elections on behalf of another jurisdiction.
- 3.03 The Chief Administrative Officer is authorized to appoint a Returning Officer and Substitute Returning Officer, in accordance with the timelines laid out within the Act, for the purpose of conducting an election under this bylaw. In the event that the Chief Administrative Officer does not appoint a Returning Officer, they shall be deemed to be the Returning Officer. In the event that the Chief Administrative Officer appoints a Returning Officer, but does not appoint a Substitute Returning Officer, they shall be deemed to be the Substitute Returning Officer.

SECTION 4 – NOMINATION DEPOSIT

- 4.01 In accordance with Section 29 and 30 of the Act, every nomination for the Office of Councillor shall be accompanied by a deposit in the amount of \$200.00. The deposit shall be provided by a means allowable by the Act.

SECTION 5 – VOTING OPPORTUNITIES

- 5.01 The Returning Officer shall conduct, at minimum, one advance vote opportunity and may set additional date(s), time(s) and location(s) for additional advance vote opportunities if deemed appropriate.
- 5.02 The Returning Officer is authorized to provide for special ballots, the timelines associated with applying for and submitting special ballots, and determine which one, or more, methods that a person may apply for a special ballot:
- a. in writing;
 - b. telephone;
 - c. fax;
 - d. in person;
 - e. by email;
 - f. by secure website.
- 5.03 The Returning Officer is authorized to allow for the voting station to be opened prior to 10:00 am at their discretion.
- 5.04 The Returning Officer is authorized to, at their discretion, begin the count of any Special Ballot Boxes, Advance Ballot Boxes, or Institutional Ballot Boxes beginning at 7:30 pm on Election Day.

SECTION 6 – VOTING STATIONS/VOTING SUBDIVISIONS

(Amended by Bylaw No. 19/21)

- 6.01 In accordance with Section 37(3) of the Act, the Returning Officer is hereby authorized to designate more than one voting station for each subdivision and the location of those voting stations for that election.
- 6.02 In accordance with Section 36(1) of the Act the Returning Officer is hereby authorized to divide the local jurisdiction into voting subdivisions and may from time to time alter their boundaries but may not alter them between the time of the giving of notice of an election and the election day. In the event that the Returning Officer does not divide the local jurisdiction into alternative voting subdivisions, each municipal division shall be considered an individual voting subdivision.

(Amended by Bylaw No. 19/21)

SECTION 7 - REPEAL OF BYLAW

- 7.01 Bylaw No 25/20 is hereby repealed.

SECTION 8 - EFFECTIVE DATE

8.01 This Bylaw shall come into effect at such time as it has received third (3rd) reading and has been signed in accordance with the *Municipal Government Act*.

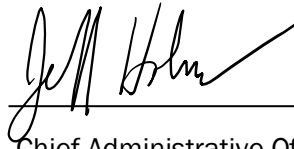
Read the first time this 13th day of January 2021.

Read the second time this 13th day of January 2021.

Read the third time this 13th day of January 2021.



Reeve



Chief Administrative Officer

January 13, 2021
Date of Signing