

BYLAW 9005

BOARD OF EDUCATION OF SCHOOL DISTRICT NO. 61 (GREATER VICTORIA)

TRUSTEE ELECTIONS and BY-ELECTIONS

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

Preamble:

Under Part 4 of the *School Act*, the Board of Education may, by bylaw, determine various procedures and requirements to be applied in the conduct of trustee elections.

In School District No. 61 (Greater Victoria), under Part 4 of the *School Act*, trustee elections are held in the following trustee electoral areas and are the responsibility of the school board:

- The Capital Regional District (Songhees and Esquimalt Reserves)
- The Corporation of the Township of Esquimalt
- The Corporation of the District of Oak Bay
- The Corporation of the District of Saanich
- The Corporation of the City of Victoria
- The District of Highlands
- The Town of View Royal

Trustee elections which are the responsibility of the school board may be conducted by the school board directly or by a local government under an agreement with the school board made pursuant to the *School Act* and *Local Government Act*.

The Board of Education, in an open meeting of the board, enacts as follows:

1. Definitions

The terms used 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.

“Board” or “school board” means the Board of Education of School District No. 61 (Greater Victoria).

"Election" means a trustee election including general school elections and by-elections.

“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.

“Minister” means the Minister of Education.

2. Application

This bylaw applies to both general school elections and by-elections carried out by the school board and by other authorities, except as otherwise indicated.

3. Application of Local Government Bylaws

For purposes of harmonizing trustee elections with local government elections occurring at the same time, the elections bylaws of the following local governments, as they may be amended from time to time, and as they apply to Voting Opportunities and Use of Voting Machines will apply to voting in trustee elections carried out in conjunction with the respective local government elections, except as provided otherwise in this bylaw or in the *School Act*:

The Capital Regional District (Songhees and Esquimalt Reserves)
The Corporation of the Township of Esquimalt
The Corporation of the District of Oak Bay
The Corporation of the District of Saanich
The Corporation of the City of Victoria
The District of Highlands
The Town of View Royal

4. By-elections

For elections held at times other than a general school board election, the procedures are outlined in Part 4, Division 3 of the *School Act*.

5. Order of Names on the Ballot

The order of names of candidates on the ballot will be alphabetical in accordance with the *School Act* and the *Local Government Act*.

6. Resolution of Tie Votes after 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 the *School Act* and the *Local Government Act*.

7. Number of Nominators

For certainty, the minimum numbers of qualified nominators for a trustee candidate is two.

8. Nomination Deposit

No nomination deposit is required for nomination for the office of school trustee.

This bylaw may be cited as Bylaw No. 9005 *Board of Education of School District No. 61 (Greater Victoria) Trustee Elections and By-Elections*.

Greater Victoria School District

Adopted: September 13, 1993

Revised : June 27, 1994

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