

**Background**

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

Under the [School Act](#), the Board of Education may, by bylaw, determine various procedures and requirements to be applied in the conduct of trustee elections. This bylaw applies to both general elections and by-elections, except as otherwise indicated.

In School District No.48 (Sea to Sky), trustee elections are held in the following trustee electoral areas:

Trustee Electoral Area	TEA Description	Number of Trustees
1	District of Squamish	2
2	Resort Municipality of Whistler	2
3	Village of Pemberton	1
4	Electoral Area C of Squamish-Lillooet Regional District	1
5	Electoral Area D of Squamish-Lillooet Regional District	1

The Board of Education wishes to establish various procedures and requirements under the authority of the *School Act* for trustee elections.

The Board of Education, School District No.48 (Sea to Sky), in an open meeting of the board, enacts as follows:

**1. Definitions**

The terms used shall have the meaning 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. 48 (Sea to Sky).

“By-election” means a trustee election to fill a vacancy on the school board.

“Election” means a trustee election.

“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. Order Names on the Ballots**

The order of names of candidates on the ballot will be alphabetical.

**3. Additional and Mail Voting Opportunities**

The Board of Education, School District No.48 (Sea to Sky), authorizes the Chief Elections Officer to establish additional and mail voting opportunities for general voting day for each election and to designate the voting places, voting hours and voting procedures within the limits set out in [section 108](#) and [110](#) of the *Local Government Act* for such voting opportunities.

**4. Required Advance Voting Opportunities**

- 4.1. At least 2 advance voting opportunities must be held for an election by voting.
  - 4.1.1. One on the tenth day before general voting day, and;
  - 4.1.2. The other on another date which the local government must establish by bylaw.
- 4.2. In accordance with section 107 of the [Local Government Act](#), a second advance voting opportunity may not be held in Trustee Electoral Areas 3, 4 and 5 as it is not a prerequisite for electoral areas with a population of 5,000 or less.
- 4.3. Voting hours for the required advance voting opportunities must be from 8 a.m. to 8 p.m.

## 5. Nomination Deposit

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

## 6. Resolution of Tied Votes after Judicial Recount

In the event of a tie vote after a judicial recount, the tie vote will be resolved by lot in accordance with [section 151](#) in the *Local Government Act*.

## 7. Application of Local Government Bylaws

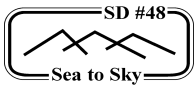
- 7.1. In Squamish, the election bylaws of the District of Squamish apply to trustee elections conducted by the District of Squamish, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.
- 7.2. In Whistler, the election bylaws of the Resort Municipality of Whistler apply to trustee elections conducted by the Resort Municipality of Whistler, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.
- 7.3. In Pemberton, the election bylaws of the Village of Pemberton apply to trustee elections conducted by the Village of Pemberton, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.
- 7.4. In Electoral Areas C and D, for a trustee election held at the same time as the general local elections, the elections bylaws of the Squamish/Lillooet Regional District, as they may be amended from time to time, apply to that trustee election, except for any bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.

## 8. Public Access to Election Documents

- 8.1. The Board authorizes posting of nomination documents of trustee candidates on the website of School District No.48 (Sea to Sky) for public access until 30 days after declaration of the election results at <https://www.sd48seatosky.org/>.
- 8.2. The Board authorizes but does not require the Chief Election Officer to post nomination documents of trustee candidates for public access, on the website of the respective municipal authority until such time as established by the bylaws of these local governments.

## 9. Title

This bylaw may be cited as "School District No.48 (Sea to Sky) Trustee Election Bylaw No. 200.1-2022".



**10. Repeal**

School District No.48 (Sea to Sky) Trustee Elections Bylaw No. 201.1-2019 is hereby repealed.

Read a First Time the 8th day of June, 2022.

Read a Second Time the 8th day of June, 2022.

Read a Third Time, Passed and Adopted the 8th day of June, 2022.

\_\_\_\_\_

Board Chair

\_\_\_\_\_

Secretary-Treasurer

I HEREBY CERTIFY this to be a true and original School District No.48 (Sea to Sky) Bylaw Trustee Elections adopted by the Board of Education the 8th day of June, 2022.

\_\_\_\_\_

Secretary-Treasurer