

## BOARD OF EDUCATION OF SCHOOL DISTRICT NO. 58 (NICOLA-SIMILKAMEEN)

### BYLAW NO. 1-26 TRUSTEE ELECTIONS

A Bylaw to establish procedures for the conduct of trustee elections.

The Board of Education of School District No. 58 (Nicola-Similkameen) wishes to establish procedures for the conduct of trustee elections.

Accordingly, the Board of Education of School District No. 58 (Nicola-Similkameen), in an open meeting, enacts this Trustee Election Bylaw No. 1-26.

#### 1. **SCOPE OF BYLAW**

This bylaw applies to both general elections and by-elections, except as otherwise indicated.

#### 2. **TRUSTEE ELECTORAL AREAS**

In School District No. 58 (Nicola-Similkameen) trustee elections are held in the following trustee electoral areas:

TEA #	Trustee electoral area description:	# of trustees
1	Town of Princeton and Electoral Area H of Regional District of Okanagan-Similkameen	3
2	City of Merritt	3
3	Electoral Areas M and N of Thompson-Nicola Regional District	1

#### 3. **DEFINITIONS**

The terms used in this bylaw shall have the meaning assigned by the *School Act*, the *Local Government Act*, and the *Local Elections Campaign Financing Act*, except if the context requires otherwise.

**"Board"** means the Board of Education of School District No. 58 (Nicola-Similkameen).

**"By-election"** means a trustee election other than one conducted a part of a general school election, to fill a vacancy on the Board in any of the circumstances described in Section 36 of the *School Act*.

Adopted: 09/01/99  
 Revised: 05/28/08  
 Revised: 08/29/14  
 Revised: 06/29/22  
 Revised: 06/10/26

**“Chief Elections Officer”** means the person appointed to perform the duties of Chief Election Officer as set out in the *School Act*, *Local Government Act* and *Local Elections Campaign Financing Act*.

**“Local Government”** means, as applicable, City of Merritt, Town of Princeton, Regional District of Okanagan-Similkameen, and/or Thompson-Nicola Regional District.

**“Minister”** means the Minister of Education and Child Care.

**“School District”** means the School District No. 58 (Nicola-Similkameen).

#### **4. VOTERS LIST**

The most current available Provincial list of voters prepared under the Election Act is the register of resident electors, effective 52 days before general voting day for any election to which this Bylaw applies.

#### **5. APPLICATION OF LOCAL GOVERNMENT BYLAWS**

- 5.1 In Trustee Electoral Area 1, if the Town of Princeton conducts all or part of the trustee election, the election bylaws of the Town of Princeton apply to that trustee election or part of a trustee election conducted by the Town of Princeton, except for those sections of the bylaws determining the minimum number of nominators, the order of names on the ballot, the resolutions 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.
- 5.2 In Trustee Electoral Area 2, the election bylaws of the City of Merritt apply to trustee elections conducted by the City of Merritt, except for those sections of the 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.
- 5.3 In Trustee Electoral Area 3, this bylaw applies except as otherwise noted.

#### **6. REQUIRED ADVANCE VOTING OPPORTUNITIES**

- 6.1 Unless the Board is exempted from the requirement by Order of the Minister of Education, an advance voting opportunity will be held on the tenth day before general voting day.
- 6.2 Unless the Board is exempted from the requirement for an additional advance voting opportunity by Order of the Minister, or unless section 9.3 applies, a second advance voting opportunity will be held on:

- 6.2.1 in Trustee Electoral Area 1, the date specified in the bylaws of the Town of Princeton and if no such date is specified on the fourth day before general voting day.
- 6.2.2 in Trustee Electoral Area 2, the date specified in the bylaws of the City of Merritt.

6.3 In Trustee Electoral Area 3, the required advance voting opportunity will be held on the tenth day before general voting day, unless exempted by order of the Minister, and no other advance voting opportunity will be held, except any that are established by the Chief Elections Officer.

**7. Additional Advance Voting Opportunities**

The Chief Elections 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.

**8. Additional General Voting Opportunities**

The Chief Elections Officer is authorized to establish additional general opportunities for general voting day for each election and to designate the voting places and voting hours, within the limits set out in the *Local Government Act*, for such voting opportunities.

**9. Number of Scrutineers at Voting Places**

The number of scrutineers for each candidate that may attend at an election is a maximum of one scrutineer for each ballot box in use.

**10. Order of Names on the Ballot**

The order of names of candidates on the ballot will be determined by lot in accordance with the Local Government Act.

**11. Resolution of Tie Vote 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 the *Local Government Act*.

**12. WEBSITE ACCESS TO CANDIDATE NOMINATION DOCUMENTS AND CAMPAIGN FINANCING DISCLOSURE STATEMENTS**

12.1 The Board authorizes public access to nomination documents of the trustee candidates:

during the regular office hours at the Board's office from the time the nomination documents are delivered until 30 days after declaration of the election results.

12.2 The Board will make available to the public by internet access, without charge, during the regular office hours of the Board's head office, access to the disclosure statements or supplementary reports required to be made available by the BC chief electoral officer on an Elections BC authorized website, other than:

- 12.2.1 a mailing address or residential address of a significant contributor, or
- 12.2.2 a telephone number, mailing address, or residential address of a candidate

until 5 years after general voting day for election to which the trustee's disclosure statements and supplementary reports relate

- 12.3 The Board will, on request, provide a copy or other record of a trustee candidates' disclosure statements and supplementary reports for as long as they are required to be available to the public under section 12.2 for a fee of fifty cents per page.
- 12.4 Before providing the services under section 12.3, other than to a Board officer or employee acting in the course of their duties, the Board may require the person requesting the service to
  - 12.4.1 satisfy to a Board official that any purpose for which personal information is to be used is permitted by the *Local Government Act* and section 63 of the *Local Elections Campaign Financing Act*, and
  - 12.4.2 provide a signed statement that the individual and, if applicable, any individual or organization on whose behalf the first individual is accessing, inspecting or obtaining the copy or other record will not use the information included in the copy or other record except for a purpose permitted under the *Local Government Act* or the *Local Elections Campaign Financing Act*.

### **13. PUBLIC NOTICE POSTING PLACES**

- 13.1 For the purposes of trustee elections conducted by the Board, the following are designated as public notice posting places for the purpose of section 50 of the *Local Government Act*:
  - 13.1.1 the notice board located at the main entrance of the Board's head office; and
  - 13.1.2 the municipal office in City of Merritt and the Town of Princeton.
- 13.2 Public notices will be published in the public notice posting places, as well as:
  - 13.2.1 on the Announcements page of the School District website:  
<https://www.nssd.ca/announcements>
  - 13.2.2 on the School District Facebook page:  
<https://www.facebook.com/SchoolDistrictNo58>

### **14. TITLE**

This Bylaw may be cited as Schol District No. 58 (Nicola-Similkameen) Trustee Election Bylaw No.1-26

### **15. REPEAL**

School District No. 58 (Nicola-Similkameen) Trustee Elections Bylaw No. 1-22 is hereby repealed.

Date of first reading: 6/10/26

Date of second reading: 6/10/26

Date of third reading and adoption: 6/10/26



Chairperson of the Board



Secretary Treasurer