



CORPORATION OF THE CITY OF SUMMERSIDE

BYLAW NAME: A BYLAW TO AMEND THE ELECTIONS BYLAW

BYLAW #: # CS-1-D

BE IT ENACTED by the Council of the City of Summerside as follows:

PART I – INTERPRETATION AND APPLICATION

1. Title

1.1. This bylaw shall be known and cited as the “Bylaw to Amend the Elections Bylaw.”

2. Purpose

2.1. The purpose of this bylaw is to ensure the City’s Election Bylaw remains consistent with recent regulatory amendments.

3. Authority

3.1. This bylaw is adopted pursuant to the *Municipal Government Act*, RSPEI 1988, c M-12.1, and applicable regulations.

4. Definitions

4.1. In this bylaw, any word and term that is defined in the *Municipal Government Act* or the City of Summerside Elections Bylaw CS-2 has the same meaning as in that Act, regulation, or bylaw.

PART II – AMENDMENT

5. Section 9 – List of Electors is repealed and replaced by the following:

Section 9 – Appointment of Municipal Electoral Officer / List of Electors

9.1. Council shall by resolution, on or before the second Monday in May of each election year and at such other times as required, appoint the Chief Electoral Officer of Prince Edward Island as the Municipal Electoral Officer, and the Deputy Chief Electoral Officer of Prince Edward Island as the Deputy Municipal Electoral Officer, to be responsible for the administration of the election.

9.2. Subject to the Act, and beginning 7 November 2022, the City of Summerside shall hold a general municipal election every fourth year on the first Monday in November.

- 9.3. The Municipal Electoral Officer shall establish and maintain an electronic system for voter registration and shall maintain the system in accordance with the Act and applicable regulations.
- 9.4. The personal information of an elector that is collected or obtained for the purpose of an election shall be used only for the purpose for which it was collected or obtained.

6. Section 19 – Advance Polls is amended by adding the following after subsection 19.2:

- 19.3. In addition to the times set out in this section 19, the Municipal Electoral Officer may designate such other times to hold advance polling as in his or her opinion are necessary or convenient.

7. Section 20 – Mobile Polling Stations is amended by the following:

- 7.1. Within subsection 20.1, by deleting paragraph 20.1(e);
- 7.2. Within subsection 20.2, by deleting the numerals “19.1” and replacing them with the numerals “19.2”.
- 7.3. After subsection 20.2, by adding in the following subsection:
 - 20.2.1 Despite subsection 20.2, voting at the Prince County Hospital Mobile Poll shall be conducted on Election Day between the hours of 9:00am and 1:00pm.
- 7.4. Within paragraph 20.4(c), by the deletion of the words “section 50” and the substitution of the words “subsection 50(1)”.

8. Section 22 – Mail-In Ballots is amended by the following:

- 8.1. Within subsection 22.1, by deleting paragraphs 22.1(c), (e), (l), and (n).

9. Section 23 – Administration is amended by the following:

9.1. Section 23.3 is repealed and replaced by the following:

- 23.3. The Municipal Electoral Officer shall, immediately before the opening of the polling stations, provide a list of the names of persons who applied for and were issued mail-in ballots to the poll clerk at each polling station.

10. Section 24 – Members of the Canadian Forces is repealed.

11. Section 25 – Qualification is amended by the following:

- 11.1. Within subsection 25.1, by deleting “11:59am” and substituting “6:00pm”.

12. Section 26 – Application for Mail-In Ballot is amended by the following:

- 12.1. By deleting the section number “25.2” and renumbering it “26.2”.

13. Section 30 – Incarcerated Persons is amended by the following:

- 13.1. Within subsection 30.4, by deleting “11:59am” and substituting “6:00pm”.

14. Section 32 – Coordinating Officer is repealed.

15. Section 35 – Envelopes is amended by the following:

- 15.1. Within paragraph 35.5(a), with the deletion of the words “Returning Officer” and substituting the words “Municipal Electoral Officer”.
- 15.2. Within paragraph 35.5(b), by deleting “34.4” and substituting “35.4”.
- 15.3. Subsection 35.6 is repealed.

16. Section 36 – Accepting and Counting Mail-In Ballots is amended by the following:

- 16.1. Within subsection 36.1, by deleting the words “returning officer” and substituting the words “Municipal Electoral Officer”.
- 16.2. Within paragraph 36.1(a), by deleting the words “returning officer” and substituting the words “Municipal Electoral Officer”.
- 16.3. Subsection 36.2 is repealed and replaced by the following:
 - 36.2. The Municipal Electoral Officer will deliver all Mail-In Ballots in their inner security envelope to the Returning Officer who will keep the ballots secured until they are delivered to the advance counting team at the place and time designated for counting advance ballots.
- 16.4. Subsection 36.3 is repealed.
- 16.5. Paragraph 36.4(a) is repealed.

PART III – CONSOLIDATION and EFFECTIVE DATE

17. Consolidation

- 17.1. Pursuant to section 133 of the *Municipal Government Act*, Council hereby authorizes the Chief Administrative Officer to consolidate the foregoing amendments into the Elections Bylaw CS-1, and to publish a consolidated version of the bylaw on the City’s website.

18. Effective Date

- 18.1. This Bylaw to Amend the Elections, Bylaw #CS-1-D, shall be effective on the date of approval and adoption by Council.

FIRST READING:

This Bylaw to Amend the Elections Bylaw, Bylaw #CS-1-D, was read a first time by a majority of the Councillors present at the Council Meeting held on the 16th day of May, 2022.

This Bylaw to Amend the Elections Bylaw, Bylaw #CS-1-D, was approved by a majority of the Councillors present at the Council Meeting held on the 16th day of May, 2022.

SECOND READING:

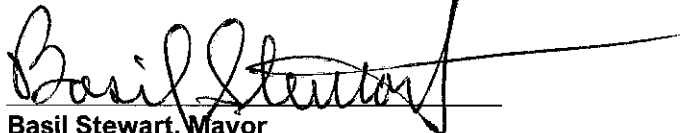
This Bylaw to Amend the Elections Bylaw, Bylaw #CS-1-D, was read a second time by a majority of the Councillors present at the Council Meeting held on the 20th day of June, 2022.

This Bylaw to Amend the Elections Bylaw, Bylaw #CS-1-D, was approved by a majority of the Councillors present at the Council Meeting held on the 20th day of June, 2022.

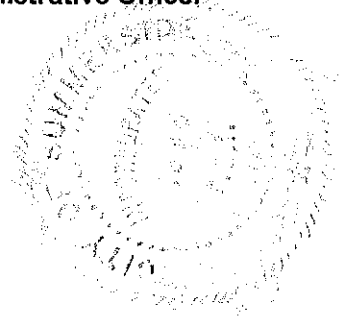
APPROVAL and ADOPTION by COUNCIL:

This Bylaw to Amend the Elections Bylaw, Bylaw #CS-1-D, was adopted by a majority of the Councillors present at the Council Meeting held on the 20th day of June, 2022.

This Bylaw to Amend the Elections Bylaw is declared to be passed on the 20th day of June, 2022.


Basil Stewart, Mayor


Rob Philpott, Chief Administrative Officer



This Bylaw to Amend the Elections Bylaw adopted by the Council of the City of Summerside on the 20th day of June, 2022 is certified to be a true copy.


Rob Philpott, Chief Administrative Officer

Date June 23RD, 2022