

BOARD OF EDUCATION SCHOOL DISTRICT NO. 51 (BOUNDARY)

Bylaw 1-2026

WHEREAS the Board of Education of School District No. 51 (Boundary) wishes to establish procedures for the conduct of trustee elections.

ACCORDINGLY the Board of Education of School District No. 51 (Boundary), in an open meeting, **ENACTS AS FOLLOWS:**

1. Citation

1.1. This Bylaw may be cited as “School District No. 51 (Boundary) Bylaw 1-2026 Trustee Elections Bylaw”.

2. Scope of Bylaw

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

3. Trustee Electoral Areas

3.1. In School District No. 51 (Boundary), trustee elections are held in the following trustee electoral areas:

<u>TEA#</u>	<u>Trustee Electoral Area Description</u>	<u>No. of Trustees</u>
#1	Municipality of the City of Grand Forks	two (2)
#2	Area C - Christina Lake of the Regional District of Kootenay Boundary	one (1)
#3	Area D – Rural Grand Forks of Regional District of Kootenay Boundary	one (1)
#4	Area E/Kettle Valley West of Regional District of Kootenay-Boundary (Village of Midway plus the Rock Creek, Bridesville, Kettle Valley areas)	one (1)
#5	Area E/Kettle Valley North of Regional District of Kootenay-Boundary (Westbridge, Beaverdell, Christian Valley, Idabel Lake, Big White areas)	one (1)
#6	Area E/Kettle Valley East of Regional District of Kootenay-Boundary (City of Greenwood and the rural areas of Greenwood and Midway)	one (1)

4. Definitions

- 4.1. The terms used in this bylaw shall have the meanings assigned by the School Act, the Local Government Act, and the Local Elections Campaign Financing Act except if the context requires otherwise.
- 4.2. “Board” means the Board of Education of School District No. 51 (Boundary).
- 4.3. “by-election” means a trustee election, other than one conducted as 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.
- 4.4. “Chief Election Officer” means the person appointed to perform the duties of chief election officer as set out in the *School Act*, the *Local Government Act*, and the *Local Elections Campaign Financing Act*.
- 4.5. “local government” means, as applicable, the City of Grand Forks, the City of Greenwood, the Village of Midway or the Regional District of Kootenay Boundary.
- 4.6. “Minister” means the Minister of Education and Child Care.

5. Voters List

- 5.1. The most current available Provincial list of voters prepared under the Election Act is the register of resident electors for general school elections and trustee by-elections held in conjunction with other local government elections.
- 5.2. In the case of a trustee by-election that is not held in conjunction with other local government elections, then pursuant to section 69 of the Local Government Act, registration of electors for such by-election is limited to electors registering at the time of voting. This registration is effective only for the by-election for which the voting is being conducted at that time.

6. Application of Local Government Bylaws

- 6.1. Except for those sections of the local government 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:
 - 6.1.1. In Trustee Electoral Area 1, the elections bylaws of the City of Grand Forks apply to trustee elections conducted by the City of Grand Forks;
 - 6.1.2. In Trustee Electoral Areas 2, 3, 4, 5, and 6, if the City of Greenwood, the Village of Midway or the Regional District of Kootenay Boundary conducts all or part of a trustee election or if the trustee election is held at the same time as the general local elections, the election bylaws of the City of Greenwood, the Village of Midway or the Regional District of Kootenay Boundary, as the case may be, as they may be amended from time to time, apply to that trustee election.

7. Order of Names on the Ballot

- 7.1. The order of names of candidates on the ballot will be arranged alphabetically by surname.

8. Resolution of Tie Votes after Judicial Recount

8.1. 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 *Local Government Act*.

9. Number of Nominators

9.1. The minimum number of qualified nominators for a trustee candidate is two.

10. Nomination Deposit

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

11. Use of Voting Machines

11.1. The use of automated voting machines, voting recorders, or other devices for voting in a school trustee election conducted by a local government is authorized in accordance with the procedures for voting, the form of ballot, and the procedures, rules, and requirements for counting of votes which are established by the bylaw adopted by that local government pursuant to Section 112 of the *Local Government Act*.

12. Mail Ballot Voting

12.1. There will be no mail ballot voting opportunities for trustee elections.

13. Required Advance Voting Opportunities

13.1. Unless the Board is exempted from the requirement by Order of the Minister of Education, an-advance voting opportunity will be on the tenth day before general voting day.

13.2. Unless the Board is exempted from the requirement for an additional advance voting opportunity by Order of the Minister of Education, if the election bylaws of a local government apply, an additional advance voting day will be held on the date specified in the bylaws of the applicable local government as they may be amended from time to time.

13.3. For a trustee election to which the election bylaws of a local government do not apply, unless the Board is exempted from the requirement for an additional advance voting opportunity by Order of Minister, an additional advance voting opportunity will be held five days before general voting day.

14. Additional Advance Voting Opportunities

14.1. The Chief Election Officer may establish dates for additional advance voting opportunities for each trustee election and may designate the voting places and the voting hours for these voting opportunities.

15. Additional General Voting Opportunities

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

16. Public Notice Posting Places

16.1. For the purpose of trustee elections conducted by the Board, the following are designated as public notice posting places for the purposes of section 50 of the Local Government Act:

- 16.1.1. the Board Office entryway, and
- 16.1.2. the school entrances in Beaverdell, Big White Mountain, Christina Lake, Grand Forks, Greenwood, Midway, and Rock Creek.

17. Publication by Means Other than Newspaper

17.1. The Board designates the following means of publication of notices required to be published pursuant to section 94.2 of the Community Charter:

- 17.1.1. on the school district website at <https://www.sd51.bc.ca>; and
- 17.1.2. on the “School District No. 51 (Boundary)” Facebook page.

18. Number of Scrutineers at Voting Places

18.1. The number of scrutineers for each candidate that may attend at an election is a maximum of one (1) scrutineer for each ballot box in use.

19. Website Access to Candidate Nomination Documents and Campaign Financing Disclosure Statements

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

- 19.1.1. in person 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; and
- 19.1.2. on its website from the time the nomination documents are delivered until 30 days after declaration of the election results, except that public access by the means set out in this paragraph may not include the residential address of the person nominated, other than the municipality, electoral area, or treaty lands in which the person is resident.

19.2. The Board will make available to the public, by internet access at the Board’s head office, without charge and during the regular office hours of the Board’s head office, 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:

- 19.2.1. a mailing address or residential address of a significant contributor, or a telephone number, mailing address, or residential address of a candidate, until 5 years after general voting day for the election to which the trustee’s campaign financial disclosure statements and supplementary report relate by providing a copy of that information for inspection.

19.3. The Board will, on request, provide a copy or other record of trustee candidates’ campaign financing disclosure statements and supplementary reports for as long as they are required to be available to the public under Section 19.2.

19.4. Before providing the services under Section 19.3, other than to a Board officer or employee acting in the course of their duties, the Board requires the person requesting the service to:

19.4.1. satisfy to a board official that any purpose for which personal information is to be used is permitted by the *School Act*, *Local Government Act* and section 63 of the *Local Elections Campaign Financing Act*, and

19.4.2. provide a signed statement that

19.4.2.1. 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 personal information included in the copy or other record expect for a purpose permitted under the *School Act*, *Local Government Act* or the *Local Elections Campaign Financing Act*.

20. Repeal

20.1. School District No. 51 Bylaw No. 1-2022 Trustee Elections is hereby repealed.

Read a first time the 21st day of April 2026.

Read a second time the 21st day of April 2026.

Read a third time, passed and adopted the 21st day of April 2026.

ORIGINAL SIGNATURES ON FILE

Board Chairperson

ORIGINAL SIGNATURES ON FILE

Secretary-Treasurer