



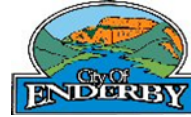
## **2022 GENERAL LOCAL ELECTION CANDIDATE INFORMATION PACKAGE**

1. Pre-Candidate Workshop Poster
2. Mayor and Member of Council – Position Description
3. Council Meeting Calendar for 2022 and DRAFT for 2023
4. Council Remuneration Policy
5. City of Vernon Regulations for Political Signage/Campaign Signs and Declaration – including 100 meter radius ‘no political signage’ maps for Polling Stations
5. Key Dates
6. Excerpts from the Local Government Act:
  - Division 4 – Electors and Registration of Electors (Sections 64 to 67)
  - Division 5 - Qualifications for Office (Sections 81 to 83)
  - Division 6 - Nomination Deposits (Section 88)
  - Division 9 - Candidates and Representatives (Sections 101 to 103)
7. Division 18 - Election Offences (Sections 161 to 166)
8. Online Resources:
  - City of Vernon website:  
[www.vernon.ca/elections](http://www.vernon.ca/elections)
  - BC Local General Election website (candidate guides):  
[www2.gov.bc.ca/gov/content/governments/local-governments/governance-powers/general-local-elections](http://www2.gov.bc.ca/gov/content/governments/local-governments/governance-powers/general-local-elections)
  - The Elections BC website:  
[www.elections.bc.ca](http://www.elections.bc.ca)

If you require assistance or would like more information on the nomination process or the election process please call or email:

Janice Nicol  
Chief Election Officer  
250-550-3517  
[elections@vernon.ca](mailto:elections@vernon.ca)

Cathy Isles  
Deputy Chief Election Officer  
250-550-3519  
[elections@vernon.ca](mailto:elections@vernon.ca)



# 2022

## Local Government Elections in our communities

### Leadership is critical!

It's more than just scooping a headline or pounding a gavel. Elected officials play a critical role in protecting the community's infrastructure so that it continues to provide safe, sustainable, secure services in a predictable, cost effective manner both now and in the future. Like never before, we need relevant, authentic and forward-thinking leaders who understand the complexities of governing during times of uncertainty and change.

Local government is a community effort that requires a team approach. We have a responsibility to elect or to be leaders who are going to be proactive and intentional instead of reactive and accidental. Collaboration and communication are essential to an effective team. **If you are thinking of running in this Local Government Election, we invite you to join us for a candidate readiness educational workshop!**

Invest just a few hours to have an active, facilitated discussion about questions such as:

- What are the roles and responsibilities of local government and its elected officials?
- How do we attract and elect the best people for the job?
- What do I need to consider before running for office?
- Together, how do we embrace leadership practices that promote long term sustainability for our future generations?

**Join us for this interactive dialogue – all prospective candidates for Vernon, Coldstream, Enderby, Lumby or Spallumcheen are welcome.**

**We promise you an entertaining, thought provoking, and engaging experience that will leave you more intentional in your candidacy.**

**WHEN:**

Wednesday, August 17, 2022

5:30 pm - 8:30 pm

**WHERE:**

Dogwood Gymnasium, Vernon Recreation Centre

3310 37<sup>th</sup> Avenue, Vernon

**WHO:**

Anyone who is considering running for the office of Mayor or Councillor in the 2022 Local Government Elections for:

**The City of VERNON  
The District of COLDSTREAM  
The City of ENDERBY  
The Village of LUMBY, or  
The Township of SPALLUMCHEEN**

**COST:**

**FREE of Charge**

**More Info:**

**Janice Nicol, City of Vernon: 250-550-3517  
Keri-Ann Austin, District of Coldstream: 250-545-5304  
Jennifer Bellamy, City of Enderby: 250-838-7230  
Melanie Wenzoski, Village of Lumby: 250-547-2171  
Cindy Webb, Township of Spallumcheen: 250-546-3013**



## ***Mayor***

**Pay Grade: Exempt**

**Division:**

**Chief Administrative Officer:** \_\_\_\_\_

**Date:** \_\_\_\_\_

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To officially speak for both the local government and the community and to act as presiding officer at meetings. Through policy development, resolve issues and provide direction for the corporation that represents the public and considers the well-being and interests of the City of Vernon. To identify and discuss issues impacting the City of Vernon, receive and consider public input, make appropriate decisions in a manner which encourages full and open discussion, and exercise all the powers that provincial legislation and City bylaws empower to the City, Mayor, and Members of Council to lawfully govern the community.

It is expected that this is a full time commitment that requires considerable time beyond the traditional “9 to 5.”

### **Duties:**

#### **Leadership Functions:**

- Recognized publicly as the leader of Council and the elected leader of the community;
- Chair of regular meetings of Council (may delegate that role in other circumstances, e.g. special meetings, Committee of the Whole etc);
- Consensus seeker on behalf of all members; ensure that a compromise solution is identified even if not agree to;
- Key spokesperson on behalf of Council to the community and to the municipal organization;
- Appointment of Members of Council to Council committees and to Council-liaison positions on external agencies, board, and committees;
- May act, from time to time, as a confidante and advisor to other Members of Council;
- Regularly and thoroughly prepare for meetings of Council;
- To keep in confidence matters discussed in private at a Council or committee meeting until the matter is discussed at a meeting held in public;
- To maintain the financial integrity of the municipality; and
- Authority to make recommendations re: peace, order, good government.

#### **Communication Functions:**

- Brief council members and the chief administrative officer (CAO) on information that the Mayor becomes privy to;



- Acts as the key link between Council and Administration and is the liaison with the chief administrative officer (CAO);
- Liaison on behalf of Council with the public;
- Key liaison and spokesperson to other levels of elected government; and
- Spokesperson for the decision of council, both internally and externally; express the ‘will of Council.’

### **Monitoring Functions:**

- Acts as Council’s eyes and ears in maintaining an oversight role with regard to the conduct of municipal officers;
- Ability to recommend the suspension of a municipal officer (if necessary); and
- Ensure that the law is carried out.

### **Representational Function:**

- Acts in an *ex officio* capacity to boards and committees (if so permitted by legislation);
- Performs a ceremonial role at various functions and special occasions; and
- Main spokesperson to other elected officials representing other levels of government.

### **Legislated Authority:**

The Mayor is the “head and chief executive officer” of the City under s. 116(1) of the *Community Charter*. The powers of the Mayor as chief executive officer are set out below, and are distinguished from the powers of the chief administrative officer (CAO) by comparing the CAO powers under s. 147 with the Mayor’s authority under ss. 116, 126, 131, 141, 151 and 157.

The Mayor is a member of the Council, and the general rule requiring each Council member present at the time of a vote to cast a vote (s. 123(3) of the *Community Charter*) applies to the Mayor. The rule that an abstention is deemed to be an affirmative vote also applies to the Mayor (s. 123(4)). It is not proper for the Mayor to vote only in the case of a vote that would otherwise be tied (as has sometimes been the practice in some municipalities), noting that each Council member including the Mayor only has one vote on any question (s. 123(2)). The powers of the Mayor under the *Community Charter* are as follows:

1. Presiding at Council meetings and exercising specific authority of the presiding member under s.132 of the *Charter* (*Community Charter*, s. 116) and expelling persons guilty of improper conduct (*Community Charter*, s. 133);
2. Communicating information to the Council (*Community Charter*, s. 116);
3. Requiring the Council to reconsider a matter (*Community Charter*, s. 131);
4. Appointing standing committees (*Community Charter*, s. 141);
5. Suspending officers and employees in appropriate circumstances (*Community Charter*, s. 151);
6. Calling special meetings (*Community Charter*, s. 126);
7. Recommending legislation and other measures for the peace, order, and good government of the municipality (*Community Charter*, s. 116); and
8. Proclaiming days of recognition (*Community Charter*, s. 157).

Under s. 116 of the *Community Charter*, the Mayor is also responsible for providing leadership to the Council, reflecting the will of the Council, and carrying out other duties on their behalf. British Columbia is generally considered not to have established a “strong Mayor” system of municipal governance, as none of the foregoing provisions gives the Mayor any special or particular authority as regards the making of laws or commitment of the municipality to particular courses of action. On most matters of substance, mayors have no more authority than any other member of the Council.

Other mayoral duties and powers include those arising under provincial and federal legislation such as the *Emergency Program Act*<sup>33</sup> (declaring local states of emergency) and the *Criminal Code* (reading the “Riot Act”). Mayors are entitled, under s. 69 of the *Evidence Act*,<sup>34</sup> to take statutory declarations in the province.

***The duties listed above (other than those that are legislated) are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related or a logical assignment to the position. The position description does not constitute an “employment agreement” between the Mayor and the City of Vernon.***

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## ***Member of Council***

**Pay Grade: Exempt**

**Division:**

**Chief Administrative Officer:** \_\_\_\_\_

**Date:** \_\_\_\_\_

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Through policy development, resolve issues and provide direction for the corporation that represents the public and considers the well-being and interests of the City of Vernon. To identify and discuss issues impacting the City of Vernon, receive and consider public input, make appropriate decisions in a manner which encourages full and open discussion, and exercise all the power that provincial legislation and City bylaws empower to the City, Mayor, and Members of Council to lawfully govern the community.

It is expected that this is a part-time commitment that requires time beyond the traditional “9 to 5.”

### **Duties:**

### **Leadership Functions:**

- As an individual to participate in all matters and as a Council to set corporate direction and provide leadership to the community;
- Establish a clear vision of the preferred future for the community;
- Represent others;
- Govern collegially. Determine the appropriate system and structure; follow it. Do not undermine the approved system;
- Determine priorities and seek consensus. Establish “what business are we in” and allocate the necessary resources;
- Choose between alternates and reconcile conflict;
- Seek partnerships;
- Represent the views of council to the community;
- Understand the prevailing legislation; seek counsel as appropriate;
- Maintain the municipality’s best interests;
- Maintain a healthy Council – Mayor – chief administrative officer (CAO) relationship;
- Correct deficiencies in the “system” through fair, equitable, and sensible policies, services, and programs;
- Establish and maintain high personal standards;
- Stay informed, keep up to date;
- Regularly and thoroughly prepare for meetings of Council;
- To keep in confidence matters discussed in private at a Council or committee meeting until the matter is discussed at a meeting held in public;

- To maintain the financial integrity of the municipality; and
- Authority to make recommendations re: peace, order, good government.

### **Legislated Authority:**

Individual Councillors have very few statutory powers or responsibilities under the *Community Charter*, beyond the duties to take an oath or affirmation of office, attend Council meetings and vote, and respect Council confidentiality.

The key authority of a Councillor is found in s. 123(2) of the *Community Charter*: “Each Council member has one vote on any question”. The substantive powers of Councillors are exercised as a “collective” with other Councillors by resolution or bylaw of the Council. Section 123 (3) of the *Community Charter* requires every Council member present at a Council meeting at the time of a vote (including the Mayor) to vote.

The responsibilities of Councillors are listed in s. 115 of the *Community Charter*. Under that section, every Council member has the following responsibilities:

- (a) To consider the well-being and interests of the municipality and its community;
- (b) To contribute to the development and evaluation of the policies and programs of the municipality respecting its services and other activities;
- (c) To participate in Council meetings, committee meetings and meetings of other bodies to which the member is appointed;
- (d) To carry out other duties assigned by the Council; and
- (e) To carry out other duties assigned under this or any other Act.

The Council or the Mayor may give individual Councillors additional responsibilities by appointing them to, respectively, select or standing committees. Also, Council may by bylaw delegate powers of Council (generally administrative or executive powers but not law making or Council reconsideration powers) under s. 154 of the *Community Charter*.

***The duties listed above (other than those that are legislated) are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related or a logical assignment to the position. The position description does not constitute an “employment agreement” between the Member of Council and the City of Vernon.***

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The Corporation of The City of Vernon

2022

January Councillor Fehr							February Councillor Gares							March Councillor Anderson						
SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT
						1 New Years			1	2	3	4	5			1	2	3	4	5
2	3 Stat	4	5	6	7	8	6	7	8	9	10	11	12	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21 Family Day	22	23	24	25	26	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28						27	28	29	30	31		
30	31																			
April Councillor Quiring							May Councillor Mund							June Councillor Durning						
SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT
					1	2	1	2	3	4	5	6	7				1 G F	2 O A F	3 B C C	4 M
3	4	5	6	7	8	9	8	9	10	11	12	13	14	5 FCM	6	7	8	9 Special Meeting	10	11
10	11	12	13	14	15 Good Friday	16	15	16	17	18	19	20	21	12	13	14	15	16	17	18
17 Easter	18 Easter Monday	19	20	21	22	23	22	23 Victoria Day	24	25	26	27	28	19	20	21	22 L G M	23 A	24	25
24	25	26 S	27 I L	28 G	29 A	30	29	30	31					26	27	28	29	30		
July Councillor Quiring							August Councillor Mund							September Councillor Gares						
SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT
					1 Canada Day	2		1 BC Day	2	3	4	5	6					1	2	3
3	4	5	6	7	8	9	7	8	9	10	11	12	13	4	5 Labour Day	6	7	8	9	10
10	11	12	13	14	15	16	14	15	16	17	18	19	20	11	12	13 U	14 B C	15 M	16	17
17	18	19	20	21	22	23	21	22	23	24	25	26	27	18	19	20	21	22	23	24
24 31	25	26	27	28	29	30	28	29	30	31				25	26	27	28	29	30 Truth & Reconciliation Day	
October Councillor Anderson							November Councillor Fehr							December Councillor Anderson						
SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT
2	3	4	5 Advance Voting	6	7	1 8			1	2	3	4	5					1	2	3
9	10 Thanks-giving	11	12 Advance Voting	13 Advance Voting	14	15 Election Day	6	7 Inaugural Meeting	8 COUNCIL ORIENTATION	9	10	11 Remembrance Day	12	4	5 Special Meeting Budget	6 Special Meeting Budget	7	8	9	10
16	17	18	19	20	21	22	13	14	15	16	17	18	19	11	12	13	14	15	16	17
23	24 Budget Workshop	25	26	27	28	29	20	21	22	23	24	25	26	18	19	20	21	22	23	24
30	31						27	28	29	30				25 Christ-mas	26 Boxing Day	27 Stat	28	29	30	31

- City Hall Closures for Civic Holidays
- Municipal Election
- Workshops
- Committee of the Whole | 8:40am  
Regular Open Council Meetings | 1:30pm  
Public Hearing | 5:30pm
- Government Meetings  
SILGA | LGMA | FCM | UBCM | GFOA BC

City Hall

3400 30th Street  
Vernon, BC V1T 5E6  
Phone: 250-545-1361  
Admin Fax: 250-545-4048  
admin@vernon.ca  
www.vernon.ca

January 2023						
SUN	MON	TUE	WED	THU	FRI	SAT
1 New Years	2 Stat	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

SILGA - Southern Interior Local Government Association | Salmon Arm, BC (April 26 - 29, 2022)  
LGMA - Local Government Management Association | Penticton, BC (June 21 - 23, 2022)  
FCM - Federation of Canadian Municipalities | Regina, SK (June 2 - 5, 2022)  
UBCM- Union of BC Municipalities | Whistler, BC (September 12 - 16, 2022)  
GFOA BC - Government Financial Officers Association BC | Penticton, BC (June 1 - 3, 2022)



The Corporation of The City of Vernon

2023

January Councillor							February Councillor							March Councillor						
SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT
1 New Years	2 Stat	3	4	5	6	7				1	2	3	4				1	2	3	4
8	9	10	11	12	13	14	5	6	7	8	9	10	11	5	6	7	8	9	10	11
15	16	17	18	19	20	21	12	13	14	15	16	17	18	12	13	14	15	16	17	18
22	23	24	25	26	27	28	19	20	21	22	23	24	25	19	20	21	22	23	24	25
29	30	31					26	27	28					26	27	28	29	30	31	
April Councillor							May Councillor							June Councillor						
SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT
						1		1	2	3	4	5	6					1 GFOA	2 GFOA	3
2	3	4	5	6	7 Good Friday	8	7	8	9	10	11	12	13	4	5	6	7	8	9	10
9 Easter	10 Easter Monday	11	12	13	14	15	14	15	16	17	18	19	20	11	12	13	14	15	16	17
16	17	18	19	20	21	22	21	22 Victoria Day	23	24	25 FCM	26 FCM	27 FCM	18	19	20	21	22	23	24
23 30	24	25 SILGA	26 SILGA	27 SILGA	28 SILGA	29	28 FCM	29	30	31 GFOA				25	26	27	28	29	30	
July Councillor							August Councillor							September Councillor						
SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT	SUN	MON	TUE	WED	THU	FRI	SAT
2	3 Stat	4	5	6	7	8 1 Canada Day			1	2	3	4	5						1	2
9	10	11	12	13	14	15	6	7 BC Day	8	9	10	11	12	3	4 Labour Day	5	6	7	8	9
16	17	18	19	20	21	22	13	14	15	16	17	18	19	10	11	12	13	14	15	16
23	24	25	26	27	28	29	20	21	22	23	24	25	26	17	18 UBCM	19 UBCM	20 UBCM	21 UBCM	22 UBCM	23
30	31						27	28	29	30	31			24	25	26	27	28	29	30 Truth & Reconciliation Day
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1	2 Stat	3	4	5	6	7				1	2	3	4						1	2
8	9 Thanks-giving	10	11	12	13	14	5	6	7	8	9	10	11 Remem-brance Day	3	4	5	6	7	8	9
15	16	17	18	19	20	21	12	13 Stat	14	15	16	17	18	10	11	12	13	14	15	16
22	23	24	25	26	27	28	19	20	21	22	23	24	25	17	18	19	20	21	22	23
29	30	31					26	27	28	29	30			24 31	25 Christ-mas	26 Boxing Day	27	28	29	30

- City Hall Closures for Civic Holidays
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GFOA BC - Government Financial Officers Association of BC | Whistler, BC (May 31-June 2)

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January 2024						
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7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			



## THE CORPORATION OF THE CITY OF VERNON

3400 – 30<sup>th</sup> Street, Vernon, B.C. V1T 5E6  
Telephone: (250) 545-1361 Fax: (250) 545-4048

website: [www.vernon.ca](http://www.vernon.ca)

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### Corporate Policy

Section:	Corporate Services/Finance	
Sub-Section:	Administration	
Title:	Council Remuneration Policy	

#### RELATED POLICIES

Number	Title


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#### APPROVALS

POLICY APPROVAL:	AMENDMENT APPROVAL:	SECTION AMENDED
Approved By:  "Wayne Lippert" Mayor  Date: April 10, 2007		ORIGINAL POLICY
	Approved By:  "Wayne Lippert" Mayor  Date: June 9, 2008	Changed wording to say at least one whom should have previous municipal experience.
	Approved By:  "Wayne Lippert" Mayor	\$137.00 per Council Committee meeting.

	Date: September 14, 2009	
	<p>Approved By:</p> <p><i>"Wayne Lippert"</i> Mayor</p> <p>Date: January 10, 2011</p>	Deadline for submitting claims each year
	<p>Approved By:</p> <p><i>"Wayne Lippert"</i> Mayor</p> <p>Date: October 24, 2011</p>	<p>2012: increase from the current \$137.00 per meeting to \$320.00 for full day meetings and to \$160.00 for meetings with a duration of 4 hours or less. (A full day meeting is assumed to be a meeting that takes place in the morning and the afternoon with a noon hour lunch break and lasts in excess of 4 hours of meeting time).</p> <p>2013: Per new policies to be adopted by Council in the fall of 2012.</p> <p>2014: Per new policies to be adopted by Council in the fall of 2012.</p>
	<p>Approved By:</p> <p><i>"Wayne Lippert"</i> Mayor</p> <p>Date: September 22, 2014</p>	<ul style="list-style-type: none"> <li>• Incorporate the Corporate Policy entitled 'Council Remuneration – CPI' into the 'Council Remuneration' Policy</li> <li>• Remuneration adjusted by BC CPI as at December 1 of each year 2014-2018 commencing Dec 1, 2014 to and including Dec 2, 2017</li> <li>• Reduce meeting pay rate to \$137.00 per meeting – regardless of length</li> <li>• Mayor deemed full time</li> </ul>



		<p>exempt equivalent position and granted option of receiving benefits equivalent to other F/T Exempt staff, excepting Municipal Pension Plan</p> <ul style="list-style-type: none"><li>• Councillors deemed part time exempt equivalent positions, greater than 20 hours per week and granted option of receiving equivalent benefits as other part time, greater than 20 hours per week staff excepting Municipal Pension Plan</li><li>• Development of Position Descriptions for Mayor &amp; Councillor</li></ul>
	<p>Approved By:</p>  <p>"Akbal Mund" Mayor</p> <p>Date: August 13, 2018</p>	<ul style="list-style-type: none"><li>• Implementation of the Recommendations from the Remuneration Committee as per the report dated July, 2018.</li></ul>

## POLICY

To establish a policy for a regular review of Mayor and Council's remuneration.

To provide Council members with an annual indemnity while discharging of their duties of office and representing the City of Vernon.

To provide for reimbursement to Council members of reasonable expenditures necessarily incurred for the discharging of duties of office including representing the municipality, engaging in municipal duties, attending meetings, courses and conventions.

## PROCEDURES

Prior to June of a Civic Election Year, Council shall appoint a Citizen Remuneration Review Committee. The Committee shall be comprised of three (3) members of the public, at least one of whom should have had previous elected municipal government experience.

The Committee shall examine the collected data from established benchmark communities, UBCM data base information and any other relevant information in order to present a recommendation to Council in regards to remuneration.

The Report to Council must be presented by the end of September of the Civic Election Year, in order to be included in the budget process, as required. If the recommendation includes a change in Mayor and Council's remuneration, said change will not be implemented until **November 1, directly** following the Civic Election.

### **COMMITTEES OF COUNCIL**

Each 'appointed' Council member to Committees of Council, shall receive a stipend of \$137.00 for meetings. This stipend shall be effective January 1, 2015.

Council Members must submit their meeting claim form to the Director of Corporate Services to receive their stipend.

Council Members must submit all claims from the previous year by January 31, of the following year.

### **BENEFITS**

The position of Mayor is deemed a full time exempt equivalent position, and shall be included in the Exempt Class of employees for the purpose of eligibility for benefits and is granted the option of receiving the equivalent benefits as other full time Exempt employees, **excepting** Municipal Pension Plan.

The position of Councillor is deemed a part time exempt equivalent position greater than 20 hours per week, and is included in the Exempt class of employees for the purpose of eligibility for benefits and is granted the option of receiving equivalent benefits as other part time, greater than 20 hours per week, Exempt employees, **excepting** Municipal Pension Plan.

### **REMUNERATION – CPI**

#### **Procedures**

1. There shall be paid out of the annual revenue of The Corporation of the City of Vernon an annual indemnity to Mayor and Members of Council as follows and adopted at the August 13, 2018 Regular Open Meeting of Council:

*“THAT Council receive the report titled “Council Remuneration Committee – Recommendations to Mayor and Council, City of Vernon, July 2018”, attached to the report recommendation titled “Council Remuneration” dated August 3, 2018, respectfully submitted by the CAO;*

*AND FURTHER, Council endorse the Council Remuneration Committee recommendations as presented;*

*AND FURTHER, Council endorse the Council Remuneration Committee recommendation to set the Mayor’s remuneration (base) rate at \$1.90 per capita effective November 1, 2018; \$2.20 per capita effective November 1, 2019; \$2.31 per capita effective November 1, 2020; \$2.44 per capita effective November 1, 2021. City of Vernon population as determined by the current Statistics Canada, Census Profile, City of Vernon (Census subdivision) total population;*

*AND FURTHER, Council endorse the Council Remuneration Committee recommendation to set Councillor remuneration (base rate) at 37% of the current Mayor’s salary, effective November 1, 2018;*

*AND FURTHER, that remuneration for Mayor and Councillors be adjusted by the Consumer Price Index for BC, not seasonally adjusted, August over August, all products in and that such adjustment be made as at November 1 of each year of the 2018-2022 term of Council, commencing November 1, 2018 through to and including November 1, 2021;*

*AND FURTHER, that Council direct Administration to increase Mayor and Councillor base remuneration rates by 11% effective January 1, 2019 to offset the Federal Government policy change to eliminate the non-taxable portion of local government elected officials compensation;”*

**Base Salary Mayor and Council (2018 Rates)**

	<b>Tax Free Allow</b>	<b>Taxable Pay</b>	<b>Base Pay Total</b>
<b>Mayor</b>	\$ 26,143.60	\$ 52,287.19	\$ 78,430.79
<b>Councillor</b>	\$ 9,673.13	\$ 19,346.26	\$ 29,019.39

**Base Salary Mayor and Council (2019 Rates)**

**Base Pay Total**

<b>Mayor</b>	\$ 87,058.18
<b>Councillor</b>	\$ 32,211.53

2. The Treasurer is authorized to pay the foregoing indemnities on a bi-weekly basis and pro-rate the amount accordingly.



## THE CITY OF VERNON

### REGULATIONS FOR POLITICAL SIGNAGE (Excerpted and summarized for convenience.)

**“Sign, Political”** A sign that pertains only to an election by the voters in the City of Vernon for City Council, School Board of School District #22, Provincial and Federal Government.

**Signs Permitted in all Zones** Political signs shall be permitted within all zones and shall be exempt from the requirement to obtain a permit, provided that they:

- a) are not installed before a Provincial or Federal election is officially called or before the campaign period established by the *Local Election Campaign Financing Act* for the City of Vernon and Vernon School Board elections; and
- b) are removed within seven (7) days after the election.

**Definition: Sight Triangle** As per Traffic Bylaw Number 5600, “Sight Triangle” means the portion of either public or private real property at any corner of an intersection of highways which must be kept clear of visual obstructions, as described in Schedule B of Traffic Bylaw Number 5600.

#### Sight Triangle

**Traffic Bylaw Number 5600 – Schedule B – Sight Triangle Requirements**

3.9 An Owner or occupier of a corner parcel at any intersection must not cause, suffer or allow to erect any structure, fence, retaining wall, or grow any vegetation, within the triangular area indicated in Schedule B of Bylaw Number 5600, except in accordance with that Schedule. An Owner or occupier who has been ordered by the Engineer to bring the property into compliance with Schedule B must promptly comply with that order.

#### SCHEDULE B SIGHT TRIANGLE REQUIREMENTS

B.1. No owner or occupier of a corner parcel at any intersection shall be permitted to erect or grow any structure, fence, retaining wall or vegetation where it is within the vertical area contained within 0.9 and 2.75 metres above the finished grade of the abutting Highways (unless a tree trunk, pole, post, or similar object), and is within the triangular area bounded by:

- (a) at an intersection between Streets, the intersecting lines of:
  - (i) the nearest edge of an adjacent Active Transportation Corridor to the property line;

- (ii) where there is no Active Transportation Corridor, the nearest edge of an adjacent Curb to the property line, or
- (iii) where there is no Active Transportation Corridor or Curb, the nearest edge of the travelled surface of an adjacent Roadway to the property line,

and a line joining points on the intersecting lines, measured 9.0 m from their point of intersection, as illustrated in Figure B-1;

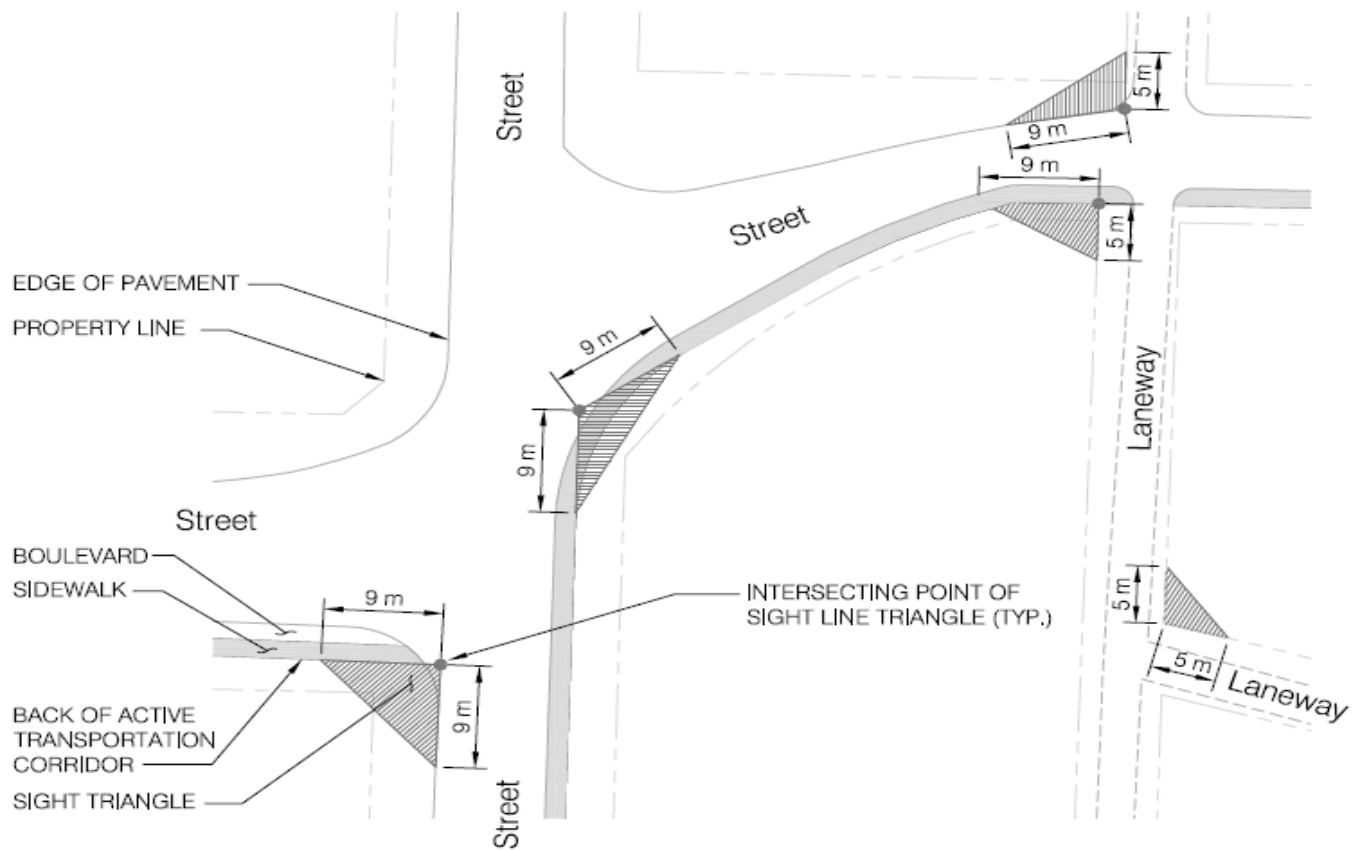
(b) at an intersection between a Laneway and a Street, the intersecting lines of:

- (i) the nearest edge of an adjacent Active Transportation Corridor to the property line;
- (ii) where there is no Active Transportation Corridor, the nearest edge of an adjacent Curb to the property line; or
- (iii) where there is no Active Transportation Corridor or Curb, the nearest edge of the travelled surface of an adjacent Roadway to the property line,

and a line joining points on the intersecting lines, measured 9.0 m from the Point of Intersection along the Street and 5 m from the Point of Intersection along the Laneway, as illustrated in Figure B-1;

(c) at an intersection between Laneways, the intersecting lines of the property lines, and a line joining points on the intersecting lines, measured 5.0 m from their Point of Intersection, as illustrated in Figure B-1.

B.2. A Sight Triangle reduction may be considered for new or existing development, provided the property Owner demonstrates that the intersection is not prone to collisions as a result of a reduced Sight Triangle and the land is not required for utility or Traffic signal equipment. In these cases, the property Owner's consultant should provide a professional engineering opinion on the appropriate size of the Sight Triangle. Dimensions of the requested Sight Triangle reduction must be reviewed and approved by the Engineer.



## Legend



SIGHT TRIANGLE



SIGHT TRIANGLE POINT OF INTERSECTION



EDGE OF PAVEMENT



EDGE OF LANEWAY



TRAVEL SURFACE



PROPERTY LINE

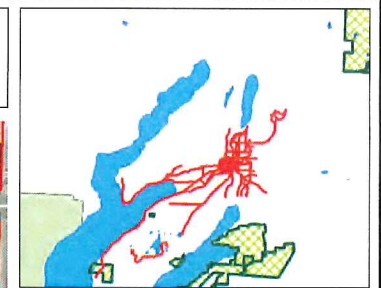
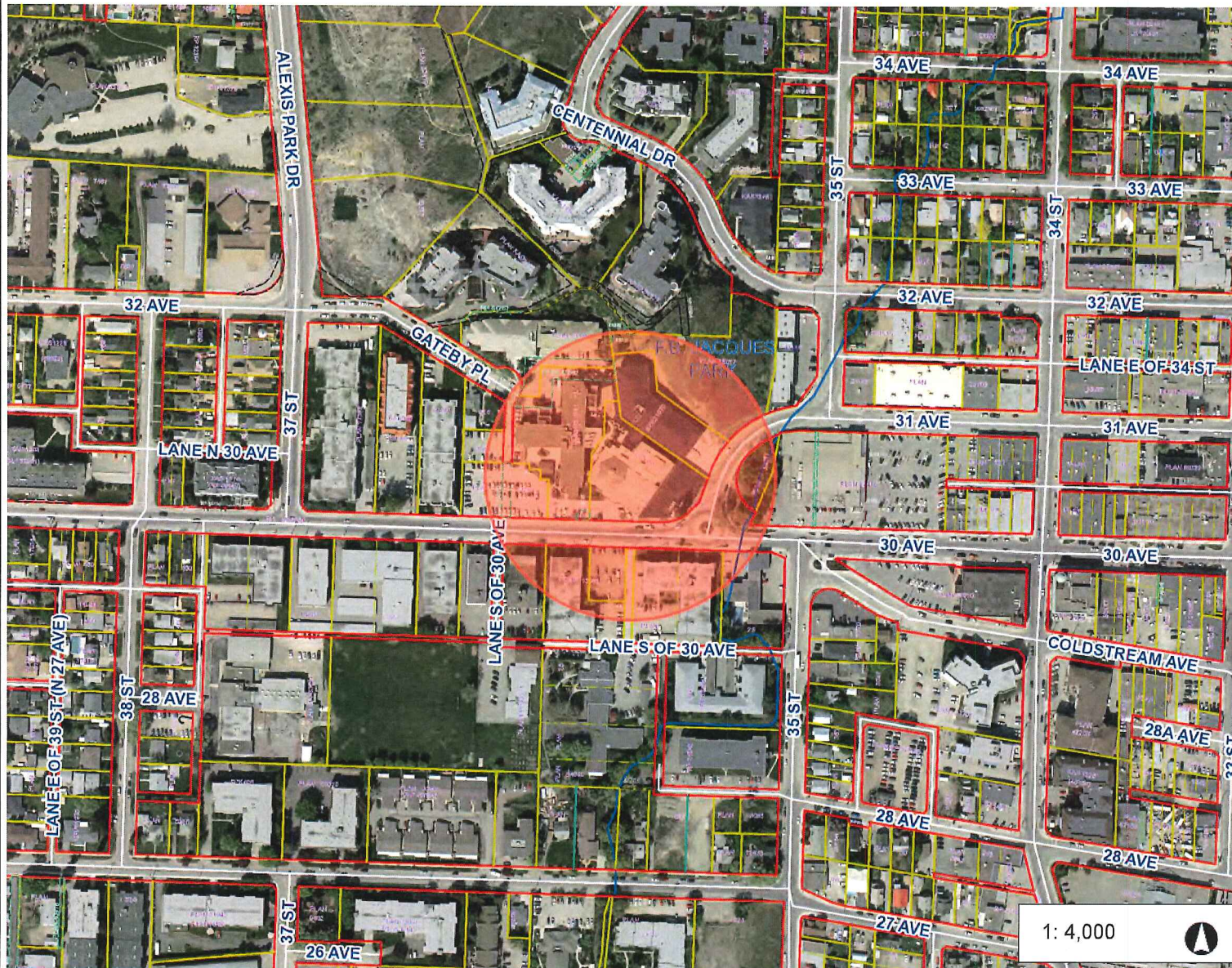


ACTIVE TRANSPORTATION CORRIDOR





# Vernon Essentials Site



## Legend

- Legal Lines**
  - Covenants
  - Easements
  - Right of Ways
- Parcel Lines**
  - Lake Lines
  - Lot Lines
  - Road Lines
  - Roll Lines
- Hook Lines**
- Misc Parcel Lines**
  - DELETED LOT LINES
  - LAKE LINES
  - LOT LINES
  - ROAD LINES
  - SECTION LINES
  - UNDEDICATED ROAD LINES
- Water Features**
  - Creeks
  - Lake Shore
- Road Centerlines 10000**
- Jurisdictions Boundaries**
- Area Highways**
- Streams (FWA Provincial)**
  - Stream - Definite
  - Stream - Indefinite and Intermittent

1: 4,000



0.1 0 0.06 0.1 Miles

## Notes





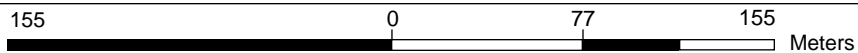
# Vernon Essentials Site



## Legend

- Legal Lines**
  - Covenants
  - Easements
  - Right of Ways
- Parcel Lines**
  - Lake Lines
  - Lot Lines
  - Road Lines
  - Roll Lines
- Misc Parcel Lines**
  - DELETED LOT LINES
  - LAKE LINES
  - LOT LINES
  - ROAD LINES
  - SECTION LINES
  - UNDEDICATED ROAD LINES
- Hook Lines**
  -
- Water Features**
  - Creeks
  - Lake Shore
- Jurisdictions Boundaries**
  - Major Road Centerlines
  - Road Centerlines 10000
  - Area Highways
- Vernon Parcels**
  -
- RDNO Parcels**
  -
- First Nations Reserves**
  -
- Area Parks**
  -
- Area Lakes**
  -
- Area Jurisdictions**
  - RDNO
  - Vernon
  - Regional Districts

1 : 3,044

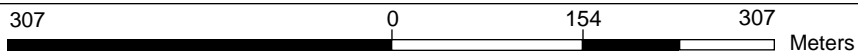
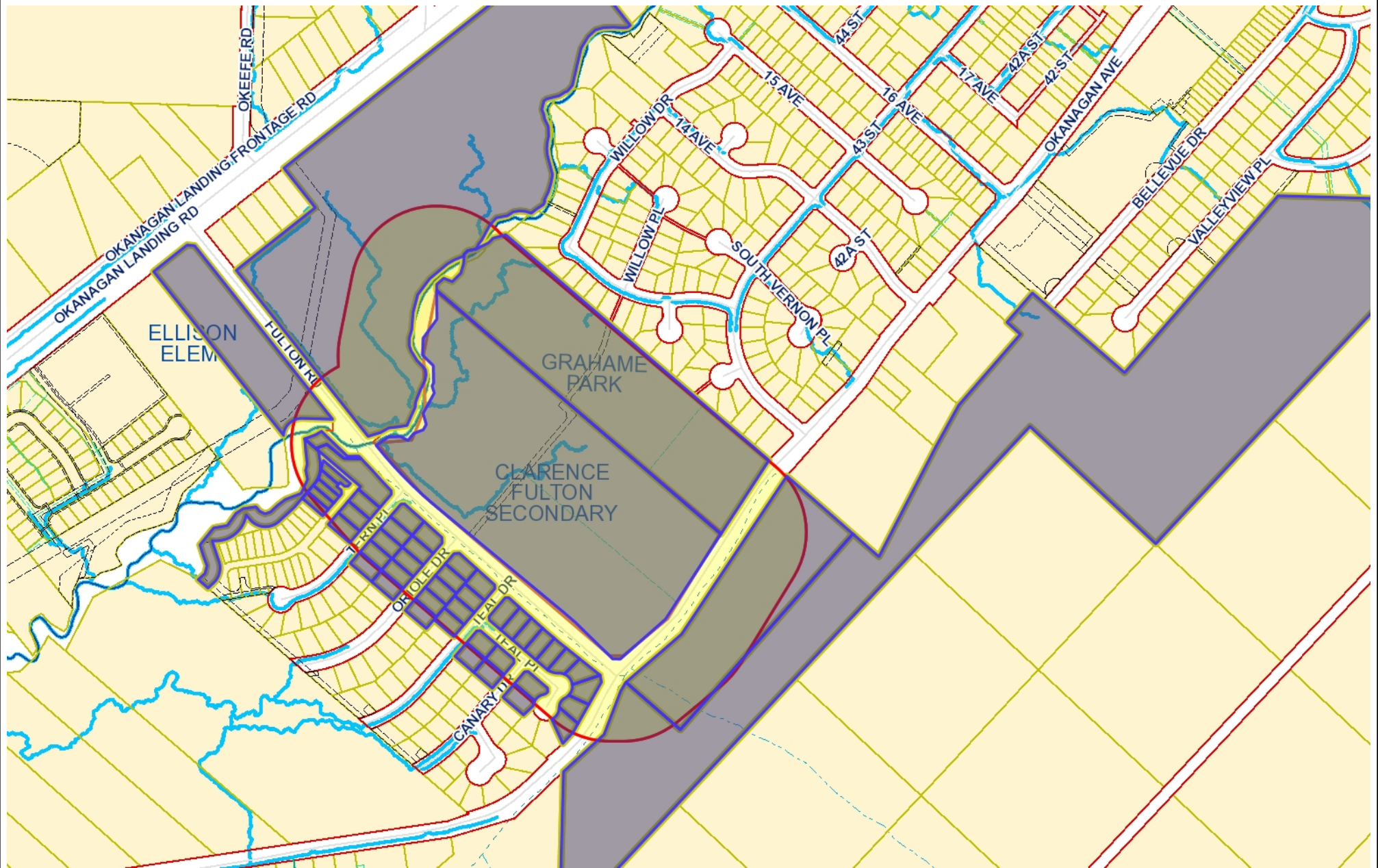


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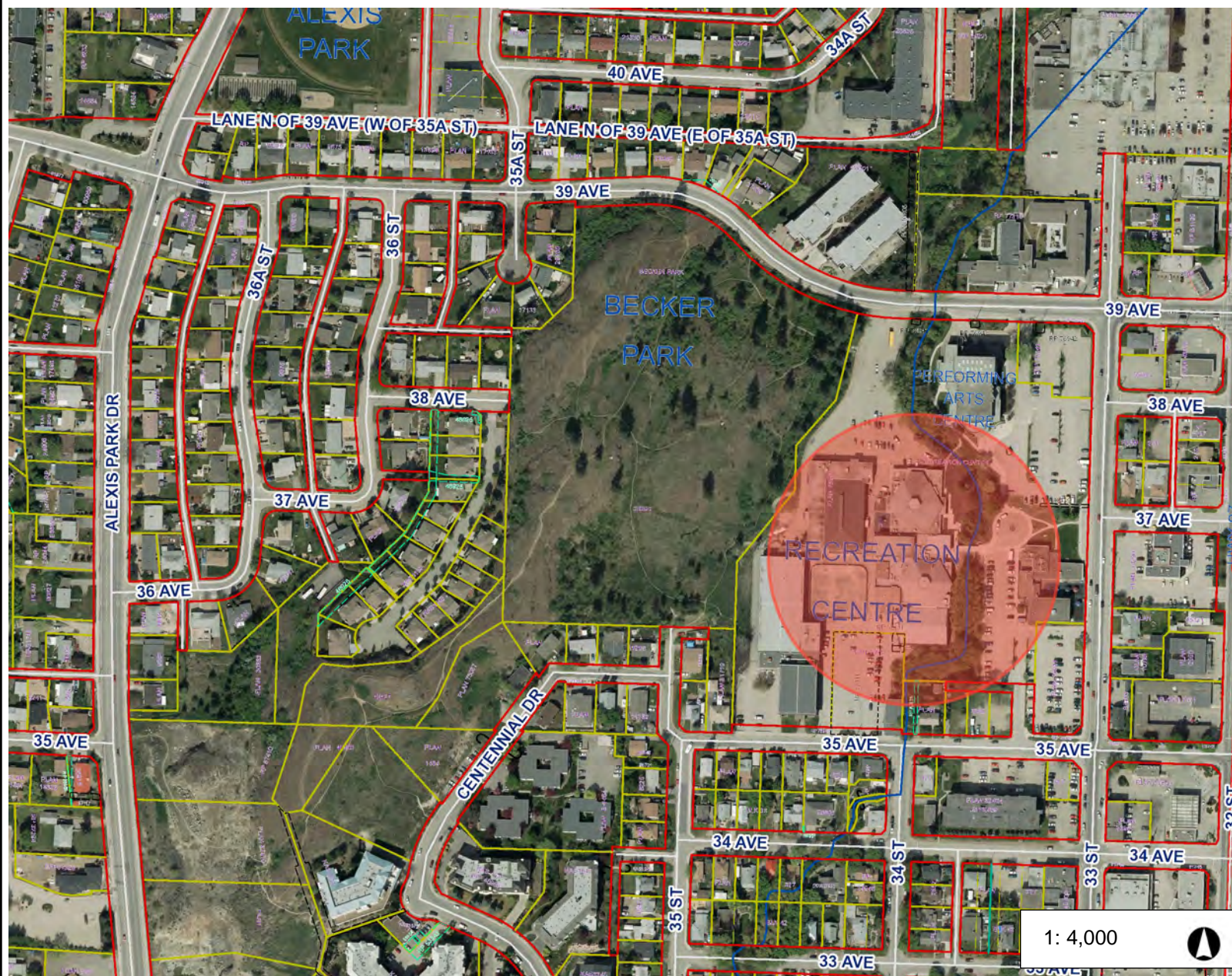
## Notes

Enter Map Description









## Legend

### Legal Lines

- Covenants
- Easements
- Right of Ways

### Parcel Lines

- Lake Lines
- Lot Lines
- Road Lines
- Roll Lines

### Hook Lines

### Misc Parcel Lines

- DELETED LOT LINES
- LAKE LINES
- LOT LINES
- ROAD LINES
- SECTION LINES
- UNDEDICATED ROAD LINES

### Water Features

- Creeks
- Lake Shore

### Road Centerlines 10000

### Jurisdictions Boundaries

### Area Highways

### Streams (FWA Provincial)

- Stream - Definite
- Stream - Indefinite and Intermittent

## Notes

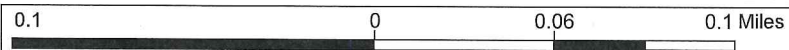
0.1 0 0.06 0.1 Miles





- Legal Lines**
- Covenants
  - Easements
  - Right of Ways
- Parcel Lines**
- Lake Lines
  - Lot Lines
  - Road Lines
  - Roll Lines
- **Hook Lines**
- Misc Parcel Lines**
- DELETED LOT LINES
  - LAKE LINES
  - LOT LINES
  - ROAD LINES
  - SECTION LINES
  - UNDEDICATED ROAD LINES
- Water Features**
- Creeks
  - Lake Shore
- Road Centerlines 10000**
- Jurisdictions Boundaries**
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## Notes



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## KEY DATES FOR 2022 GENERAL LOCAL ELECTION

August 30, 2022 at 9:00 am	Start of Nomination Period (please make an appointment to drop off your papers)
September 9, 2022 at 4:00 pm	End of Nomination Period
September 12, 2022 at 4:00 pm	Random draw for name order on ballot
September 16, 2022 at 4:00 pm	Deadline for withdrawal as a candidate
September 17 – October 15, 2022	Campaign Period
October 5, 2022	First Advance Voting at Schubert Centre (please remove all signs within 100m of polling location)
October 12 and 13, 2022	Second and Third Advance Voting at City Hall (please remove all signs within 100m of polling location)
October 15, 2022	General Voting Day at: <ul style="list-style-type: none"> <li>• Vernon Secondary</li> <li>• Recreation Centre auditorium</li> <li>• Fulton Secondary</li> </ul> (please remove all signs within 100m of polling locations)



## **Excerpts from the Local Government Act:**

### **Division 4 – Electors and Registration of Electors**

#### **Who may vote at an election**

- 64** (1) In order to vote at an election for a municipality or electoral area, a person
- (a) must meet the requirements of section 65 (1) (a) to (e) [resident electors] or 66 (1) (a) to (g) [non-resident property electors] at the time of voting,
  - (b) must not be disqualified by this Act or any other enactment from voting in the election or be otherwise disqualified by law, and
  - (c) must be registered as an elector of the municipality or electoral area.
- (2) The following persons are disqualified from voting at an election:
- (a) a person who has not completed the sentence for an indictable offence, unless the person is released on probation or parole and is not in custody;
  - (b) a person who is involuntarily confined to a psychiatric or other institution as a result of being acquitted of or found not criminally responsible for an offence under the Criminal Code on account of mental disorder;
  - (c) a person who has contravened section 161 (3) [accepting inducements to vote] in relation to the election.
- (3) For clarification, no corporation is entitled to be registered as an elector or have a representative registered as an elector and no corporation is entitled to vote.
- (4) A person must not vote at an election unless entitled to do so.

#### **Resident electors**

- 65** (1) In order to be registered as a resident elector of a municipality or electoral area, a person must meet all the following requirements on the day of registration:
- (a) the person must be
    - (i) an individual who is 18 years of age or older on the day of registration, or

- (ii) if an election is in progress for the municipality or electoral area, an individual who will be 18 years of age or older on general voting day for the election;
  - (b) the person must be a Canadian citizen;
  - (c) the person must have been a resident of British Columbia, as determined in accordance with section 67 [rules for determining residence], for at least 6 months immediately before the day of registration;
  - (d) the person must have been a resident of the municipality or electoral area, as determined in accordance with section 67, for at least 30 days immediately before the day of registration;
  - (e) the person must not be disqualified under this or any other enactment from voting in an election or be otherwise disqualified by law.
- (2) If the boundaries of a municipality or electoral area are extended or a new municipality is incorporated, a person is deemed to have satisfied the requirement of subsection (1) (d) if, for at least 30 days before the person applies for registration as an elector, the person has been a resident, as determined in accordance with section 67, of the area that is included in the municipality or electoral area or that becomes the new municipality.

### **Non-resident property electors**

- 66** (1) In order to be registered as a non-resident property elector of a municipality or electoral area, a person must meet all the following requirements on the day of registration:
- (a) the person must not be entitled to register as a resident elector of the municipality or electoral area;
  - (b) the person must be
    - (i) an individual who is 18 years of age or older on the day of registration, or
    - (ii) if an election is in progress for the municipality or electoral area, an individual who will be 18 years of age or older on general voting day for the election;
  - (c) the person must be a Canadian citizen;

- (d) the person must have been a resident of British Columbia, as determined in accordance with section 67, for at least 6 months immediately before the day of registration;
  - (e) the person must have been a registered owner of real property in the municipality or electoral area for at least 30 days immediately before the day of registration;
  - (f) the only persons who are registered owners of the real property, either as joint tenants or tenants in common, are individuals who are not holding the property in trust for a corporation or another trust;
  - (g) the person must not be disqualified under this Act or any other enactment from voting in an election or be otherwise disqualified by law.
- (2) A person may register as a non-resident property elector only in relation to one parcel of real property in a municipality or electoral area.
- (3) If the boundaries of a municipality or electoral area are extended or if a new municipality is incorporated, a person is deemed to have satisfied the requirement of subsection (1) (e) if, for at least 30 days before the person applies for registration as a non-resident property elector, the person has been a registered owner of property within the area that is included in the municipality or electoral area or that becomes the new municipality.
- (4) For the purposes of this section, the registered owner of real property means whichever of the following is applicable:
  - (a) the owner of a registered estate in fee simple of the property, unless another person holds an interest in the property referred to in paragraph (b), (c) or (d);
  - (b) the holder of the last registered agreement for sale, unless another person holds an interest in the property referred to in paragraph (c) or (d);
  - (c) the tenant for life under a registered life interest in the property, unless another person holds an interest in the property referred to in paragraph (d);
  - (d) the holder of a registered lease of the property for a term of at least 99 years.



- (5) If there is more than one individual who is the registered owner of real property, either as joint tenants or tenants in common, only one of those individuals may register as a non-resident property elector under this section in relation to the real property.
- (6) If the land title registration of the real property in relation to which a person is registering under this section indicates that there is more than one individual who is the registered owner of the real property, the person registering must do so with the written consent of the number of those individuals who, together with the person registering, are a majority of those individuals.
- (7) A registered owner who has consented to the registration of another registered owner of the property may withdraw the consent by delivering a written withdrawal to the municipality or regional district.
- (8) Once a withdrawal of consent has been delivered in accordance with subsection (7), the person registered as the non-resident property elector in relation to the property ceases to be entitled to be registered and vote as such if the number of individuals referred to in subsection (6) falls below a majority of the registered owners, with this effective
  - (a) for the next election, in the case of a withdrawal delivered at least 52 days before general voting day for the election, and
  - (b) following the next election, in the case of a withdrawal delivered less than 52 days before general voting day for the election.

### **Rules for determining residence**

- 67** (1) The following rules apply to determine the area in which a person is a resident:
- (a) a person is a resident of the area where the person lives and to which, whenever absent, the person intends to return;
  - (b) a person may be the resident of only one area at a time for the purposes of this Part;
  - (c) person does not change the area in which the person is a resident until the person has a new area in which the person is a resident;
  - (d) a person does not cease being a resident of an area by leaving the area for temporary purposes only.
- (2) As an exception to subsection (1), if a person establishes for the purposes of attending an educational institution a new area in which the person is a

resident that is away from the usual area in which the person is a resident, the person may choose for the purposes of this Part either the usual area or the new area as the area in which the person is a resident.

## **Division 5 — Qualifications for Office**

### **Who may hold office on a local government**

- 81** (1) A person is qualified to be nominated for office, and to be elected to and hold office, on a local government if at the relevant time the person meets all the following requirements:
- (a) the person must be an individual who is, or who will be on general voting day for the election, 18 years of age or older;
  - (b) the person must be a Canadian citizen;
  - (c) the person must have been a resident of British Columbia, as determined in accordance with section 67, for at least 6 months immediately before the relevant time;
  - (d) the person must not be disqualified under this Act or any other enactment from voting in an election in British Columbia or from being nominated for, being elected to or holding the office, or be otherwise disqualified by law.
- (2) Without limiting subsection (1) (d), the following persons are disqualified from being nominated for, being elected to or holding office on a local government:
- (a) a person who is a judge of the Court of Appeal, Supreme Court or Provincial Court;
  - (b) a person who is disqualified under section 82 as an employee of a local government, except as authorized under that section;
  - (c) a person who is disqualified under any of the following provisions of this Act, including as the provisions apply under section 6 [application to trustees] of the Islands Trust Act:
    - (i) section 202 (4) *[failure to make oath or affirmation of office]*;
    - (ii) section 204 (1) *[unexcused absence from board meetings]*;

- (d) a person who is disqualified under any of the following provisions of the Community Charter:
  - (i) Division 6 [*Conflict of Interest*] of Part 4 [*Public Participation and Council Accountability*], including as it applies under section 205 (1) [application to regional district directors] of this Act and under section 6 (7) [application to trustees] of the Islands Trust Act;
  - (ii) section 120 (1.1) [failure to make oath of office];
  - (iii) section 125 (5) [unexcused absence from council meetings];
  - (iv) section 191 (3) [*unauthorized expenditures*];
- (e) a person who is disqualified under any of the provisions referred to in paragraph (c) or (d) as the provision applies under another enactment;
- (f) a person who is disqualified from holding office on the council of the City of Vancouver under any of the provisions of the Vancouver Charter referred to in section 38 (2) (c) or (d) [disqualifications from holding office] of that Act;
- (g) a person who is disqualified from holding office under
  - (i) Division 18 [Election Offences] of this Part as it applies to elections or voting under this Act or any other Act, or
  - (ii) Division (17) of Part I of the Vancouver Charter as it applies to elections or voting under that Act or any other Act;
- (h) a person who is disqualified under the Local Elections Campaign Financing Act from holding office on a local authority;
- (i) a person who is disqualified under any other enactment.

### **Disqualification of local government employees**

**82 (1)** For the purposes of this section, "**employee**" means

- (a) an employee or salaried officer of a municipality or regional district, or
- (b) a person who is within a class of persons deemed by regulation under section 168 [election regulations] to be employees of a specified municipality or regional district, but does not include a

person who is within a class of persons excepted by regulation under section 168.

- (2) Unless the requirements of this section are met, an employee of a municipality is disqualified from being nominated for, being elected to or holding office
  - (a) as a member of the council of the municipality, or
  - (b) as a member of the board of the regional district in which the municipality is located.
- (3) Unless the requirements of this section are met, an employee of a regional district is disqualified from being nominated for, being elected to or holding office
  - (a) as a member of the board of the regional district, or
  - (b) as a member of the council of a municipality, including the City of Vancouver, that is within the regional district.
- (4) Before being nominated for an office to which subsection (2) or (3) applies, the employee must give notice in writing to his or her employer of the employee's intention to consent to nomination.
- (5) Once notice is given under subsection (4), the employee is entitled to and must take a leave of absence from the employee's position with the employer for a period that, at a minimum,
  - (a) begins on the first day of the nomination period or the date on which the notice is given, whichever is later, and
  - (b) ends, as applicable,
    - (i) if the person is not nominated before the end of the nomination period, on the day after the end of that period,
    - (ii) if the person withdraws as a candidate in the election, on the day after the withdrawal,
    - (iii) if the person is declared elected, on the day the person resigns in accordance with subsection (8) or on the last day for taking office before the person is disqualified for a failure to take the oath of office within the time specified by an enactment that applies to the person,
    - (iv) if the person is not declared elected and an application for judicial recount is not made, on the last day on

which an application for a judicial recount may be made, or

- (v) if the person is not declared elected and an application for judicial recount is made, on the date when the results of the election are determined by or following the judicial recount.
- (6) If agreed by the employer, as a matter of employment contract or otherwise, the leave of absence under this section may be for a period longer than the minimum required by subsection (5).
- (7) Sections 54 [duties of employer in relation to leave] and 56 [employment deemed continuous while on leave] of the Employment Standards Act apply to a leave of absence under this section.
- (8) Before making the oath of office, an employee on a leave of absence under this section who has been elected must resign from the person's position with the employer.
- (9) At the option of the employee, a resignation under subsection (8) may be conditional on the person's election not being declared invalid on an application under section 153 [application to court respecting validity of election].

### **Only one elected office at a time in the same local government**

- 83** (1) At any one time a person may not hold more than one elected office in the same local government.
- (2) At any one time a person may not be nominated for more than one elected office in the same local government.
- (3) A current member of a local government may not be nominated for an election under section 54 [by-elections] for another office in the same local government unless the person resigns from office within 14 days after the day on which the chief election officer is appointed.

## **Division 6 — Nomination of Candidates**

### **Nomination deposits**

- 88** (1) The local government may, by bylaw, require that a nomination for mayor, councillor or electoral area director be accompanied by a nomination deposit.
- (2) The amount of a required nomination deposit may be different for the different offices referred to in subsection (1), but must not be greater than \$100.
- (3) A nomination deposit must be held by the chief election officer to be dealt with as follows:
- (a) if the person nominated is not declared to be a candidate under section 97 [declaration of candidates], the deposit is to be returned to the person or to the financial agent for the person;
  - (b) in the case of a person declared to be a candidate, if the candidate disclosure statement required under the Local Elections Campaign Financing Act for the person is filed in accordance with section 47 (1) [time limit for filing on time] of that Act, the deposit is to be returned to the person or the financial agent for the person;
  - (c) in the case of a person declared to be a candidate, the deposit is to be returned to the person or the financial agent for the person if the required candidate disclosure statement is not filed as referred to in paragraph (b), but
    - (i) an application for relief in relation to the disclosure statement is made under Division 2 [Court Orders for Relief in Relation to Disclosure Requirements] of Part 6 of the Local Elections Campaign Financing Act,
    - (ii) the court provides relief in relation to forfeiture of the deposit, and
    - (iii) if applicable, there is compliance with the court order;
  - (d) in other cases, the deposit is forfeited and is to be paid to the local government.

## **Division 9 — Candidates and Representatives**

### **Withdrawal, death or incapacity of candidate**

- 101**(1) At any time up until 4 p.m. on the 29th day before general voting day, a person who has been nominated may withdraw from being a candidate in the election by delivering a signed withdrawal to the chief election officer, which must be accepted if the chief election officer is satisfied as to its authenticity.
- (2) After the time referred to in subsection (1), a candidate may withdraw only by delivering to the chief election officer a signed request to withdraw and receiving the approval of the minister.
- (3) For the purposes of subsection (2), the chief election officer must notify the minister of a request to withdraw as soon as practicable after receiving it.
- (4) The chief election officer must notify the minister if, between the declaration of an election by voting under section 98 (2) and general voting day for the election,
- (a) a candidate dies, or
  - (b) in the opinion of the chief election officer, a candidate is incapacitated to an extent that will prevent the candidate from holding office.
- (5) On approving a withdrawal under subsection (2) or being notified under subsection (4), the minister may order
- (a) that the election is to proceed, subject to any conditions specified by the minister, or
  - (b) that the original election is to be cancelled and that a new election is to be held in accordance with the directions of the minister.

### **Appointment of candidate representatives**

- 102**(1) A candidate may appoint
- (a) one individual to act as official agent of the candidate, to represent the candidate from the time of appointment until the final determination of the election or the validity of the election, as applicable, and
  - (b) scrutineers, to represent the candidate by observing the conduct of voting and counting proceedings for the election.

- (2) An appointment as a candidate representative must
  - (a) be made in writing and signed by the person making the appointment,
  - (b) include the name and address of the person appointed, and
  - (c) be delivered to the chief election officer or a person designated by the chief election officer for this purpose as soon as practicable after the appointment is made.
- (3) An appointment as a candidate representative may be rescinded only in the same manner as the appointment was made.
- (4) An appointment of an official agent may include a delegation of the authority to appoint scrutineers.
- (5) If notice is to be served or otherwise given under this Part to a candidate, it is sufficient if the notice is given to the official agent of the candidate.

#### **Presence of candidate representatives at election proceedings**

- 103**(1) A candidate representative present at a place where election proceedings are being conducted must
- (a) carry a copy of the person's appointment under section 102,
  - (b) before beginning duties at the place, show the copy of the appointment to the presiding election official or an election official specified by the presiding election official, and
  - (c) show the copy of the appointment to an election official when requested to do so by the official.
- (2) The presiding election official may designate one or more locations at a place where election proceedings are being conducted as locations from which candidate representatives may observe the proceedings and, if this is done, the candidate representatives must remain in those locations.
  - (3) The absence of a candidate representative from a place where election proceedings are being conducted does not invalidate anything done in relation to an election.



## **Division 18 — Election Offences**

### **Vote buying**

- 161**(1) In this section, "inducement" includes money, gift, valuable consideration, refreshment, entertainment, office, placement, employment and any other benefit of any kind.
- (2) A person must not pay, give, lend or procure inducement for any of the following purposes:
- (a) to induce a person to vote or refrain from voting;
  - (b) to induce a person to vote or refrain from voting for or against a particular candidate;
  - (c) to reward a person for having voted or refrained from voting as described in paragraph (a) or (b);
  - (d) to procure or induce a person to attempt to procure the election of a particular candidate, the defeat of a particular candidate or a particular result in an election;
  - (e) to procure or induce a person to attempt to procure the vote of an elector or the failure of an elector to vote.
- (3) A person must not accept inducement
- (a) to vote or refrain from voting,
  - (b) to vote or refrain from voting for or against a particular candidate, or
  - (c) as a reward for having voted or refrained from voting as described in paragraph (a) or (b).
- (4) A person must not advance, pay or otherwise provide inducement, or cause inducement to be provided, knowing or with the intent that it is to be used for any of the acts prohibited by this section.
- (5) A person must not offer, agree or promise to do anything otherwise prohibited by this section.
- (6) A person prohibited from doing something by this section must not do the prohibited act directly, indirectly or by another person on behalf of the first person.

## **Intimidation**

- 162(1)** In this section, "intimidate" means to do or threaten to do any of the following:
- (a) use force, violence or restraint against a person;
  - (b) inflict injury, harm, damage or loss on a person or property;
  - (c) otherwise intimidate a person.
- (2) A person must not intimidate another person for any of the following purposes:
- (a) to persuade or compel a person to vote or refrain from voting;
  - (b) to persuade or compel a person to vote or refrain from voting for or against a particular candidate;
  - (c) to punish a person for having voted or refrained from voting as described in paragraph (a) or (b).
- (3) A person must not, by abduction, duress or fraudulent means, do any of the following:
- (a) impede, prevent or otherwise interfere with a person's right to vote;
  - (b) compel, persuade or otherwise cause a person to vote or refrain from voting;
  - (c) compel, persuade or otherwise cause a person to vote or refrain from voting for a particular candidate.
- (4) A person prohibited from doing something by this section must not do the prohibited act directly, indirectly or by another person on behalf of the first person.

## **Other election offences**

- 163(1)** In relation to nominations, a person must not do any of the following:
- (a) contravene section 87 (4) [unqualified candidate consenting to nomination];
  - (b) before or after an election, purport to withdraw a candidate from an election without authority to do so or publish or cause to be published a false statement that a candidate has withdrawn;
  - (c) before or after an election, purport to withdraw the endorsement of a candidate by an elector organization except as provided in section 95 (b) [withdrawal of endorsement on ballot].

- (2) In relation to voting, a person must not do any of the following:
  - (a) vote at an election when not entitled to do so;
  - (b) contravene section 124 (1) [each elector may vote only once] regarding voting more than once in an election;
  - (c) obtain a ballot in the name of another person, whether the name is of a living or dead person or of a fictitious person;
  - (d) contravene section 123 (2) [requirement to preserve secrecy of the ballot] regarding the secrecy of the ballot.
- (3) In relation to ballots and ballot boxes, a person must not do any of the following:
  - (a) without authority supply a ballot to another person;
  - (b) without authority print or reproduce a ballot or a paper that is capable of being used as a ballot;
  - (c) without authority take a ballot out of a place where voting proceedings are being conducted;
  - (d) put in a ballot box, or cause to be put in a ballot box, a paper other than a ballot that the person is authorized to deposit there;
  - (e) interfere with voting under section 112 [use of voting machines] contrary to the applicable bylaw and regulations;
  - (f) without authority destroy, take, open or otherwise interfere with a ballot box or ballots.
- (4) In relation to voting proceedings, a person must not do any of the following at or within 100 metres of a building, structure or other place where voting proceedings are being conducted at the time:
  - (a) canvass or solicit votes or otherwise attempt to influence how an elector votes;
  - (b) display, distribute, post or openly leave a representation of a ballot marked for a particular result in the voting;
  - (c) post, display or distribute
    - (i) election advertising, or
    - (ii) any material that identifies a candidate or elector organization, unless this is done with the authorization of the chief election officer;
  - (d) carry, wear or supply a flag, badge or other thing indicating that the person using it is a supporter of a particular candidate, elector organization or result in the voting.

- (5) In relation to any matter or proceeding to which this Part applies, a person must not do any of the following:
- (a) provide false or misleading information when required or authorized under this Part to provide information;
  - (b) make a false or misleading statement or declaration when required under this Part to make a statement or declaration;
  - (c) inspect or access under this Part
    - (i) a list of registered electors,
    - (ii) nomination documents,
    - (iii) disclosure statements or supplementary reports, or
    - (iv) other election materials referred to in section 143 [delivery of election materials to chief election officer],or use the information from any of them, except for purposes authorized under this Act;
  - (d) be present at a place where voting or counting proceedings are being conducted, unless authorized under this Part to be present;
  - (e) interfere with, hinder or obstruct an election official or other person in the exercise or performance of his or her powers, duties or functions under this Part or the Local Elections Campaign Financing Act.
- (6) A person who is an election official must not contravene this Part with the intention of affecting the result or validity of an election.

### **Prosecution of organizations and their directors and agents**

- 164**(1) An act or thing done or omitted by an officer, director, employee or agent of an organization within the scope of the individual's authority to act on behalf of the organization is deemed to be an act or thing done or omitted by the organization.
- (2) If an organization commits an offence under this Part, an officer, director, employee or agent of the organization who authorizes, permits or acquiesces in the offence commits the same offence, whether or not the organization is convicted of the offence.
- (3) A prosecution for an offence under this Part may be brought against an unincorporated organization in the name of the organization and, for these purposes, an unincorporated organization is deemed to be a person.

### **Time limit for starting prosecution**

- 165(1)** The time limit for laying an information to commence a prosecution respecting an offence under this Part is one year after the date on which the act or omission that is alleged to constitute the offence occurred.

### **Penalties**

- 166(1)** A person who contravenes section 161 [vote buying] or 162 [intimidation] is guilty of an offence and is liable to one or more of the following penalties:
- (a) a fine of not more than \$10 000;
  - (b) imprisonment for a term not longer than 2 years;
  - (c) disqualification from holding office in accordance with subsection (2) of this section for a period of not longer than 7 years.
- (2) Disqualification under subsection (1) (c) is disqualification from holding office as follows:
- (a) on a local government;
  - (b) on the council of the City of Vancouver or on the Park Board established under section 485 of the Vancouver Charter;
  - (c) as a trustee under the Islands Trust Act;
  - (d) as a trustee on a board of education, or as a regional trustee on a francophone education authority, under the School Act.
- (3) A person or unincorporated organization who contravenes section 163 [other election offences] is guilty of an offence and is liable to one or both of the following penalties:
- (a) a fine of not more than \$5 000;
  - (b) imprisonment for a term not longer than one year.
- (4) Any penalty under this Division is in addition to and not in place of any other penalty provided in this Part.
- (5) A person or unincorporated organization is not guilty of an offence under this Part if the person or organization exercised due diligence to prevent the commission of the offence.