

Decisions

Decision

Election Act
(R.S.Q., c. E-3.3)

Chief electoral officer

— Application of sections 312.1 and 335.2 of the Act

Decision of the chief electoral officer pursuant to the powers conferred upon him by section 489.1 of the Election Act concerning the application of sections 312.1 and 335.2

WHEREAS Order in Council No. 223-2002, adopted on March 13, 2002, enjoins the chief electoral officer to hold by-elections on Monday, April 15, 2002, in the electoral divisions of Anjou, Saguenay and Viger;

WHEREAS section 312.1 of the Election Act (R.S.Q., c. E-3.3) provides that an identity verification panel composed of three members shall be established for every place where a polling station is located;

WHEREAS the distance, isolation and small number of electors in certain polling subdivisions in the electoral division of Saguenay require the application of special procedures for the setting up of the identity verification panel;

WHEREAS section 489.1 of the Election Act allows the chief electoral officer to adapt the provisions concerning the setting up of an identity verification panel where circumstances so require, in particular by reason of the area or distance involved;

WHEREAS the chief electoral officer has obtained the agreement of the authorized parties represented in the National Assembly in respect of his intention to apply the provisions of the said section;

The chief electoral officer, pursuant to the powers conferred upon him by section 489.1 of the Election Act, has decided to adapt the provisions of sections 312.1 and 335.2 of the said Act as follows:

1. In polling subdivisions 124, 125 (Camping Manic 2, Rivière-aux-Outardes), 126 (Centre d'information d'Hydro-Québec, Rivière-aux-Outardes) and 132 (Chantier du barrage Toulnostouc, Rivière-aux-Outardes) of the electoral division of Saguenay, the functions normally entrusted to the members of the identity verification panel by the Election Act shall be exercised by the deputy returning officer and the secretary of the polling station.

2. The deputy returning officer and the secretary of the polling station shall then exercise the powers assigned to members of the identity verification panel by section 335.2 of the Election Act.

3. If there is disagreement between the two members of the identity verification panel, the issue shall be submitted to the returning officer, who shall make a decision. The members of the panel shall be bound by the returning officer's decision.

This decision comes into force on the date of the order-in-council enjoining the chief electoral officer to hold by-elections in the electoral divisions of Anjou, Saguenay and Viger.

MARCEL BLANCHET,
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