

Decision

An Act respecting school elections
(R.S.Q., c. E-2.3)

Chief electoral officer**— Power of election officers to administer oaths**

Decision of the chief electoral officer pursuant to the powers conferred upon him by section 30.8 of the Act respecting school elections, concerning the power of election officers to administer oaths

WHEREAS a general school election shall be held on November 16, 2003, in the school boards of Québec ;

WHEREAS section 27 of the Act respecting school elections (R.S.Q., c. E-2.3) provides that the returning officer, the election clerk, the assistants, the members and the secretary of a board of revisors, the revising officers, the persons required by the returning officer and the polling officers are election officers ;

WHEREAS, pursuant to the various provisions of the Act respecting school elections, election officers may be called upon to receive oaths from electors during the election period ;

WHEREAS the Act respecting school elections contains no provision providing that election officers are authorized to receive the oaths stipulated in the Act ;

WHEREAS section 30.8 of the Act respecting school elections allows the chief electoral officer to adapt a provision of the Act where he observes that, subsequent to an error, it does not meet the demands of the situation ;

WHEREAS the chief electoral officer has first informed the Minister of Education of the decision he intends to make ;

The chief electoral officer, pursuant to the powers conferred upon him by section 30.8 of the Act respecting school elections, has decided to adapt the provisions of the Act respecting school elections to provide that election officers may receive the oaths required by the Act.

For the purposes of this decision, the Act respecting school elections is amended by inserting the following section after section 27 :

“**27.1.** In exercising their duties, election officers, except for officers in charge of information and order, are hereby authorized to receive any oath stipulated in this Act, and shall do so gratuitously.”.

This decision shall take effect on 3 October 2003.

MARCEL BLANCHET,
*Chief Electoral Officer and
Chairman of the Commission de la
représentation électorale*

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