

Decisions

Decision

An Act respecting elections and referendums in municipalities
(R.S.Q., c. E-2.2)

Chief electoral officer — Notice of entry on the list of electors in the Municipality of Bonsecours

Decision of the chief electoral officer pursuant to the powers conferred upon him by section 90.5 of the Act respecting elections and referendums in municipalities concerning the notice of entry on the list of electors in the Municipality of Bonsecours

WHEREAS a new election has to be held in the Municipality of Bonsecours on February 12, 2006, due to the absence of candidates;

WHEREAS the Act respecting elections and referendums in municipalities (R.S.Q., c. E-2.2) stipulates that the returning officer shall cause to be distributed to each residential address for which no elector's name is entered on the list of electors to be revised a notice indicating that no electors' names are entered on the list and that includes information regarding the revision of the list of electors and the poll;

WHEREAS the returning officer was informed that, due to a printing error, erroneous information was printed on notices of absence of entry intended for non-domiciled electors;

WHEREAS as a result of this error, these electors did not have the information required to present an application for entry on the list of electors before the board of revisors;

WHEREAS the Act respecting elections and referendums in municipalities stipulates that an elector has to be entered on the list of electors to exercise his right to vote;

WHEREAS the board of revisors completed its deliberations since January 30, 2006;

WHEREAS following the situation described above, several non-domiciled electors will be unable to exercise their voting rights;

WHEREAS section 90.5 of the Act respecting elections and referendums in municipalities states that, subsequent to an error, a provision of the Act does not meet the demands of the resultant situation, the chief electoral officer may adapt the provision in order to achieve its object;

WHEREAS the provisions of the Act respecting elections and referendums in municipalities that apply to revision do not meet the situation described herein;

WHEREAS the chief electoral officer has first informed the Minister of Municipal Affairs and Regions of the decision he intends to make;

The chief electoral officer, pursuant to the powers conferred upon him by section 90.5 of the Act respecting elections and referendums in municipalities, has decided to adapt the provisions of sections 122, 125, 126 and 132 of this legislation as follows:

1. The preamble forms an integral part of this decision.
2. The returning officer of the Municipality of Bonsecours is authorized to set up a board of revisors to receive and analyze applications for entry, striking off or correction on the list of electors based on the following schedule:

— February 4, 2006, from 1 p.m. to 4 p.m.
3. The returning officer shall take necessary measures to notify every elector of the municipality who may be concerned by this decision.
4. The returning officer shall, as soon as possible, notify every recognized ticket pursuant to section III of said chapter and every candidate concerned by the decision.
5. This decision shall take effect on February 1, 2006.

Québec, 1 February 2006

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