

WHEREAS the Chief Electoral Officer decided during these electoral periods, to adapt the provisions of the Election Act (R.S.Q., c. E-3.3) and of the Act respecting school elections (R.S.Q., c. E-2.3) regarding the identification of electors in order to ensure the good conduct of the election and the security of electors;

WHEREAS the provisions regarding elector identification contained in the Act respecting elections and referendums in municipalities (R.S.Q., c. E-2.2) are identical to those of the Election Act and of the Act respecting school elections;

WHEREAS the Chief Electoral Officer has reason to believe that the situation experienced during general provincial elections of March 26, 2007, during the by-election of September 24, 2007, in the Charlevoix electoral division and during the on-going school general elections is likely to recur during the by-election for the office of mayor of December 2, 2007, in the City of Québec;

WHEREAS in order to avoid security problems and ensure that voting is conducted smoothly, the returning officer of Québec City has made a formal request for the Chief Electoral Officer to adapt the provisions of the Act respecting elections and referendums in municipalities regarding the identification of electors to oblige electors who show up at polling stations or at identity verification panels to have their faces uncovered;

WHEREAS the security of electors who exercise their right to vote and the good conduct of the election must be guaranteed;

WHEREAS section 90.5 of the Act respecting elections and referendums in municipalities allows the Chief Electoral Officer to adapt a provision of the Act where it comes to his attention that, subsequent to an error or an exceptional circumstance or an emergency, the provision does not meet the demands of the resultant situation;

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 213.2 and 215 of this legislation as follows:

1. Anyone who appears at a polling station or at an identity verification panel must have his face uncovered.

This decision shall take effect on October 9, 2007.

Québec, 9 October 2007

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

8383

Decision

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

Chief Electoral Officer — Mobile poll during the by-election in Québec City

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 mobile poll during the by-election in Québec City

WHEREAS a by-election for the position of mayor shall take place on December 2, 2007, in Québec City;

WHEREAS a person domiciled or residing in a facility maintained by an establishment that runs a hospital, a residential and long-term care facility or a rehabilitation centre as defined by the Act respecting health services and social services (R.S.Q., c. S-4.2) or that runs a hospital or a reception centre as defined by the Act respecting health services and social services for Cree Native Persons (R.S.Q., c. S-5) may request, if he is unable to move about, to vote in a mobile polling station;

WHEREAS the Act respecting elections and referendums in municipalities (R.S.Q., c. E-2.2) states that the advance polling station is open from 12 p.m. to 8 p.m., on the seventh day before polling day and that the mobile polling station may receive the vote of electors from 8 a.m. to 11 a.m. on the same day;

WHEREAS the returning officer of Québec City has informed the Chief Electoral Officer of the difficulty of holding a mobile poll only on the same day as the advance poll and has requested that the provisions of the Act respecting elections and referendums in municipalities be adapted so that the eighth day before polling day can be added to the period already earmarked for the holding of the mobile poll;

WHEREAS persons entered to vote in a mobile polling station may, depending on the number of requests received, be unable to exercise their right to vote within the time limit stipulated by the Act;

WHEREAS section 90.5 of the Act respecting elections and referendums in municipalities allows the Chief Electoral Officer to adapt a provision of the Act where it comes to his attention that, subsequent to an exceptional circumstance, the provision does not meet the demands of the resultant situation;

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 section 179 of this legislation as follows:

“**179.** Every advance polling station must be open from 12:00 p.m. to 8:00 p.m.

However, a mobile polling station may receive the vote of electors from 8:00 a.m. to 11:00 a.m. and, if the returning officer deems it necessary, on the eighth day before polling day, at hours to be determined by him.”.

This decision shall take effect on October 9, 2007.

Québec, 9 October 2007

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