

Decision

Election Act
(chapter E-3.3)

Chief Electoral Officer

— Exercise of the duties of officer assigned to the list of electors on polling day

Decision of the Chief Electoral Officer pursuant to the powers conferred upon him by section 490 of the Election Act concerning the exercise of the duties of officer assigned to the list of electors on polling day

WHEREAS order-in-council number 206-2014, issued on March 5, 2014, enjoined the Chief Electoral Officer to hold general elections in Québec on April 7, 2014;

WHEREAS section 310.1 of the Election Act (c. E-3.3) stipulates that, in every polling station, the returning officer shall appoint one person to act as officer assigned to the list of electors, as recommended by the candidate of the authorized party that came third at the last election;

WHEREAS section 312 of the Election Act provides that recommendations for the appointment of election personnel must be received by the returning officer no later than the seventeenth day preceding polling day, and that if no recommendations are received, the returning officer shall make the appointment without any other formality;

WHEREAS the Chief Electoral Officer intends to make every effort to fill the positions of deputy returning officer and poll clerk and to build a sufficient reserve in case the persons appointed to those positions should withdraw;

WHEREAS the number of officers assigned to the list of electors available on polling day in certain electoral divisions is insufficient to comply with the provisions of section 310.1 of the Election Act;

WHEREAS special measures may be taken by the returning officers on polling day if it is not possible to place one person assigned to the list of electors at each polling station;

WHEREAS section 490 of the Election Act allows the Chief Electoral Officer to adapt a provision of the Act if it comes to his attention that the said provision does not meet the demands of the situation subsequent to an exceptional circumstance;

WHEREAS the Chief Electoral Officer has informed the authorized parties represented at the National Assembly of his intention to use the provisions of the said section, and has taken the necessary steps to inform the other authorized parties, candidates and electors concerned;

The Chief Electoral Officer, pursuant to the powers conferred upon him by section 490 of the Election Act, has decided to adapt section 310.1 of the Election Act to provide that the duties of the officer assigned to the list of electors shall be carried out by the poll clerk if it is impossible to ensure the presence of an officer at a polling station.

This decision shall take effect on April 4, 2014.

Québec, April 4, 2014

JACQUES DROUIN,
*Chief Electoral Officer and Chairman of the
Commission de la représentation électorale*

3334

Decision

Election Act
(chapter E-3.3)

Chief Electoral Officer

— Entry of certain electors on the list of electors

Decision of the Chief Electoral Officer pursuant to the powers conferred upon him by section 490 of the Election Act, concerning the entry of certain electors on the list of electors

WHEREAS order-in-council number 206-2014, issued on March 5, 2014, enjoined the Chief Electoral Officer to hold general elections in Québec on April 7, 2014;

WHEREAS, following a matching error, 143 electors in a private residence for seniors, identified in the register constituted pursuant to the Act respecting health services and social services (c. S-4.2), who should have been registered in polling subdivision 506 of the electoral division of Jeanne-Mance—Viger, were not registered;

WHEREAS, pursuant to section 145 of the Election Act (c. E-3.3), upon the issue of an order instituting an election and as soon as the requests for changes to the permanent list of electors received before the issue of the order have been processed, the Chief Electoral Officer shall produce the list of electors and the list of electors entitled to exercise their right to vote outside Québec;

WHEREAS, when producing the list of electors following the issue of the order instituting the general election, the changes received and made to the permanent list of electors on the day on which the order was issued, concerning 256 electors, were not, due to an error, included in the lists of electors produced following the order, in accordance with section 145 of the Election Act;

WHEREAS, when producing the lists of electors following the issue of the order instituting the general election, 250 electors who attained 18 years of age on March 6, 2014, were not, due to an error, included in the lists of electors produced following the order, in accordance with section 145 of the Election Act;

WHEREAS outside an election period the Chief Electoral Officer is able to correct such situations without imposing any special procedure on the electors concerned;

WHEREAS pursuant to the provisions of the Election Act regarding the revision of the list of electors in an election period, any application for entry on, correction of, or striking off the list of electors must be presented to a board of revisors;

WHEREAS the application of these provisions means that the electors affected by these situations described above must apply to the board of revisors to correct the errors on the lists of electors that will be used in the forthcoming elections;

WHEREAS such errors must not have the effect of imposing on the electors concerned special procedures for the errors to be corrected;

WHEREAS section 490 of the Election Act allows the Chief Electoral Officer to adapt a provision of the Act where he observes that, subsequent to an exceptional circumstance, it does not meet the demands of the situation;

WHEREAS the Chief Electoral Officer has informed the authorized parties represented in the National Assembly of his intention to use the provisions of the said section, and has taken the steps required to inform the other authorized parties, the candidates and the electors concerned;

The Chief Electoral Officer, pursuant to the powers conferred on him by section 490 of the Election Act, has decided to adapt the provisions of this Act:

(1) by inserting the following sections after section 209:

“**209.1.** If electors were not registered on the right list of electors because their domiciliary address was not matched with the right polling subdivision, the Chief

Electoral Officer or, on the Chief Electoral Officer’s request, a board of revisors makes the necessary corrections.

The Chief Electoral Officer informs the electors concerned and the authorized parties of any corrections made under the first paragraph.

209.2. Upon a request from the Chief Electoral Officer, the board of revisors shall process the requests for changes concerning electors in respect of whom changes made to the permanent list of electors were not, due to an error, included in the lists of electors before the issue of the order instituting the general election.

The Chief Electoral Officer informs the electors concerned and the authorized parties of any corrections made under the first paragraph.

(2) by replacing number “208” in subparagraph 4 of the first paragraph of section 340 by number “209.1”.

This decision shall take effect on March 12, 2014.

Québec, March 12, 2014

JACQUES DROUIN,
*Chief Electoral Officer and Chairman of the
Commission de la représentation électorale*

3330

Decision

Election Act
(chapter E-3.3)

Chief Electoral Officer — Postponement of the vote in a residential facility in the electoral division of Côte-du-Sud

Decision of the Chief Electoral Officer pursuant to the powers conferred upon him by section 490 of the Election Act, concerning the postponement of the vote in a residential facility in the electoral division of Côte-du-Sud

WHEREAS order-in-council number 206-2014, issued on March 5, 2014, enjoined the Chief Electoral Officer to hold general elections in Québec on April 7, 2014;

WHEREAS, pursuant to section 301.6 of the Election Act (c. E-3.3), the returning officer sets up a polling station in every residential facility described in section 180, namely