

Decision

An Act respecting elections and referendums in municipalities (chapter E-2.2)

Chief Electoral Officer — Voting by electors in the borrows of Verdun

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 voting by electors in the borrows of Verdun

WHEREAS municipal elections will be held on November 5, 2017;

WHEREAS, following an agreement entered into by the Ville de Montréal, the Chief Electoral Officer and the Minister of Municipal Affairs and Land Occupancy pursuant to section 659.2 of the Act respecting elections and referendums in municipalities (chapter E-2.2), voting at the office of the returning officer is being tested at the Ville de Montréal during the general municipal elections of November 5, 2017;

WHEREAS, in accordance with sections 174 and 179 of the Act respecting elections and referendums in municipalities, as amended by the agreement entered into pursuant to section 659.2 of the said Act, voting at the office of the returning officer will take place on October 27, 30 and 31, 2017 and on November 1, 2017 from 10:00 a.m. to 8:00 p.m., except on the last of these days, when it will end at 2:00 p.m.;

WHEREAS, as a result of an error during the poll at the office of the returning officer located in the borough of Verdun, four electors from the division of Champlain-l'Île-des-Soeurs were given, for the position of city councillor, borough councillor seat 1 and borough councillor seat 2, a ballot paper for a different division;

WHEREAS, in accordance with section 233 of the Act respecting elections and referendums in municipalities, the ballot papers of the four electors concerned will be rejected during the counting of votes on polling day;

WHEREAS the returning officer of the Ville de Montréal is able to identify the electors concerned and wishes to contact them in order to invite them to come and vote for the elected position for which they were not able to vote;

WHEREAS section 90.5 of the Act respecting elections and referendums in municipalities, as amended by the agreement entered into pursuant to section 659.2 of the said Act, allows the Chief Electoral Officer to adapt a provision of the Act or of an agreement entered into

pursuant to section 659.2 where he observes that, subsequent to an error, it does not meet the needs of the resultant situation;

WHEREAS the Chief Electoral Officer has first informed the Minister of Municipal Affairs and Land Occupancy of the decision he intends to make;

The Chief Electoral Officer, by virtue of the powers conferred upon him by section 90.5 of the Act respecting elections and referendums in municipalities, as amended by the agreement entered into pursuant to section 659.2 of the said Act, has decided to adapt sections 174 and 179 of the said Act, as amended by the agreement, and subparagraph 5 of section 586, as follows:

1. The preamble is an integral part of this decision;
2. The returning officer of the Ville de Montréal is authorized to contact the electors contemplated by this decision, as quickly as possible, using all appropriate means, in order to invite them to come and vote for city or borough councillor for whom they were not able to vote
3. The returning officer of the Ville de Montréal is authorized to allow the four electors concerned by this decision to come and vote by Saturday, November 4, 2017 6:00 p.m., at the location determined by the returning officer.
4. A report of the communications entered into with each elector shall be prepared (name of the person contacted, date, and the person's response).
5. The name of every elector voting pursuant to this decision shall be entered in the poll book.
6. When opening the ballot box on polling day, and before the counting of the votes, the deputy returning officer shall remove the ballot papers contemplated by this decision without looking at the electors' votes, and shall place the ballot papers in a sealed envelope. The said ballot papers shall be deemed to be cancelled.
7. The returning officer shall inform every party and independent candidate of this decision, and shall transmit, each day, the list of electors who have availed themselves of it.

This decision is effective as of the date on which it is signed.

Québec City, November 3, 2017

PIERRE REID,
Chief Electoral Officer

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