



R.M. OF LUMSDEN No. 189

DATE: August 12, 2020
SUBJECT: 2020 Municipal Election

VOTE

Part 1 - General Information

Monday, September 21 - Nominations Open for the following positions: Councillor (Div. 1, 3 and 5) as well as for Reeve
Wednesday, October 7 - Nomination Day (final day to submit a nomination, *must include a Criminal Record Check*)
Sunday, October 25 - Advance Poll from 10am – 1pm (Dew Drop In - 275 James St N) *read further for Mail-In Ballot information*
Monday, November 9 - Election Day (RiverPark Centre – 55 Highway 20)

Part 2 - Candidate Eligibility

42(1) A person is eligible to be nominated as a candidate in a municipal election and to hold office as a member of council if the person:

- (a) is at least 18 years of age on the day of the election;
- (b) is not disqualified pursuant to this or any other Act;
- (c) is a Canadian citizen at the time that he or she submits the nomination paper;
- (d) has resided in Saskatchewan for at least six consecutive months immediately preceding the date on which he or she submitted the nomination paper and:
- (e) in a rural municipality:
 - (i) resides in Saskatchewan; and
 - (ii) is eligible to vote in the rural municipality.

Disqualification

43(1) None of the following persons are eligible to be nominated or elected or to hold office as a member of a council:

- (a) a judge of any court;
 - (b) an auditor or solicitor of the municipality.
- 43(2) No person is disqualified from being nominated or elected or from holding office as a member of a council by reason of:
- (a) having an interest in a contract with the municipality; or
 - (b) undertaking the duties of a volunteer firefighter on behalf of the municipality.
- 43(3) An employee may seek nomination to the council if the employee has first obtained a leave of absence in accordance with clause 2-54(1) (a) of The Saskatchewan Employment Act.
- 43(4) Notwithstanding clause 2-54(1)(c) of *The Saskatchewan Employment Act*, an employee described in subsection 43(3) who is elected is deemed to have resigned from his or her position of employment on the day before the day on which he or she is declared elected unless for any reason the results of the election are overturned.

Part 3 – Nomination Day and Criminal Record Check

The RM of Lumsden No. 189 requires that a Criminal Record Check be provided at the time of submitting a Nomination Form. The Criminal Record Check must be dated within the last 6 months preceding the date on which the Nomination Form is submitted. The Nomination Form will only be accepted if accompanied with a Criminal Record Check dated appropriately. Any cost associated with the Criminal Record Check is the responsibility of the candidate.

Part 4 – Mail-In Ballots

The RM of Lumsden No. 189 is offering an opportunity to vote by using a Mail-In Ballot. To request a Mail-In Ballot, you must submit a ‘Voter’s Registration Form’ and a ‘Declaration of Person Requesting the Mail-In Ballot’. These documents, which will be available on the website (www.lumsden.ca) must be submitted no later than Tuesday, October 13. For more information, please contact the Returning Officer in person (300 James Street North, Lumsden) or by email at m.merkosky@lumsden.ca

Part 5 – Eligibility to Vote

36(1) A person is eligible to vote in a municipality who, on election day:

- (a) is a Canadian citizen;
- (b) is at least 18 years of age on or before election day; and
- (c) in the case of a rural municipality:
 - (i) has resided in the rural municipality, or land now in the rural municipality, for at least three consecutive months immediately preceding the day of the election;
 - (i.1) is the registered owner of property in the rural municipality, or property now situated in the municipality
 - (ii) is the assessed person with respect to property in the rural municipality, or property now situated in the municipality, pursuant to section 207 of The Municipalities Act;
 - (iii) is the occupant of a trailer or mobile home in the municipality, or land now situated in the municipality, that is the object of a permit required pursuant to section 306 of The Municipalities Act;
 - (iv) is the spouse of a person mentioned in subclause (ii) or (iii); or
 - (v) is the chief executive officer of a duly incorporated co-operative, corporation or religious association that is assessed on the last revised assessment roll with respect to property in the rural municipality that is not exempt from taxation.

Divisions where voters eligible to vote

39(1) The division of a rural municipality with respect to which a person is eligible to vote is determined in accordance with this section.

(2) Notwithstanding any other provision of this Act, if a person is otherwise eligible to vote with respect to more than one division of a rural municipality pursuant to this section:

- (a) that person is eligible to vote only with respect to one division in the rural municipality; and
- (b) the division with respect to which the person is eligible to vote is determined by establishing which is the first subsection of subsections (3) to (15) to apply to that person.

(3) A person who resides in the rural municipality is eligible to vote at the polling place for the division in which he or she resides.

(4) Notwithstanding that he or she resides outside the rural municipality, a person is eligible to vote at the polling place for a division if he or she:

- (a) is assessed with respect to property situated in the division and in that division only; or
- (b) is the occupant of a trailer or a mobile home that is the object of a permit required pursuant to section 306 of *The Municipalities Act* in the division and in that division only.

(5) If a person is assessed with respect to property that he or she owns or occupies in two or more divisions but does not reside in any of those divisions, the person:

- (a) is eligible to vote at the polling place for the division in which his or her total assessment is the highest; and
- (b) in the case of equality of assessment, is eligible to vote at the polling place for the division bearing the lowest number.

(6) If one person is assessed with respect to property jointly held with another person or persons, the total assessed value of that property is to be used with respect to each voter in determining the division in which he or she votes.

(7) Notwithstanding subsection (5), by notifying the administrator in writing before September 1 in any year, a person who does not reside within the rural municipality but is assessed with respect to property situated in two or more divisions may designate the division in which he or she wishes to vote.

(8) If a person makes a designation pursuant to subsection (7), he or she is:

- (a) eligible to vote at the polling place for the division so designated; and
- (b) bound by the notice given pursuant to subsection (7) as long as he or she continues to be assessed only in the same divisions.

(9) If a person is assessed with respect to property situated in one division and his or her spouse is assessed in another division, either person may designate one of those divisions as the division in which they wish to vote by notifying the administrator in writing before September 1 in any year.

(10) If a person makes a designation pursuant to subsection (9), both spouses are:

- (a) eligible to vote at the polling place for the division so designated; and
- (b) bound by the notice given pursuant to subsection (9) as long as they continue to be assessed in the same divisions.

(11) The persons mentioned in subsection (9) may change the designation of the division in which they are eligible to vote pursuant to subsection (9) to another division in which one or the other is assessed by notifying the administrator in writing not less than four years before an election is to be held in the division designated in the new notice.

(12) A voter mentioned in subclause 36(1)(e)(i) is eligible to vote in the division in which the voter resides.

(13) A voter mentioned in subclause 36(1)(e)(iv) is eligible to vote in the division in which the spouse of the voter is eligible to vote.

(14) A chief executive officer mentioned in subclause 36(1)(e)(v) who does not reside in the rural municipality:

- (a) is eligible to vote at the polling place for the division in which the total assessment of the co-operative, corporation or religious association of which he or she is chief executive officer is the highest; and
- (b) in the case of equality of assessment, is eligible to vote at the polling place for the division bearing the lowest number.

(15) A person who is the owner of assessable property in more than one division in a rural municipality in which he or she does not reside:

- (a) may obtain a tax notice from the administrator indicating in which division he or she is eligible to vote; and
- (b) if the person obtained a tax notice pursuant to clause (a), he or she shall present the tax notice to the deputy returning officer when he or she attends the polling place to vote.

(16) The Lieutenant Governor in Council may make regulations respecting any other matter necessary for determining the division in which a person is eligible to vote.