

Summary of the Administration of DEA Elections in 2019

Repealing of the *Local Authorities Elections Act*

On April 1, 2019, the *Local Authorities Elections Act* will be repealed and the *Nunavut Elections Act* will guide all future DEA elections. There will be no more elections under the *Local Authorities Elections Act* after October 1, 2018. Many of the new rules will be the same as the elections held for MLAs.

The next general election for the entire DEA boards will be on October 28, 2019.

Role of Elections Nunavut in DEA Elections in 2019

Elections Nunavut will be responsible for:

- providing general direction and supervision over the administration of DEA elections.
- providing legal advice to DEAs and all election officers.
- providing guides and election material (ballot boxes, forms, voting screens, posters) to every DEA in all of Nunavut's official languages. Training manuals are being developed for the DEA Returning Officers to assist with this transition.
- providing ballots to every DEA Returning Officer to be printed for the election.
- producing the voters list and polling record and providing it to every DEA Returning Officer.
- hiring and paying Registration Clerks to update the voters list.
- effectively communicating with the DEA and election officers.
- publishing election results.

Role of DEAs in DEA Elections in 2019

The DEA can continue to run elections in partnership with the municipal council.

The DEA will be responsible for:

- entering into an agreement with the municipality if joint elections are desired.
- appointing and paying the Returning Officer and all election officials for the DEA election.
- securing, paying for, and managing voting offices and locations.
- effectively communicating with Elections Nunavut and election officers.

Election Rule	Current <i>Local Authorities Elections Act</i>	New <i>Nunavut Elections Act in 2019</i>
Chief Electoral Officer	Chief Municipal Electoral Officer appointed by Commissioner in Executive Council from the public service.	Chief Electoral Officer appointed by the Commissioner of Nunavut on the recommendation of the Legislative Assembly. Not a member of the public service.
Candidate Eligibility	<ul style="list-style-type: none"> • 18 years of age • Resident in the community for 1+ year • Canadian Citizen <p>Disqualification</p> <ul style="list-style-type: none"> • Judge • An MLA • Employee of the School or DEA • Election Officer • Convicted under the Act- within 3 years • Imprisoned for 5 years+ within 3 years of election day • Adult educator (Arctic College) 	<ul style="list-style-type: none"> • 18 years of age • Resident of Nunavut for 1+ year • Resident in the community • Canadian Citizen <p>Disqualification</p> <ul style="list-style-type: none"> • Judge • An MLA or Member of Parliament • Employee of the School or DEA • Election Officer (incl. Elections Nunavut) • Is in prison • Convicted under the any Election Act within 5 years • Did not comply with Financial Reporting from an MLA election within 5 years • Court has decided the person cannot make decisions for themselves.
Voter Eligibility	<ul style="list-style-type: none"> • 18 years of age • Resident in the community for 1+ year • Canadian Citizen 	<ul style="list-style-type: none"> • 18 years of age • Resident of Nunavut for 1+ year • Resident in the community (no time length) • Canadian Citizen • <u>Not</u> eligible if a court has decided the person cannot make decisions for themselves.
Fixed Election Date	Election every 2 or 3 years in December.	Election takes place every 4 years on the 4 th Monday in October.
Staggered Terms	Half the DEA board is elected every 2 or 3 years.	All DEA board members are elected every 4 years.

DEA Election Rule	Current <i>Local Authorities Elections Act</i>	New <i>Nunavut Elections Act after 2019</i>
By-Elections	By-elections permitted.	By-elections not permitted.
Vacancies	Board appoints a person who is eligible as a candidate or holds a by-election.	Board appoints a candidate from the previous election who was not elected <u>or</u> publicly request applicants and appoints a person who is eligible.
Candidacy	Nomination period 7 weeks before the election. 2 or more voters nominate the candidate.	Declaration period is between 35 days and 31 days before the election. Nomination not required.
Joint Elections	The DEA and municipality can hold a joint election.	With CEO approval, the DEA and Municipality can hold a joint election. Agreement must be in place 36 days before the election.
Withdrawal of Candidacy	Before 48 hours after close of nominations.	Before 5:00 on the day of close of candidacy.
Extension of Declaration Period	Close of nominations extended 1 week if not enough candidates to fill vacancies.	No extensions permitted.
Other Voting Options	Advance Vote, Proxy Vote, Mobile Poll	Advance Vote, Proxy Vote, Mobile Poll CEO can approve Special Ballot (mail-in), Emergency Voting (telephone), voting in the Office of the Returning Officer.
Tabulation Machine	Tabulation machines not permitted.	CEO can authorize the use of tabulation machines.
Advance Vote	7-14 days prior to election. Voters complete a declaration stating they cannot vote on election day.	7 days prior to election. Any voter can vote at advance vote.
Proxy Voting	Allowed if the voter does not expect to vote on either election day or advance vote. Complete Proxy application. Can proxy vote for 3 voters.	Only allowed in the case of an unexpected absence and no other opportunity to vote. Complete Proxy application. Can proxy vote for 1 voter.
Recounts	Administrative Recount by Returning Officer. Judicial recount by Judge.	Administrative Recount by Returning Officer. Judicial Recount by Justice of the Peace.

DEA Election Rule	Current Local Authorities Elections Act	New Nunavut Elections Act after 2019
Official Languages	The DEA has the option to use Nunavut's official languages in election material.	The use of Nunavut's official languages is <u>mandatory</u> in election material.
Voters List	Enumeration of voters prior to each election. Compiled by DEA and publicly posted around the community.	Permanent voters list Compiled by Elections Nunavut and only posted in Returning Officer's office.
Registration of Voters	DEA appoints a Registrar and enumerators.	Elections Nunavut appoints Registration Clerks
Polling Stations	No size limits.	Maximum of 550 registered voters per polling station.
Election Officers	Returning Officer, Deputy Returning Officer, Election Clerk, Registrar.	Returning Officer, Assistant Returning Officer, Deputy Returning Officer, Poll Clerk, Registration Clerk.
Returning Officer	DEA appoints a Returning Officer, <u>or</u> the SAO, <u>or</u> an employee of the Department of Education performs the duties of the Returning Officer.	DEA appoints a Returning Officer.
Election Officer Power to administer Oaths	Election Officers for the purpose of elections are commissioners of oaths	Election Officers for the purpose of elections are not commissioners of oaths.
Prohibitions on Election Officers	Disqualified election officers: <ul style="list-style-type: none"> • Candidates in DEA election • Member of the DEA 	Disqualified election officers: <ul style="list-style-type: none"> • Candidates in DEA election • Current MLA or an MLA from the previous session • Member of the Queen's Privy Council for Canada • Member of Parliament • Mayor or Councillor • Judge • A person convicted of an offence against any election Act in Canada
Destruction of Election Material	Destruction of ballots and election material destroyed after 3 months.	Destruction of ballots and unsigned election material destroyed after 12 months.
Removal of Campaign Material	A candidate must remove all campaign material within 14 days after the election.	A candidate must remove all campaign material within 10 days after the election.

2019 General Election Calendar for District Education Authority Board Members

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	SEPT 23- Day 35 Candidate declaration period starts	SEPT 24- Day 34	SEPT 25- Day 33	SEPT 26- Day 32	SEPT 27- Day 31 •Declarations closes at 2pm •Candidates can withdraw by 5pm	SEPT 28- Day 30
SPECIAL BALLOT APPLICATION PERIOD (If approved by CEO)						
DECLARATION PERIOD						
SEPT 29- Day 29	SEPT 30- Day 28	OCT 1- Day 27	OCT 2- Day 26	OCT 3- Day 25	OCT 4- Day 24	OCT 5- Day 23
SPECIAL BALLOT APPLICATION PERIOD (If approved by CEO)						
OCT 6- Day 22	OCT 7- Day 21 Thanksgiving Day	OCT 8- Day 20	OCT 9- Day 19	OCT 10- Day 18	OCT 11- Day 17	OCT 12- Day 16
SPECIAL BALLOT APPLICATION PERIOD (If approved by CEO)						
OCT 13- Day 15	OCT 14- Day 14	OCT 15- Day 13	OCT 16- Day 12	OCT 17- Day 11	OCT 18- Day 10	OCT 19- Day 9
VOTE IN THE OFFICE OF THE RETURNING OFFICER (If approved by CEO)						
SPECIAL BALLOT APPLICATION PERIOD (If approved by CEO)						
OCT 20- Day 8	OCT 21- Day 7 MOBILE POLL ADVANCE VOTE	OCT 22- Day 6	OCT 23- Day 5	OCT 24- Day 4	OCT 25- Day 3	OCT 26- Day 2
PROXY CERTIFICATE APPLICATION PERIOD (If approved by CEO)						
VOTE IN THE OFFICE OF THE RETURNING OFFICER (If approved by CEO)						
SPECIAL BALLOT APPLICATION PERIOD (If approved by CEO)						
OCT 27- Day 1	OCT 28- ELECTION DAY • Proxy deadline 3pm • Special ballot by 5pm	OCT 29	OCT 30	OCT 31		
PROXY CERTIFICATE APPLICATION PERIOD (If approved by CEO)						
SPECIAL BALLOT APPLICATION PERIOD (If approved by CEO)						