

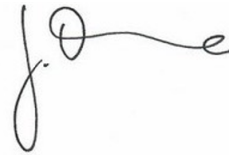
PROVINCE OF BRITISH COLUMBIA
REGULATION OF THE MINISTER OF
MUNICIPAL AFFAIRS

Local Government Act

Ministerial Order No. M4

I, Josie Osborne, Minister of Municipal Affairs, order that the attached By-Election Exemption (Local Emergency) Regulation is made.

January 10, 2022



Date

Minister of Municipal Affairs

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Local Government Act*, R.S.B.C. 2015, c. 1, s. 167.1

Other: _____

R20574433

BY-ELECTION EXEMPTION (LOCAL EMERGENCY) REGULATION

Definitions

- 1 In this regulation:
 - “Act” means the *Local Government Act*;
 - “declaration of a state of local emergency” has the same meaning as in section 1 of the *Emergency Program Act*.

Exception to and modification to by-election requirement

- 2 As an exception to section 54 (1) [*by-elections*] of the Act, a municipality may decide that a by-election is not to be held to fill a vacancy if all of the following circumstances apply:
 - (a) the municipality has made a declaration of a state of local emergency and the declaration is in effect when a decision not to hold a by-election is made;
 - (b) the vacancy occurred before January 1, 2022;
 - (c) the number of remaining council members constitutes the quorum for the council of the municipality, as set under section 129 (1) [*quorum for conducting business*] of the Community Charter.

Repeal

- 3 This regulation is repealed on February 28, 2022.