

PROVINCE OF BRITISH COLUMBIA

ORDER OF THE MINISTER OF

MUNICIPAL AFFAIRS

Local Government Act

Ministerial Order No. M248

WHEREAS pursuant to section 167 of the Local Government Act (the “Act”), if the minister considers that special circumstances exist regarding an election, the minister may make any order the minister considers appropriate to achieve the purposes of Part 3 [Electors and Elections] of the Act;

AND WHEREAS pursuant to section 55 of the Act, if the minister considers that an election is not held or a vacant office is not otherwise filled as required under this Act, the minister may arrange for the election to be conducted and may make orders to provide for the conduct of the election;

AND WHEREAS on April 21, 2021 Council for the Village of Pouce Coupe appointed a Chief Election Officer and deputy Chief Election Officer for a by-election to be held on July 10, 2021 to fill two council vacancies in accordance with section 54 of the Act (the “Village of Pouce Coupe by-election”);

AND WHEREAS, effective May 19, 2021 the Chief Election Officer and deputy Chief Election Officer are unavailable to administer the Village of Pouce Coupe by-election, and no alternate election officials have been appointed in accordance with section 58 of the Act;

AND WHEREAS, the absence of a Chief Election Officer and a deputy Chief Election Officer has made it impossible for the Village of Pouce Coupe by-election to be held as required under the Act;

AND WHEREAS, I, Josie Osborne, Minister of Municipal Affairs, believe that the Village of Pouce Coupe by-election cannot be held as required under the Act and that a new by-election is necessary;

June 17, 2021

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, section 167, 55

Other: Local Government Act, section 54, 58

AND WHEREAS I am satisfied that these circumstances were not foreseen and I consider this to be a special circumstance, and that to achieve the purposes of Part 3[Electors and Elections] of the Act and to ensure that an election is held as required by the Act to fill the council vacancies, it is appropriate for me to make the following order;

NOW THEREFORE I HEREBY ORDER, pursuant to sections 167 and 55 of the Act, that:

- 1) The Village of Pouce Coupe by-election held under s. 54 of the Act is cancelled;
- 2) The April 21, 2021 appointments of a Chief Election Officer and deputy Chief Election Officer by the Council for the Village of Pouce Coupe is rescinded;
- 3) The designated local government officer, Don Schaffer, Interim Corporate Officer for the Village of Pouce Coupe, arrange for a new by-election to be conducted (the “new Village of Pouce Coupe by-election”);
- 4) The new Village of Pouce Coupe by-election be conducted in accordance with section 54 of the Act; and
- 5) The general voting day for the new Village of Pouce Coupe by-election be on a Saturday set by the Chief Election Officer as soon as practicable.