

1978 BILL 42

Fourth Session, 18th Legislature, 27 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 42

THE ELECTION AMENDMENT ACT, 1978

MR. PURDY

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 42
Mr. Purdy

BILL 42

1978

THE ELECTION AMENDMENT ACT, 1978

(Assented to _____, 1978)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

1 *The Election Act is amended by this Act.*

2 *Section 2 is amended by adding the following after clause 19:*

19.1 "special enumeration" means an enumeration of voters in an electoral division made in accordance with section 15(1.1);

3 *Section 15(1)(e) is amended by striking out "as electors for the polling subdivision at the election then pending," and substituting "to be included in the list of electors for the polling subdivision under section 17(2.1),".*

4 *Section 17 is amended*

(a) *in subsection (2)(c) by striking out "12" and substituting "6", and*

(b) *by adding the following after subsection (2):*

Explanatory Notes

1 This Bill will amend chapter 117 of the Revised Statutes of Alberta 1970.

2 New definition.

3 Section 15(1)(e) presently reads:

15(1) A list of electors of the several electoral divisions of Alberta for use in a general election shall be made and revised at the time and in the manner hereinafter provided:

(e) each enumerator immediately upon his having taken the oath of office shall compile a list of the persons qualified as electors for the polling subdivision at the election then pending, and the list shall

(i) contain the names of the electors

(A) geographically arranged by streets, roads and avenues and by apartment or unit numbers as in Form 9.1 where the polling subdivision is in a city constituency, or

(B) alphabetically arranged according to the first letter of the surname as in Form 9 in all other cases,

and

(ii) give both the mailing address and residence of each elector, including the number of his suite or room where appropriate,

4 This amendment will make the necessary changes to the qualifications of electors to be enumerated at a time other than when a writ of election for a general election has issued. It will also reduce the residency requirement in all cases from 12 months to 6 months.

(2.1) Notwithstanding subsection (2), a person is qualified to have his name included in a list of electors who, on October 1 of an enumeration year in the case of a general enumeration or on a date fixed by the Chief Electoral Officer in the case of a special enumeration,

(a) is a Canadian citizen,

(b) is of the full age of 18 years,

(c) has resided in Alberta for at least 6 months immediately prior to that date, and

(d) is ordinarily resident in the electoral division and polling subdivision for which that person seeks to have his name included.

5 *Section 23.1 is amended*

(a) *by repealing subsection (1) and substituting the following:*

23.1(1) The returning officer for each electoral subdivision

(a) on each weekday during the 2nd and 3rd full weeks in October, and

(b) on one weekday evening in each of those weeks, of which he shall have given notice on or before September 30 to the enumerators appointed for that electoral subdivision,

shall attend at the places and times designated in the notice attached to the list of electors posted by those enumerators for the purpose of hearing and disposing of applications for revision of the list.

(1.1) Notwithstanding subsection (1), where a returning officer is of the opinion that it is necessary to do so, the returning officer may fix additional dates, times and places for his attendance.

(1.2) Where the returning officer fixes an additional date, time and place to attend under subsection (1.1), he shall cause at least 2 days' notice thereof to be published in at least one issue of a newspaper circulating within the electoral division.

and

5 This amendment will shorten the revision period from one month to 2 weeks but will permit additional days if necessary.

(b) in subsection (2) by striking out “weekday in October” and substituting “day of his attendance to hear and dispose of applications under this section”.

6 Section 24(1) is amended by striking out “revised pursuant to section 23.1”.

7 The Third Schedule is amended

(a) by repealing Rule 2(1) and substituting the following:

Rule 2.(1) Each pair of enumerators, after taking their oaths as such, shall proceed jointly to ascertain the name and address of each person entitled to be registered as an elector or qualified to have his name included in a list of electors under sections 16 and 17 in the polling subdivision for which those enumerators have been appointed.

and

(b) in Rule 8 by striking out “October” and substituting “the 2nd and 3rd full weeks in October and between the hours of 6 p.m. and 9 p.m. in the evenings designated in the notice”.

8 The Liquor Plebiscites Act is amended

(a) by repealing section 2(a), and

(b) by striking out “clerk” wherever it occurs in the following provisions and substituting “Chief Electoral Officer”:

section 5(2);
section 6;
section 10(2);
section 11;
section 13;
section 14;
section 16(2).

9 This Act comes into force on the day upon which it is assented to.

6 Section 24(1) presently reads:

24(1) Immediately upon receipt of a writ of election by him the returning officer shall cause a copy of the last list of voters revised pursuant to section 23.1 to be posted in each polling subdivision to which it relates, together with a notice attached to the list designating a time and place for hearing and disposing of applications for a further revision of the list.

7 Consequential to section 4 of the Bill.

8 Corrects a reference.