

1985 BILL 10

Third Session, 20th Legislature, 34 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 10

ELECTION AMENDMENT ACT, 1985

HON. MR. PAYNE

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 10

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ELECTION AMENDMENT ACT, 1985

(Assented to _____, 1985)

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2 *Section 12(2) is repealed and the following is substituted:*

(2) If the Legislature re-enacts or amends the Schedule of electoral divisions in the *Electoral Divisions Act* but the re-enactment or amendment is not in force on May 1 of an enumeration year,

(a) the re-enactment or amendment shall be deemed to be in force for the purpose of conducting the general enumeration, and

(b) a constituency association may, in respect of a new or amended electoral division, register under the *Election Finances and Contributions Disclosure Act* for the purposes of the general enumeration only.

3 *Section 14.1(3) is amended by striking out "March" and substituting "May".*

4 *Section 16 is amended by adding the following after subsection (4):*

(5) If the Legislature re-enacts or amends the Schedule of electoral divisions in the *Electoral Divisions Act* before May 1 in an enumeration year, the Chief Electoral Officer shall, for the purpose of determining with which registered constituency associations a returning officer shall communicate under subsection (3), estimate the number of votes that a political party would have received in each electoral division if the immediately preceding election had been held in the electoral divisions as amended or re-enacted.

Explanatory Notes

1 This Bill will amend chapter E-2 of the Revised Statutes of Alberta 1980.

2 Section 12(2) presently reads:

(2) If the Legislature re-enacts or amends the Schedule of electoral divisions in the Electoral Divisions Act but the re-enactment or amendment is not in force on March 1 of an enumeration year, the re-enactment or amendment shall be deemed to be in force for the purpose of conducting the general enumeration.

3 Section 14.1(3) presently reads:

(3) Notwithstanding subsection (2), if before March 1 in a calendar year referred to in subsection (2) the Schedule is amended or re-enacted following the laying of the Commission's report before the Legislative Assembly, an enumeration shall be conducted in that calendar year.

4 Section 16 presently reads:

16(1) In this section, "registered constituency association" means a constituency association registered under the Election Finances and Contributions Disclosure Act as evidenced by the registration lists provided by the Chief Electoral Officer.

(2) Each returning officer shall appoint in accordance with this section sufficient enumerators for the efficient conduct of the enumeration within his electoral division.

(3) During the first week in June in an enumeration year each returning officer shall, by registered letter, communicate a request to the executive of

(a) the registered constituency association within his electoral division of the registered political party forming the Government, and

5 This Act is deemed to have come into force on March 1, 1985.

(b) the registered constituency association within his electoral division of the registered political party not forming the Government whose candidate received the highest or next highest number of votes, as the case may be, at the immediately preceding election within the electoral division,

that written recommendations of qualified and available persons to act as enumerators be provided to the returning officer prior to August 1 of that year.

(4) The returning officer shall appoint enumerators from the names provided to him under subsection (3), but if

(a) there are no registered constituency associations to which subsection (3) applies, or

(b) a sufficient number of available persons who, in the opinion of the returning officer, are qualified to serve as enumerators has not been provided under subsection (3),

the returning officer shall appoint the required number of enumerators necessary to complete the enumeration from any other source he considers appropriate.