

**TOWN OF PENHOLD  
BYLAW NO. 744/17**

**Nomination Deposit & Disposition of Deposit**

Being a Bylaw to provide that a deposit accompany every nomination of a candidate for election to the Municipal Council of the Town of Penhold; as well as outlining the disposition of said deposit.

WHEREAS: it is provided by Section 29 of the Local Authorities Election Act, Chapter L-21, that the Elected Authority (Council) may, by bylaw passed not less than 30 days before nomination day, require that every nomination be accompanied by a deposit population less than 10,000, may not exceed the sum of \$100; and

WHEREAS: it is further provided by Section 30 of the Local Authorities Election Act, Chapter L-21 as amended, that when a bylaw is passed to provide for a deposit, the returning officer shall require the deposit to be provided in cash, by certified cheque or by money order.

THEREFORE: the Council of the Town of Penhold hereby enacts as follows:

- a) A \$100 deposit is to accompany every nomination received from a candidate for election to the Municipal Council of the Town of Penhold.
- b) The \$100 deposit will be provided in cash, by certified cheque or by money order drawn in the favor of the Town of Penhold.
- c) Unless the deposit is taken into the general revenue of the Town of Penhold in the circumstances provided in Section 30 of the Local Authorities Election Act, Chapter L-21, it shall be returned to the person who furnished it after the Municipal Council has been declared elected
- d) This bylaw shall come into force and effect upon the date of the passing of the third and final reading

AND FURTHER that: the candidate's deposit shall be returned to the candidate

- if the candidate is declared elected;
- if the candidate obtains a number of votes at least equal to 1/2 of the total number of votes cast for the candidate elected to the office with the least number of votes; or
- if the candidate withdraws as a candidate in accordance with section 32.

AND FURTHER that: if a candidate dies before the closing of the voting stations on election day, the sum deposited by the candidate shall be returned to the candidate's estate.

AND FURTHER that: if a candidate does not obtain the number of votes described in subsection (2)(b), the deposit shall be paid into the general revenue of the local jurisdiction for which the deposit requirement has been established.




**ENACTMENT/TRANSITION**


This bylaw comes into force upon third and final reading.

READ a first time this 26<sup>th</sup> day of June, 2017.

READ a second time this 26<sup>th</sup> day of June, 2017.

READ a third time this 26<sup>th</sup> day of June, 2017.

  
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Mayor

  
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Chief Administrator Officer