



BILL NO. 162

Government Bill

*2nd Session, 62nd General Assembly
Nova Scotia
65 Elizabeth II, 2016*

An Act to Amend Chapter 5 of the Acts of 2011, the Elections Act

CHAPTER 7
ACTS OF 2016

**AS ASSENTED TO BY THE LIEUTENANT GOVERNOR
MAY 20, 2016**

The Honourable Diana C. Whalen
Minister responsible for the Elections Act

*Halifax, Nova Scotia
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**An Act to Amend Chapter 5
of the Acts of 2011,
the Elections Act**

Be it enacted by the Governor and Assembly as follows:

1 Section 2 of Chapter 5 of the Acts of 2011, the *Elections Act*, as amended by Chapter 17 of the Acts of 2015, is further amended by

(a) adding immediately after clause (d) the following clause:

(da) “during an election” means the period commencing with the dissolution the House of Assembly, or the issuance of the writ for a by-election, and ending at the close of the polls on election day;

and

(b) striking out clause (f).

2 Clause 29(b) of Chapter 5 is amended by adding “and not more than forty-six days” immediately after “days” in the last line.

3 Subsection 38(2) of Chapter 5 is repealed and the following subsection substituted:

(2) A candidate at a general election, and any spouse of the candidate who lives with the candidate and is qualified as an elector, may have their names entered on the list of electors for either

(a) the polling division in which the candidate resides; or

(b) any polling division in the electoral district in which the candidate is running.

4 Subsection 62(1) of Chapter 5 is amended by

(a) striking out “and” in the second line and substituting a comma; and

(b) adding “, and within the information disclosed to a municipality or school board pursuant to clause 62(3)(a),” immediately after “election” in the third line.

5 Clause 142A(b) of Chapter 5, as enacted by Chapter 17 of the Acts of 2015, is amended by striking out “advance” in the second line and substituting “continuous”.

6 Clause 166(i) of Chapter 5, as enacted by Chapter 17 of the Acts of 2013 and amended by Chapter 17 of the Acts of 2015, is further amended by striking out “occurrence of a vacancy in consequence of which a writ for an election is eventually issued” in the first four lines and substituting “issuance of the writ for a by-election”.

7 Subsection 180(4) of Chapter 5 is repealed and the following subsections substituted:

(4) An application for registration pursuant to this Section must be accompanied by a complete and accurate petition in the prescribed form requesting registration of the political party.

(4A) The petition required under subsection (4) must be signed by no fewer than twenty-five electors in each of ten different electoral districts, whose signatures must have been obtained no earlier than twelve months before the date the application is submitted to the Chief Electoral Officer.

8 Subsection 252(6) of Chapter 5, as amended by Chapter 17 of the Acts of 2015, is further amended by striking out “returning officer who provided the tax receipts pursuant to clause 2(b),” in the second and third lines and substituting “Chief Electoral Officer”.

9 Subsection 304(1) of Chapter 5 is amended by adding “or polling station” immediately after “office” in the second line.

10 Subsection 10(1) of Chapter 1 (1992 Supplement) of the Revised Statutes, 1989, the *House of Assembly Act*, is amended by striking out “twelve months after the vacancy occurs” in the last line and substituting “forty-six days of the issuance of the writ”.
