



huu ay aht

ANCIENT SPIRIT, MODERN MIND

## Notice of Call for Nominations - By-Election 2022

Notice is hereby provided that nominations to fill a vacancy for the position of Councillor for the Huu-ay-aht Council will be open from:

**9:00 a.m. Monday December 27, 2021 to 12:00 noon Thursday January 6, 2022**

A by-election to fill the vacancy will be held:

**Saturday February 12, 2022**

The Election Act in s.19(c) provides the Election Commissioner with extraordinary powers to make an order or decision considered appropriate to achieve the purposes of the act in special circumstances. Due to the ongoing Covid-19 pandemic and the need to protect the health and safety of Huu-ay-aht citizens while still achieving the purposes of the Election Act, the following measures have been adopted;

1. There will be no in-person voting and no polling stations will be established.
2. Electronic voting, including telephone and Internet voting will be made available to all citizens. Electronic voting will be available from 9:00 am February 2, 2022 to 8:00 p.m. on Saturday February 12, 2022.
3. Mail-in balloting will be made available to all citizens resident in Canada. No mail in balloting will be made available to citizens resident in the US or other non-Canadian residents. All mail-in ballots must be received prior to 8:00 p.m. on Saturday February 12, 2022.
4. Counting and the announcement of the results will take place immediately after the close of electronic voting at 8:00 p.m. on Saturday February 12, 2022.
5. The requirement for ten (10) nominators is relaxed and only three (3) nominators will be required.
6. The requirement for a Criminal Record Check for prospective candidates is relaxed and replaced with a solemn declaration. This may be sworn in front of the Election Commissioner, Deputy Election Commissioner, Ta'yii Hawilth, Executive Director, or Law Clerk.
7. Arrangements will be made for virtual all candidates meetings. Further details on all candidates' meetings will be announced once candidates have been nominated.

All of these decisions are made by the Election Commissioner under s. 19(c) to protect the health and safety of Huu-ay-aht citizens while still achieving the purposes of the Election Act.

Office: Anacla Government Office, 170 Nookemus Road, Anacla, B.C., V0R 1B0

Phone: 1.888.644.4555 | 250.728.3414 | Fax: 250.728.1222

Mail: Port Alberni Government Office, 4644 Adelaide Street, Port Alberni, B.C., V9Y 4E4 | Phone: 250.723.0100 | Fax: 250.723.4646

## Nominations

Nomination forms will be mailed to all eligible voters and are available on request from the Election Commissioner, the Deputy Election Commissioner, and the HFN Law Clerk. Eligible voters who wish to be candidates can solicit nominations for eligible HUU-AY-AHT citizens using those forms. Forms must be returned to the Election Commissioner or his delegate prior to Noon on January 6, 2022. These forms can be scanned and emailed to the Election Commissioner at:

HFN\_Election\_Commissioner@shaw.ca.

Photos of these pages are acceptable if you cannot scan them.

Arrangements will also be made to allow for the deposit of nomination forms:

- At the HFN Offices in Port Alberni, by contacting the Law Clerk at lawclerk@hUUayaht.org or by telephone at (250) 728-3414,
- With the Deputy Election Commissioner, Maggie Paquet. Tel: 250-723-8802

Further information may be obtained from the Election Commissioner by emailing HFN\_Election\_Commissioner@shaw.ca or by telephone at 1-888-228-2644



Kit Spence  
Election Commissioner  
HUU-AY-AHT First Nation

The *Election Act*, HFNA 6/2011, states:

5 (1) (2)

Subject to subsection (2), an eligible voter may be nominated as a candidate.

An eligible voter is disqualified from being nominated as a candidate if that Individual is any of the following:

- (a) An undischarged bankrupt;
- (b) In debt to the HUU-AY-AHT or any other prescribed entity for more than the Prescribed amount;
- (c) In default of a prescribed contractual obligation to government or any other Prescribed entity;
- (d) convicted of a prescribed category of criminal offence;
- (e) convicted of a prescribed category of criminal offence for which 5 years have not elapsed from the date of conviction;
- (f) disqualified or prohibited from holding elected office under this Act, another HUU-AY-AHT Act, or otherwise disqualified from law;

- (g) a member of the Tribunal;
- (g) the Speaker;
- (i) in a prescribed position or contract with a Huu-ay-aht body;
- (j) a Huu-ay-aht employee, unless the Huu-ay-aht employee has complied with section 7.

