The Corporation of the Township of Whitewater Region

By-law Number 18-04-1056

A by-law to establish Municipal Election Automatic Recount Policy

Whereas, Section 56(1) of the *Municipal Elections Act, 1996,* provides that a recount under sections 56, 57 or 58 shall be conducted in the same manner as the original count as per s. 60 (1) unless ordered otherwise by a judge as per section 60(3); and

Whereas, the Council of the Township of Whitewater Region deems it expedient and necessary to establish a Municipal Election Automatic Recount Policy;
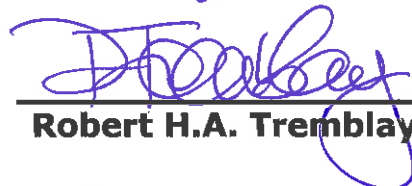
Now therefore Council of the Corporation of the Township of Whitewater Region enacts as follows:

1. That the Municipal Election Automatic Recount Policy is hereby established to require the completion of an automatic recount in accordance with Section 56(1.1) of *the Municipal Elections Act, 1996* (Act), as amended.

2. That the corporate policy attached shall form a part of this by-law.

3. This by-law shall come into force and take effect upon the date of the final passing thereof.

Read a first, second and third time and finally passed this 18th day of April, 2018.

Hal Johnson, Mayor

Robert H.A. Tremblay, Clerk

Corporate Policy

Policy:	**Municipal Election Automatic Recount Policy**
Main Contact:	**CAO/Clerk**
Last Revision:	**May 2018**

Policy Statement

The Township of Whitewater Region recognizes that elections conducted with fairness and integrity are fundamental to our democratic society. The results of an election must instill confidence among candidates, electors and administrators and accurately reflect the votes cast. Where questions exist to the accuracy of the results, a recount will provide certainty that the results are correct.

Purpose

To establish criteria that will require the completion of an automatic recount in accordance with Section 56(1.1) of *the Municipal Elections Act, 1996* (Act), as amended.

Policy Requirements

The Clerk shall hold a recount of the votes for the candidate(s) in question, if the number of votes separating candidates from winning an office is a variance of one of the following:

- Ten (10) votes or less; or
- 1% of voters who have cast their votes for the office, whichever is the lesser amount.

Corporate Policy

Monitoring

The CAO/Clerk shall be responsible for receiving complaints and/or concerns related to this policy.

Authority

Section 56(1) of the *Municipal Elections Act, 1996,* provides that a recount under sections 56, 57 or 58 shall be conducted in the same manner as the original count as per s. 60 (1) unless ordered otherwise by a judge as per section 60(3).

Contact

CAO/Clerk

P.O. Box 40, 44 Main Street

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Change History

Policy Name	Effective Date	Significant Changes	By-law No.
Municipal Election Automatic Recount	May 2018	New policy	2018-04-1056

Schedule "A" to Municipal Election Automatic Recount Policy

Examples are provided below to further explain the difference of 10 votes or 1% of voters who have voted:

Example 1:

Candidate· A   500 votes cast ·
Candidate B 511 votes cast
~~Candidate C 559 votes cast~~
Votes Cast (A&B)   1011

Difference between Candidate A & B is 11 votes and the difference separating the candidates is 1.09% (more than 1%), **therefore no recount.**

Example 2:

Candidate· A   500 votes. cast ·
Candidate B 509 votes cast
~~Candidate C 559 votes cast~~
Votes Cast (A&B)   1009

Difference between Candidate A & B is 9 and the difference separating the candidates is 0.9%, **so a recount is required as the difference between the candidates is 1% or less.**

Example 3:

Candidate A 444 votes cast
Candidate B 436 votes cast
Votes Cast   880

Difference between Candidate A & B is 8, and the difference separating the candidates is 0.91%, **so a recount is required as the difference is 10 votes or less and the difference is 1% or less.**

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