

CUSTOMARY ELECTION REGULATIONS
OF THE
PEERLESS TROUT FIRST NATION

RATIFIED BY THE ELECTORS ON

_____ , _____

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CUSTOMARY ELECTION REGULATIONS OF THE PEERLESS TROUT FIRST NATION

PREAMBLE

WHEREAS the Peerless Trout First Nation ("PTFN") has the inherent Aboriginal right as a First Nation to govern relations among its Members and between the PTFN and other governments; and

WHEREAS the adoption of these Customary Election Regulations is an exercise of the Aboriginal right of the PTFN to self-government and nothing in these Customary Election Regulations shall be construed as to abrogate or derogate from any Aboriginal rights of the PTFN; and

WHEREAS the culture, values, and development of the PTFN is best advanced by the values of democracy and the selection of leadership on the basis of democratic Elections; and

WHEREAS the customs and laws of the PTFN in regard to governance have been established with the consent and participation of the Members of the PTFN; and

WHEREAS the customs and traditions of the PTFN require democratic, fair and open Elections for Chief and Council;

1. INTERPRETATION

- 1.1 The rules, procedures and regulations outlined herein shall be cited as the Customary Election Regulations of the PTFN.
- 1.2 A reference to a section shall mean a section of these Customary Election Regulations unless another document or act is specifically referenced in relation to the section.
- 1.3 In the event there is a conflict between a Form and the requirements set out in the text of these Customary Election Regulations, the text of these Customary Election Regulations shall govern.

2. DEFINITIONS

For the purpose of these regulations:

- 2.1 "By-election" means an election held for the position of Chief or Councillor to replace persons who have died, or resigned, or have been removed from these positions.
- 2.2 "Candidate" means an Elector who has been nominated pursuant to these Customary Election Regulations.

- 2.3 "Corrupt Election Practices" includes threats, forgery, bribery, coercion, and intimidation of any Elector, Electoral Officer, Polling Clerk, Interpreter or friend of an Elector providing assistance by a Candidate or person acting on their behalf with their consent or with their knowledge.
- 2.4 "Council" means those Members Elected pursuant to these Regulations who hold the office of Chief and Councillors and who, when meeting as a Quorum of Council, are empowered to act as the governing body on behalf of the PTFN.
- 2.5 "Elected" means a Candidate who is declared by the Electoral Officer as being elected under section 13.1.
- 2.6 "Election" means the ~~First General 2010 Election~~, a General Election, By-election or Run-off Election held for the positions of Chief or Councillors pursuant to the provisions of these Regulations.
- 2.7 "Election Day" means the date set for the ~~First General 2010 Election as described in Section 4.1(e) hereof and the date set for Elections held subsequent to the First General 2010-a General Election~~ as determined by Council as described in Section 4.21(a) hereof.
- 2.8 "Elector" means a person:
- (a) whose name appears on the PTFN membership list ~~whether it is the First List of Electors or the List~~ of Electors as defined herein; and
 - (b) who is the full age of eighteen (18) years of age on or before Election Day.
- 2.9 "Electoral Officer" means a person appointed by Resolution of the Council who shall be responsible for conducting the Elections, By-elections, and Run-off Election.
- 2.10 "~~First~~ General ~~2010~~ Election" means the General Election provided for in Section 4.1 hereof.
- 2.11 "~~First~~ List of Electors" means the list of Electors entitled to vote in the ~~First~~ General ~~2010~~ Election as described in Section 4 hereof including their full names, addresses, ages and telephone numbers.
- 2.12 "Form" means the appropriate form in Schedule "E".
- 2.13 "General Election" ~~means the Election held every two (2) years to fill the offices of the Council that are vacant due to the term of office coming to an end~~ means the General Election provided for in Section 4.1 hereof which is held every two (2) years to fill the offices of Council that are vacant due to the term of an office coming to an end.

- 2.14 "Indian Act" means the *Indian Act*, R.S.C. 1985, c. 1-6, as amended.
- 2.15 "List of Electors" means a list of Electors created pursuant to section 6.
- 2.16 "Member" means a person whose name appears on the membership list of the PTFN.
- 2.17 "Membership Code" means the Membership Code of the PTFN as amended.
- 2.18 "Minister" means the person duly authorized to represent the Department of Indian Affairs and Northern Development Canada.
- 2.19 "Nomination" means the nomination of a Candidate for Election as a Chief or Councillor pursuant to these Election Regulations.
- 2.20 "Nomination Day" means the date of the Nomination Meeting.
- 2.21 "Nomination Meeting" means the meeting at which Nominations for office of Council are received pursuant to section 9.5.
- 2.22 "Non-resident Elector" means an Elector who is not resident in either Peerless Lake or Trout Lake.
- 2.23 "Non-resident Peerless Lake Elector" means a Non-Resident Elector who is most closely associated with the Peerless Lake community as determined under section 7.
- 2.24 "Non-resident Trout Lake Elector" means a Non-Resident Elector who is most closely associated with the Trout Lake community as determined under section 7.
- 2.25 "Peerless Lake Ballot" means the ballot used to elect a Peerless Lake Councillor pursuant to sections 5.2(c).
- 2.26 "Peerless Lake Councillor" means a Councillor appearing on the Peerless Lake Ballot and being Elected or is Elected by acclamation.
- 2.27 "Polling Clerk" means a person who is not an Elector or who is not married to or related to an Elector and appointed by the Electoral Officer to assist in the Election and who will have no voting power.
- 2.28 "PTFN" and/or "Nation" means the Peerless Trout First Nation.
- 2.29 "PTFN Business Entity" means any corporation, limited partnership, or other entity owned or controlled in part, directly or indirectly, by the PTFN.

2.30 "PTFN Reserve" means that land consisting of no less than 63,000 acres to be surveyed and taken into Reserve pursuant to the terms of the Settlement Agreement.

2.31 "Quorum of Council" means three (3) members of the Council.

2.312.32 "Relatives" means persons who are related to a Councillor by birth, marriage, common-law partnership or adoption, including but not limited to spouse, common-law spouse, children, parents, siblings, in-laws, grandchildren, grandparents and those living in the same dwelling as the Councillor are the Councillor's relatives for the purposes of this policy.

2.322.33 "Resolution" means a motion which has been approved at a duly convened meeting of the Council at which a Quorum of the Council was present.

2.332.34 "Run-off Election" means an election that occurs in the event there is a tie vote among Candidates for:

- (a) the last office of Trout Lake Councillor;
- (b) the last office of Peerless Lake Councillor; or
- (c) the office of Chief.

2.342.35 "Scrutineer" means an agent of a Candidate appointed pursuant to section 11.4.

2.352.36 "Settlement Agreement" means the Agreement between BCN and Canada, dated for reference _____, 20__.

2.362.37 "Trout Lake Ballot" means the ballot used to elect a Trout Lake Councillor pursuant to section 5.2(b).

2.372.38 "Trout Lake Councillor" means a Councillor appearing on the Trout Lake Ballot and being Elected or Elected by acclamation.

3. COMPOSITION, TERM OF OFFICE AND DUTIES OF THE COUNCIL

3.1 Composition

The PTFN shall be governed by a Council consisting of one (1) Chief and four (4) Councillors. The Chief may reside anywhere on the PTFN Reserve. The Peerless Lake Councillor(s) ~~shall~~ will reside at Peerless Lake and the Trout Lake Councillor(s) shall reside at Trout Lake.

3.2 Term of Office

- (a) The term of office of the Chief and each Councillor shall be for four (4) years.
- (b) Subject to the provisions of section 21, a person Elected to the Council in a By-election to fill a vacancy caused by the death, resignation, or termination of office of a Chief or Councillor shall hold that office for the remainder of the term of office of that vacant Chief or Councillor.

3.3 Assumption of Office

- (a) A person Elected under these Regulations holds office from immediately following the declaration of the Election result to immediately before the declaration of the result of the next General Election for that office.
- (b) A person Elected as a result of a By-election, holds office from immediately following the declaration of the By-election result, to immediately before the declaration of the result of the next General Election for that office.

3.4 Oath of Office

Within two (2) weeks of taking office, an oath of office shall be taken at a public meeting by each Elected Chief and Councillors.

3.5 Duties of Chief and Council

The Chief and Council shall carry out the duties set out in Schedule "B" to these Regulations and in accordance with the Conflict of Interest Guidelines set out in Schedule "C."

3.6 Remuneration for Chief and Councillors

The remuneration, travel cost and other expenses to be paid to each of the Chief and Councillors shall be set by Resolution of the Council from time to time and reported in the PTFN annual financial audit.

4. ELECTIONS – GENERAL

4.1 ~~The First General 2010 Election~~

~~The following only applies to the First General 2010 Election anticipated to be held in May or June 2010:~~

- ~~(a) The First List of Electors shall be prepared and finalized on or before June 1, 2010 in accordance with the principles contained in the approved Membership Code by and under the supervision of the Treaty Land Entitlement Interim Chiefs and Councillors of Peerless Lake and Trout Lake Communities;~~
- ~~(b) Valid additions to the First List of Electors may be made up to forty eight~~

~~(48) hours before the Election Day for the First General 2010 Election;~~

- ~~(c) Only those listed on the First List of Electors shall be entitled to vote in the First General 2010 Election;~~
- ~~(d) The First General 2010 Election shall be held as soon as possible after ratification of the BCN Treaty Land Entitlement Claim and after the Order in Council creating the PTFN has been executed and after the Minister has executed all other documents necessary to create the PTFN;~~
- ~~(e) The First General 2010 Election will be held on a specific day that will be agreed upon by the current Interim Chiefs and Councillors of each of Peerless Lake and Trout Lake;~~
- ~~(f) In the First General 2010 Election one (1) Chief shall be Elected;~~
- ~~(g) The Candidate Elected as Chief shall serve for a term of office of four (4) years;~~
- ~~(h) In the First General 2010 Election four (4) Councillors shall be Elected;~~
- ~~(i) Despite section 3.2(a), the Candidate on the Peerless Lake Ballot that is Elected but receiving the second highest number of votes in the First General 2010 Election shall only serve for a term of office of two (2) years. Thereafter, the term of this office shall be four (4) years;~~
- ~~(j) The Candidate on the Peerless Lake Ballot that is Elected and receiving the highest number of votes in the First General 2010 Election shall serve for a term of office of four (4) years. Thereafter, the term of this office shall be four (4) years;~~
- ~~(k) Despite section 3.2(a), the Candidate on the Trout Lake Ballot that is Elected but receiving the second highest number of votes in the First General 2010 Election shall only serve for a term of office of two (2) years. Thereafter, the term of this office shall be four (4) years;~~
- ~~(l) The Candidate on the Trout Lake Ballot that is Elected and receiving the highest number of votes in the First General 2010 Election shall serve for a term of office of four (4) years. Thereafter, the term of this office shall be four (4) years;~~
- ~~(m) In the First General 2010 Election, an Elector shall vote for only one (1) Candidate for Chief;~~
- ~~(n) In the First General 2010 Election, notwithstanding section 5.2(a), an Elector shall vote for a maximum of two (2) Candidates for Councillor;~~

- ~~(o) The voting instructions prescribed by Schedule "D" shall be amended as appropriate to account for the number of Councillors who will be Elected by replacing the specific instruction with the following:~~

~~**You may not vote for more than two (2) Candidates for the position of Councillor. For clarification, you may vote for less than two (2) Candidates for the position of Councillor if you wish.**~~

- ~~(p) Despite section 13.1, the Electoral Officer shall declare the winners in accordance with sections 4.1 (i), (j), (k) and (1) and their respective terms.~~

4.24.1 General Elections

- (a) Every two (2) years ~~following the First General 2010 Election~~, a General Election shall be held in the month of October on a specific day that will be set by Council.
- (b) At each General Election, the positions of one (1) Trout Lake Councillor and one (1) Peerless Lake Councillor whose term of office is ending in October of that year shall be open for Election at the General Election.
- (c) Only if the Chief's term of office is to end in October, will the Chief's office be open for Election at the General Election.

5. VOTING

5.1 Voting for Chief

- (a) If the Chief's office is open for Election, an Elector shall vote for only one (1) Candidate for Chief.
- (b) All Candidates up for election as Chief shall be listed on each ballot used for electing the Chief.

5.2 Voting for Councillors

- (a) An Elector shall vote for a maximum of one (1) Candidate for Councillor.
- (b) Residents of the Trout Lake community and Non-Resident Trout Lake Electors shall use the Trout Lake Ballot to vote for Councillors.
- (c) Residents of the Peerless Lake community and Non-Resident Peerless Lake Electors shall use the Peerless Lake Ballot to vote for Councillors.
- (d) Only Candidates for the Trout Lake Councillor shall appear on the Trout

Lake Ballot.

- (e) Only Candidates for the Peerless Lake Councillor shall appear on the Peerless Lake Ballot.

6. LIST OF ELECTORS

- 6.1 The Council shall create a membership department.
- 6.2 The membership department of the PTFN shall maintain an up-dated List of Electors and the First List of Electors as the basis for future lists.
- 6.3 The List of Electors shall be in alphabetical order and shall contain:
- (a) The name and address of each Elector; and
- (b) Date of birth of each Elector.
- 6.4 Once informed of the name and address of an Elector, the membership department shall record that information on the List of Electors;
- 6.5 The List of Electors shall be provided to the Electoral Officer at least forty-five (45) days prior to the Election and updated as required;:-
- 6.6 A Member who is an eligible Elector but whose name does not appear on the List of Electors may complete and submit to the Electoral Officer a Declaration of Elector Eligibility in the prescribed Form prior to or on the Election day affirming his or her eligibility to vote. On accepting the Declaration of Elector Eligibility, the Electoral Officer shall sign it and add the Member to the List of Electors.
- 6.7 The list of Electors may be used only by:
- (a) Candidates for the purposes of campaigning for Election; and
- (b) The Electoral Officer or other Election officials for the purposes of carrying out their duties under these Regulations.

7. NON-RESIDENT ELECTORS

- 7.1 It is the responsibility of each Non-resident Elector to inform the membership department of their name and address for the purposes of Elections.
- 7.2 The membership department of the PTFN shall determine which community the Non-resident Elector is most closely associated with and the Non-resident Elector shall provide requested information to assist the membership department in such determination.

- 7.3 A Non-resident Elector will be most closely associated with the community they last resided in for more than a single one (1) year period.
- 7.4 If the Non-resident Elector did not spend more than a single one (1) year period in either Trout Lake or Peerless Lake then the Non-resident Elector will be most closely associated with the community that the first of the following is a resident:
- (a) eldest of the Non-resident Elector's mother or father who is also an Elector and resident in Trout Lake or Peerless Lake;
 - (b) eldest of the Non-resident Elector's siblings who is also an Elector and resident in Trout Lake or Peerless Lake; and
 - (c) eldest of the Non-resident Elector's aunts or uncles who is also an Elector and resident in Trout Lake or Peerless Lake;
- (For example, if the eldest of the mother and father is not an Elector then the other would be checked. If neither the mother or father is an Elector and resident in Trout Lake or Peerless Lake then each sibling would be checked starting with the eldest and checking the next oldest sibling until one is identified as an Elector and resident in Trout Lake or Peerless Lake. If no siblings are an Elector and resident in Trout Lake or Peerless Lake, the same test would be conducted on the aunts and uncles until an Elector who is resident in Trout Lake or Peerless Lake is identified.)
- 7.5 The community that the Non-Resident Elector is most closely associated with shall be set out on the List of Electors.

8. APPOINTMENT OF ELECTORAL OFFICER AND ELECTION APPEAL ARBITRATOR

8.1 — Time of Appointment for the First General 2010 Election

~~The Chief Electoral Officer for the First General 2010 Election should be appointed as soon as possible and in any event no later than ten (10) days following the events described in 4.1(d) hereof. The Chief Electoral Officer shall for the purposes of the First General 2010 Election only appoint an Election Appeal Arbitrator. The Chief Electoral Officer for the First General Election shall be appointed by the Queen in Right of Canada.~~

~~8.1.1 — Notwithstanding the provisions of Subsection 8.3(e) below, the Chief Electoral Officer of the First General 2010 Election may be an employee of Indian and Northern Affairs of Canada.~~

8.28.1 Time of Appointment for Elections after the First General 2010 Election

At least fifty-five (55) days prior to Election Day, the Council shall, by Resolution in the prescribed Form set the date of the Election, set the locations of the polling stations, appoint an Electoral Officer and an Election Appeal Arbitrator for the purpose of conducting the Election pursuant to the Customary Election Regulations of the PTFN.

8.38.2 Qualifications of Electoral Officer

The Electoral Officer shall be qualified to perform his duties, shall be independent (i.e.) not a member of the PTFN and shall not be:

- (a) A Member or married to or related to a Member;
- (b) A permanent employee or a full-time contractor of the PTFN or a PTFN Business Entity;
- (c) An employee of Indian and Northern Affairs of Canada.

8.48.3 Qualifications of Election Appeal Arbitrator

The Election Appeal Arbitrator shall be a retired Judge or a lawyer who is not or has not been retained by the PTFN or any Member of the PTFN, other than as an Election Appeal Arbitrator.

8.58.4 Duties

The general duties and obligations of the Electoral Officer are outlined in Schedule "A" attached hereto and, in addition, as defined by the Council from time to time and which are consistent with these Regulations.

8.68.5 Remunerations of Electoral Officer and Election Appeal Arbitrator

The amount and terms of the remuneration to be paid to an Electoral Officer and Election Appeal Arbitrator shall be fixed by the Council at the time of his or her appointment and reported in the annual audit. The amount of remuneration paid to the Elector Officer and Election Appeal Arbitrator for the ~~First~~ General 2010 Election shall be similar to the amounts paid by similar bands for their Electoral Officer and Election Appeal Arbitrator.

9. NOMINATIONS

9.2 ~~Notice of Nomination for the First General 2010 Election~~

~~At least fourteen (14) days prior to Election Day for the First General 2010 Election, the Electoral Officer shall post a Notice of Nomination in public places in each of the Trout Lake and Peerless Lake communities, and other locations designated by the Council.~~

9.39.1 Notice of Nomination for General Elections ~~held after the First General 2010~~

Election

At least forty-five (45) days prior to Election Day the Electoral Officer shall post a Notice of Nomination in public places in each of the Trout Lake and Peerless Lake communities, and other locations designated by the Council.

9.2 The Notice of Nomination shall set out the following information:

- (a) The offices for which Nominations are to be received;
- (b) The qualifications of Electors eligible to stand as a Candidate as per section 9.3 and section 18.1;
- (c) The specific time, place, and date of the two Nomination Meetings and one shall take place in Peerless Lake and one shall take place in Trout Lake;
- (d) Where an Elector can obtain a List of Electors and a copy of these Customary Election Regulations.

9.3 Electors Eligible for Nomination

- (a) All Electors must be 18 years of age or older.
- (b) Any Elector convicted of an unpardoned indictable offence or who is charged with an indictable criminal offence at the time of Nomination is not eligible to be Nominated.
- (c) Any Elector convicted of a summary or indictable criminal offence relating to the theft of monies or goods from Peerless Trout First Nation or any Peerless Trout First Nation owned entity or related entity is not eligible to be nominated notwithstanding that the Elector has ~~been pardoned~~ received a record suspension.
- ~~(e)~~(d) Any Elector who is a Plaintiff in a civil action against the PTFN is not eligible to be Nominated.
- ~~(d)~~(e) Electors employed by the PTFN or a PTFN Business Entity or KTC or a KTC owned business are not eligible to be Nominated.
- ~~(e)~~(f) For the purposes of section 9.3(~~de~~) a PTFN or a KTC employee who has taken a ~~paid~~-leave of absence from employment prior to the Nomination Day is not considered to be employed within the meaning of this section and a Chief or Councillor in office at the time an Election is called is not considered employed within the meaning of this section.
- ~~(f)~~(g) An employee who takes a leave of absence from employment to accept a Nomination will be allowed to take two weeks of paid leave that will be counted toward his or her paid vacation time if he or she is not successful and returns to

his or her position with the PTFN.

~~(g)~~(h) If an employee who has been granted a leave of absence is not Elected and there have been no appeals affecting the employee then, the employee may return to work, in the position the employee had before the leave commenced, on the 5th day after the declaration of Election result or, if the day is not a working day, on the first working day after the 5th day.

9.4 Nomination for One Position

- (a) An Elector may be Nominated for the position of Chief, Peerless Lake Councillor or Trout Lake Councillor, but only for one of these positions.

9.5 Nomination for Meeting

- (a) The Electoral Officer shall attend at the times and places set out in the Notice of Nomination and shall declare a Nomination Meeting open for the purpose of receiving the Nominations of Candidates for the positions advertised.
- (b) The Electoral Officer or his or her appointee shall act as chairman of the meeting and maintain order at all times during the Nomination Meeting and may cause to be removed any person who, in his or her opinion, is disrupting or otherwise interfering with the meeting.
- (c) At the Nomination Meeting the Electoral Officer shall receive verbal Nominations of Candidates which have been moved and seconded by an Elector and accepted by the Nominee. The Electors who nominate a Councillor must reside in the same community as the Nominated Councillor. This does not apply to the Nomination of a Chief.
- (d) The Electoral Officer shall keep each Nomination Meeting open for a minimum of two (2) hours or until such time as all Nominations from Electors then present have been received, whichever shall last occur, and thereafter the meeting may be closed by motion or at the discretion of the Electoral Officer.

9.6 Form of Nomination and Nomination Bonds

- (a) In addition to public verbal acceptance of the Nomination, the Nomination of each Candidate for Chief and Councillor must be in the prescribed Form, which shall be obtained from the Electoral Officer.
- (b) The Candidate must be present in person at the Nomination Meeting, personally accept the Nomination and submit the Nomination Form and accompanying documents to be validly Nominated.
- (c) The Nomination Form of each Candidate for Chief and Councillor must be

signed by the two (2) Electors who Nominated him or her and whose addresses and phone numbers shall be listed on the form.

- (d) Electors Nominating a Candidate must pay a non-refundable fee of TWENTY-FIVE DOLLARS (\$25.00) for each Nomination and Electors seconding a Candidate must pay a non-refundable fee of TEN DOLLARS (\$10.00) for each Nomination at the time the Nomination forms are submitted.
- (e) The Nomination Form shall be signed by the Candidate acknowledging his acceptance of the Nomination.
- (f) The Nomination Form submitted to the Electoral Officer at the Nomination Meeting shall be accompanied by:
 - (i) the person Nominated for the position of Councillor must submit a Performance Bond of ONE THOUSAND DOLLARS (\$1,000.00) by money order or certified cheque to the PTFN. The payment is non-refundable and must be submitted at the same time the Candidate files their Nomination Forms;
 - (ii) the person Nominated for the position of Chief must submit a Performance Bond of TWO THOUSAND DOLLARS (\$2,000.00) by money order or certified cheque to the PTFN. The payment is non-refundable and must be submitted at the same time the Candidate files their Nomination Forms;
 - (iii) a Canadian Police Information Centre (C.P.I.C.) report or letter from the RCMP indicating that there are no unpardoned convictions of the Nominee for an indictable offence and that no indictable criminal charges are outstanding;
 - (iv) a Child Welfare Information System (C.W.I.S.) report indicating the Nominee has not been charged with offences relating to child abuse and that no charges are outstanding;
 - (v) if the Nominee is an employee of the PTFN, or PTFN Business Entity, a letter from the ~~Band Manager~~[Chief or Administrator](#) stating they have taken a leave of absence;
 - (vi) the Election fees as per section 9.6(d).
- (g) All Nomination payments will be deposited into an Election fund and used exclusively to defray the costs of the PTFN Elections.
- (h) The special Election fund shall be established in a separate interest bearing

account at a financial institution selected by the PTFN [Finance Department Administration](#).

9.7 Notice to Candidates

- (a) A Nomination Form is not valid nor shall it be acted on by the Electoral Officer unless it is complete and is accompanied with the Performance Bond and documents set out in section 9.6.
- (b) Upon close of Nominations, the Electoral Officer shall promptly notify all Nominees who have completed all the requirements set out in the regulations and confirm to them in writing, or otherwise, whether they are eligible to be Candidates.

9.8 Withdrawal of Nominees

- (a) Once Nominations have closed, any Elector Nominated may withdraw his [or her](#) name from Nomination by giving notice in writing to the Electoral Officer. The notice shall be signed by the withdrawing Candidate and witnessed by an Elector of the PTFN. [In order to obtain return of the Performance Bond the Elector Nominated must withdraw his or her name from Nomination by giving notice in writing to the Electoral Officer within forty-eight \(48\) hours from the Nomination Date.](#)
- (b) Candidates who withdraw after forty-eight (48) hours from the Nomination Date lose their Performance Bond.
- (c) Notwithstanding section 9.8(b) if a Candidate dies or withdraws due to [the death of a Relative in his family](#) before the closing of the voting stations on the Election day, the [Performance Bond of sum deposited by](#) the Candidate shall be returned to the Candidate or his or her estate.
- (d) If a Candidate dies after being Nominated, the Electoral Officer shall cause a notice of the death to be posted in all the voting stations [and if necessary hold another Nomination Meeting](#).

10. ELECTION BY ACCLAMATION

- 10.1 When, at the close of Nomination, the number of Candidates Nominated for any office is the same as the number to be Elected, the Electoral Officer shall declare [and post](#) the persons Nominated to be Elected.
- 10.2 Having declared a Candidate Elected, the Electoral Officer shall forthwith give to the Council written notification of the name of the Candidate Elected by Acclamation.
- 10.3 Persons Elected by Acclamation assume office the day after the Election Day or immediately if no Election is required.

11. ELECTIONS

11.1(a) Notice of First General 2010 Election

~~At least five (5) days prior to Election Day, the Electoral Officer shall post a Notice of Election in the prescribed Form in at least four (4) public places in each of the Trout Lake and Peerless Lake communities and in other public places and locations selected by the Council. Notice of Election is to be mailed to all Non-Resident Electors of whom the Band is aware.~~

~~11.1(b)~~11.1(a) Notice of General Elections held after the First General 2010 Election

At least fourteen (14) days prior to Election Day, the Electoral Officer shall post a Notice of Election in the prescribed Form in at least four (4) public places in each of the Trout Lake and Peerless Lake communities and in other public places and locations selected by the Council. Notice of Election is to be mailed to all Non-Resident Electors of whom the Band is aware.

~~11.1(e)~~11.1(b) The Notices of Election referred to in Subsections 11.1(a) ~~and 11.1(b)~~ shall set out the following information:

- (i) the Candidates Nominated for the offices;
- (ii) the date, location, and the hours of operation for each polling station;
- (iii) that adequate identification must be shown at the polling station; and
- ~~(iii)~~(iv) where a List of Electors and a copy of these Customary Election Regulations can be obtained by the Electors.

11.2 Administrative Preparations

- (a) The Electoral Officer shall ensure that all necessary preparations are undertaken for the proper conduct of the Election including arranging for polling stations, construction of proper Election facilities and voting compartments, preparation of ballots, arranging for ballot boxes which can be sealed, preparing voting instructions in writing, ensuring Polling Clerks and interpreters are available at each polling station, and any other administrative functions are properly completed.
- (b) Separated colored ballots shall be used for the office of Chief and the offices of Council. The names of all Candidates must be described on the ballot for that office in the form requested in the Candidate's Nomination paper.
- (c) The same ballot for the election of Chief shall be used in both Trout Lake and Peerless Lake.
- (d) The names of the Candidates shall be arranged alphabetically in order of the surnames and, if two or more Candidates have the same surname, the names of

those Candidates shall be arranged alphabetically in the order of their given names.

- (e) Every ballot used in an Election shall contain a brief explanatory note stating the maximum number of Candidates who can be voted for in order not to make the ballot void.
- (f) Before the opening of the polling station, the Electoral Officer or other person presiding at the polling station shall cause the printed instructions for the Electors to be posted within each voting compartment and at a conspicuous location within the polling station and shall ensure that they remain posted there until the close of the polling station.
- (g) The instructions shall be printed clearly as prescribed in Schedule "D".

11.3 Location and Hours of Polling Stations

- (a) Polling stations shall be located in each of Peerless Lake and Trout Lake and such other locations as may be determined by the Council.
- (b) Polling stations are to be open from 9:00 a.m. to 8:00 p.m. on Election Day.
- (c) Any Elector who is in line at the polling station to vote at 8:00 p.m. is entitled to vote.
- (d) The Electoral Officer's decision on who is in line to vote at 8:00 p.m. is final.

11.4 Appointment of Agent by Candidate

- (a) Each Candidate is permitted to appoint one (1) Scrutineer to attend at each polling station to scrutinize the voting procedure and counting of ballots cast at that polling station. Scrutineers are not paid by the PTFN.
- (b) The name of the Scrutineer appointed by each Candidate for each polling station must be submitted in writing to the Electoral Officer two (2) days prior to Election Day. No parties, other than the named Scrutineer, may act on behalf of or represent the Candidate.
- (c) The Electoral Officer may designate the place or places at a polling station where the Candidate's Scrutineer may observe the Election procedure.
- (d) When, in these Regulations, anything is required to be done or authorized to be done then that thing may be done in the presence of each Candidate's Scrutineer but the non-attendance of a Scrutineer or Scrutineers does not invalidate the act.

11.5 Secret Vote

- (a) Voting in all Elections shall be by secret ballot except for physically handicapped or other incapacitated voters who are incapable of marking a ballot. These persons

will indicate their selection of Candidates to the Electoral Officer who will mark their ballots on their behalf.

- (b) Electors who do not speak or read English will be provided with interpreters at the polling station to assist them in casting their vote. The interpreter shall make a statement in the prescribed Form.
- (c) No person shall be required to disclose whether they have voted or for which particular Candidate they have voted.

11.6 Incapacitated Elector at Polling Station

- (a) The Electoral Officer, at the request of an Elector who is unable to read or is incapacitated by blindness or another physical condition from marking the Elector's ballot in the usual manner:
 - (i) may, at the Elector's request, mark the vote of that Elector on the Elector's ballot in the manner directed by that Elector, and shall immediately deposit the ballot in the ballot box; or
 - (ii) may permit a friend of the Elector to accompany the Elector into a voting compartment for the purpose of marking the Elector's ballot and the ballot when marked shall be delivered by the Elector or the friend to the Electoral Officer to be deposited in the ballot box.
- (b) The Electoral Officer shall not permit an Elector to vote under subsection 11.6(a)(ii) until the Elector's friend has made the statement on the prescribed Form.
- (c) No Candidate or their agent shall be present in the voting compartment at the marking of a ballot under this section.
- (d) When a ballot has been marked pursuant to this section, the Electoral Officer shall make a report in the prescribed Form.

11.7 Manner of Voting

- (a) Upon entering the polling station, each Elector will receive one or more ballots. An Elector who has received a ballot from the Electoral Officer or Polling Clerk may not take the ballot out of the polling station and anyone doing so forfeits their right to vote at that Election.
- (b) All ballots given to Electors shall first be initialed by the Electoral Officer.
- (c) If an Elector returns a ballot and states that the Elector is declining to vote, the Elector is not entitled to another ballot and the Electoral Officer who is supervising at the ballot box shall deposit the declined ballot in the ballot box.

- (d) Each Ballot for the Election of Chief shall contain the voting instructions prescribed in Schedule "D".
- (e) Each Ballot for the Election of Councillor shall contain the voting instructions prescribed in Schedule "D".
- (f) Each Elector receiving a ballot shall have a line down through their name on the List of Electors by the Polling Clerk signifying their receipt of the ballot.
- (g) An Elector who inadvertently has spoiled their ballot may return the ballot to the Electoral Officer or the Polling Clerk and receive another ballot. It shall be noted that they received a second ballot. The Electoral Officer shall write the word "spoiled" on the spoiled ballot, initial the ballot, and place the ballot in the ballot box.
- (h) After marking a ballot, the Elector shall fold the ballot so as to conceal the names of the Candidates and the marks on the face of the ballot, and to expose the initials of the Electoral Officer issuing the ballot at the polling station, and immediately after leaving the voting compartment shall, without delay and without showing the front to anyone, deliver the ballot so folded to the Electoral Officer who is supervising at the ballot box.
- (i) The Electoral Officer supervising at the ballot box shall, without unfolding a ballot or in any way disclosing the marks made by the Elector on the ballot, verify the initials on the ballot and deposit the ballot at once in the ballot box.
- (j) After the Elector's ballots are deposited in the ballot box, the Elector shall forthwith leave the polling station.
- (k) The Electoral Officer or Polling Clerk shall record the total number of ballots distributed to Electors at each polling station, the number of Electors who voted, and the number of spoiled or unused ballots.

11.8 Refusal of Permission to Vote

- (a) The Electoral Officer or Polling Clerk may refuse to allow a person to vote if, in their sole opinion:
 - (i) the person's name is not listed on the List of Electors;
 - (ii) they are not satisfied as to the identity of the person; or
 - (iii) the person appears to be intoxicated or under the influence of drugs.

- (b) If requested to do so by the Electoral Officer or the Polling Clerk, each person requesting a ballot shall present identification to the Electoral Officer verifying his age and name.

11.9 Removal of Persons from Voting Stations

- (a) The Electoral Officer or Polling Clerk shall maintain order in the polling station and may cause to be removed from the polling station and surrounding area any person who attempts to influence Electors or in any way interferes with or disrupts the orderly conduct of the vote.
- (b) Electors shall leave the polling station after voting.

12. COUNTING OF VOTES

- 12.1 Immediately upon the close of the polling stations, the Electoral Officer or Polling Clerk shall, in the presence of at least one (1) other Elector and any of the Candidates or their Scrutineers or Members who wish to attend, open each ballot box and count and record the number of votes cast for each Candidate.

12.2 Void Ballots

- (a) The Electoral Officer or his designate shall examine the ballots and any ballot:
 - (i) that does not bear the initials of the Electoral Officer or Polling Clerk;
 - (ii) on which more votes are cast than an Elector is entitled to cast;
 - (iii) on which anything is written or marked by which an Elector can be identified;
 - (iv) that has been torn, defaced, or is otherwise improperly dealt with by an Elector;
 - (v) on which is not marked with an "x" or "___" or "t";
 - (vi) on which no vote is cast by an Elector;
 - (vii) on which has been marked as "spoiled" is void and cannot be counted.
- (b) On the back of a ballot an Electoral Officer shall:
 - (i) endorse "rejected" if the Electoral Officer rejects it as void;
 - (ii) endorse "rejection objected to" if any objection is made to the

Electoral Officer's decision to reject the ballot;

- (iii) endorse "accepted objected to" if any objection is made to the Electoral Officer's decision to accept the ballot;
 - (iv) initial each endorsement.
- (c) Notwithstanding section 12.2(a), if a vote, though incorrectly marked on a ballot, clearly indicates for whom the Elector intended to vote, the Electoral Officer may count that ballot.

12.3 Ballot Count Form

- (a) The Electoral Officer or Polling Clerk shall complete and sign a Ballot Count Form in the prescribed Form which shall have been supplied by the Electoral Officer and which shall contain the following information:
- (i) the name of the polling station;
 - (ii) the date of the Election;
 - (iii) the number of ballots printed;
 - (iv) the number of Electors who voted;
 - (v) the number of ballots marked for each Candidate;
 - (vi) the number of rejected, spoiled, void, and unused ballots; and
 - (vii) the number of ballots not accounted for.

12.4 Packets of Ballots

- (a) At the completion of the counting of the ballots, the Electoral Officer shall make up into separate packets:
- (i) the valid ballots;
 - (ii) the valid ballots objected to together with the notes of objections made to the ballots found in the ballot box;
 - (iii) the rejected ballots, including those on which no vote has been cast by an Elector;
 - (iv) the spoiled ballots;

- (v) the unused ballots; and
- (vi) the Voting Register.

12.5 Sealing Ballot Boxes

Following the initial count by the Electoral Officer or Polling Clerk, all Packets of Ballots and Ballot Count Forms shall be placed in the ballot box, sealed, and returned to the Electoral Officer. Each packet of ballots shall be sealed and each packet must be marked on the outside with:

- (a) a short description of the contents of the packet;
- (b) the date of the Election; and
- (c) the name of the Electoral Officer.

12.6 Destruction of Ballot and Ballot Count Forms

The Electoral Officer shall arrange custody of the sealed ballot boxes. Six (6) months following the expiry of the Election Appeal period, the Electoral Officer will open the sealed ballot boxes and in the presence of two (2) witnesses destroy the ballots and the Ballot Count Form.

13. DECLARATION OF OUTCOME

- 13.1 The Electoral Officer shall, immediately upon completion of the counting of ballots, declare:
- (a) The Candidate for Chief receiving the greatest number of votes to be Elected;
 - (b) The one (1) Candidate for the Trout Lake Councillor receiving the greatest number of votes to be Elected; and
 - (c) The one (1) Candidate for the Peerless Lake Councillor receiving the greatest number of votes to be Elected.

13.2 Notice of Elected Candidates

Within twenty-four (24) hours of the closing of the polling stations, the Electoral Officer shall post a notice in the PTFN Office of the Elected Candidates.

14. RE-COUNT OF VOTE

- 14.1 Within twenty-four (24) hours of the declaration of the outcome, a Candidate may, in

writing, request the Electoral Officer to conduct a re-count of the vote for their office if there is five (5) or less votes separating the Candidates for either the position of Chief or Councillor.

14.2 Before the re-count the Electoral Officer shall:

- (a) notify any Candidates who may be affected by the recount;
- (b) notify those officers that the Electoral Officer considers necessary to assist in the recount;
- (c) break the seal of the ballot box; and
- (d) proceed to count the ballots contained in it.

14.3 The Electoral Officer shall promptly conduct a re-count of the vote in accordance with sections 12.1, 12.2 and 12.3 and declare the outcome pursuant to section 13.

15. RUN-OFF ELECTION FOR TIE VOTES

15.1 The Vote for Chief

In the event of a tie vote for Chief, a Run-off Election shall be held for that office in which the only Candidates shall be those Candidates who received the same largest number of votes in the Election.

15.2 Tie Vote for Trout Lake Councillor

In the event of a tie vote among the Trout Lake Candidates for Trout Lake Councillor, in which neither of the Candidates chooses to withdraw, a Run-off Election shall be held for only that office of Trout Lake Councillor. The only Candidates in the Run-off Election shall be those Candidates who received the same number of votes for the last office of Trout Lake Councillor.

15.3 Tie Vote for Peerless Lake Councillor

In the event of a tie vote among the Peerless Lake Candidates for Peerless Lake Councillor, in which neither of the Candidates chooses to withdraw, a Run-off Election shall be held for only that office of Peerless Lake Councillor. The only Candidates in the Run-off Election shall be those Candidates who received the same number of votes for the last office of Peerless Lake Councillor.

15.4 Notice of Run-off Election

- (a) Within five (5) days of the previous Election Day, the Electoral Officer shall post a Notice of Run-off Election in the same manner, form, and places as the initial Notice of Election as set out in section 0. The Run-off Election shall occur seven (7) days after posting the Notice.

- (b) Notwithstanding section 15.4(a), a Run-off Election may be delayed in the event of an Election Appeal which may affect the result which gave rise to the equality of votes. In such cases the Notice of the Run-off Election shall be posted within five (5) days of the determination of the Election Appeal Arbitrator.

15.5 Procedures for Run-off Election

The procedures for conducting the vote in a Run-off Election shall be the same as the procedures applied to the Election.

15.6 List of Electors for Run-off Election

The List of Electors in the Run-off Election shall be the same List as used in the Election.

15.7 Tie Vote in Run-off Election

In the event of a tie vote in the Run-off Election, another Run-off Election shall be held.

16. ELECTION APPEALS

16.1 Appeal Period and Grounds of Appeal

Within five (5) consecutive days of the Election Day, or the date on which a Candidate is Acclaimed pursuant to section 10, any Elector may appeal the results of an Election, or an Acclamation, on the following grounds:

- (a) An error was made in the interpretation or application of these Regulations that materially and directly affected the conduct and outcome of the Election; or
- (b) A Candidate was ineligible for Nomination pursuant to paragraph 9.3 or provided false information or failed to disclose information relevant to the validity of their information; or
- (c) Any Elector or Candidate was guilty of promoting or aiding Corrupt Election Practices or consented to and benefited from such practices; or
- (d) Persons who voted were not eligible to vote ~~and they~~their votes directly affected the outcome of the election;~~or~~
- (e) Falsification of an Electoral Report or any other actions by the Electoral Officer or Polling Clerk that materially affected the outcome; or
- (f) Any other circumstance, event or action which improperly, and directly affected the conduct and outcome of the Election.

16.2 Notice of Appeal

- (a) A Notice of Appeal in writing and signed by the Appellant shall be forwarded to the Electoral Officer outlining the grounds for the Appeal and with a cash deposit or certified cheque payable to the PTFN in the sum of One ~~Thousand~~ Hundred Dollars (\$1000.00) delivered to the Electoral Officer. The Notice of Appeal shall state:
- (i) the Election results appealed from and the name of the affected Candidate or Candidates;
 - (ii) the grounds upon which the appeal is made including reference to the relevant sections of these Regulations;
 - (iii) the material facts on which the appellant relies;
 - (iv) the names of any witnesses the appellant intends to call or a statement that the appellant does not intend to call any witnesses; and,
 - (v) a list of documents or records the appellant intends to rely on or a statement that the appellant does not intend to rely on any documents or records.
- (b) The Notice of Appeal must be received in the prescribed Form by the Electoral Officer within five (5) days of the Election Day.
- (c) The Notice of Appeal shall be forwarded by the Electoral Officer to all Candidates, posted in public places in each of Trout Lake and Peerless Lake and in other public places and locations selected by the Appeal Arbitrator.
- (d) The Electoral Officer shall reject and return any appeal documents that:
- (i) are not received within 5 days of the Acclamation, Election, By-election, or Run-off Election as the case may be.
 - (ii) are not received with the required filing fee; or
 - (iii) do not contain all the information required by section 16.2(a).
- (e) The Electoral Officer shall prepare the Election Records in the prescribed Form and deliver them to the Election Appeal Arbitrator. The Following shall accompany the Election Record:
- (i) a copy of the Regulations;
 - (ii) a copy of the Council Resolution appointing the Electoral Officer and Election Appeal Arbitrator;
 - (iii) a copy of the List of Electors;

- (iv) copies of any declarations of Electors sworn in connection with the Acclamation, Election, By-election, or Run-off Election as the case may be;
- (v) a copy of the Notice of Nomination Meeting;
- (vi) copies of all filed Nomination Forms;
- (vii) a copy of the Notice of Appeal or Appeals, as the case may be;
- (viii) the ballot boxes; and
- (ix) all reports and documents prepared by the Electoral Officer.

16.3 Election Appeal Arbitrator

- (a) Within three (3) days of receiving the Election Record, the Election Appeal Arbitrator shall set the date for the hearing of the Election Appeal.
- (b) Notice of the hearing of the Election Appeal shall be posted in public places in each of Trout Lake and Peerless Lake and in other public places and locations the Election Appeal Arbitrator designates and mailed or delivered to the appellant and all Candidates.

16.4 Arbitration Procedures

- (a) The Election Appeal Arbitrator shall be responsible for establishing procedures in accordance with the rules of natural justice and administrative fairness as are necessary for the fair conduct of the hearing of the Election Appeal.
- (b) The appellant, or other Electors, or their representatives, shall be entitled to make verbal or written submissions to the Election Appeals Arbitrator and be subject to cross-examination by the parties or the Arbitrator.

16.5 Election Appeal Arbitrator Powers

The Election Appeal Arbitrator has the following powers:

- (a) To determine the time, place and date of the appeal hearing;
- (b) To determine whether the appeal hearing is open to Members and who may or may not attend the appeal hearing;
- (c) To determine questions or law arising in the course of the appeal hearing;

- (d) To rule on any objections made in the appeal hearing;
- (e) To order production of documents which are material and relevant to the appeal;
- (f) To determine the procedure to be followed having regard for fairness and equality between the parties to the bearing;
- (g) To determine the manner in which evidence is to be admitted; and
- (h) The Arbitrator is not bound by rules of evidence and has the power to determine admissibility, relevance and weight of any evidence.

16.6 No Powers

The Election Appeal Arbitrator does not have the power:

- (a) To subpoena any witness or compel any person to give evidence at an appeal hearing excepting that the Electoral Officer is a compellable witness; or
 - (b) To order any relief not specifically permitted by these Regulations.
- 16.7 These Regulations set out all the powers of the Election Appeal Arbitrator and neither the Arbitration Act of Alberta or the Commercial Arbitration Act of Canada or any other like legislation applies to the Election Appeal Arbitrator or to appeal hearings under these Regulations.
- 16.8 Within five (5) days of the conclusion of the Hearing, the Election Appeal Arbitrator shall promptly make one of the following decisions:
- (a) To deny the Appeal on the basis that evidence presented did not fully and properly establish the necessary grounds for an Appeal; or
 - (b) To uphold the grounds for an Appeal but allow the results of the Election to stand, as the infraction did not materially affect the result of the Election; or
 - (c) To uphold the Appeal and call for a new Election or Run-off Election.
- 16.9 (a) The decision of the Election Appeal Arbitrator shall be in writing and reasons for the decision shall be stated.
- (b) The interested parties shall be immediately notified in writing by the Electoral Officer of the decision of the Election Appeal Arbitrator and the decision posted

in public places in Trout Lake and Peerless Lake and in other public places and locations selected by the Council.

- 16.10 If the Appeal is upheld, the cash deposit is returned to the appellant. If the Appeal is denied, the cash deposit is forfeited and paid into the Election Fund Account. The appellant and interveners shall be responsible for their own legal and other costs.
- 16.11 Notwithstanding paragraph 16.10 above if the Election Appeal Arbitrator determines that an appeal was so lacking in merit as to constitute an abuse of the Appeal process he may order the appellant to pay all or a portion of the costs of the appeal hearing, including the fees and disbursements of the Election Appeal Arbitrator, or the costs of the affected candidates or both.
- 16.12 No decision, order, directive, declaration, ruling on proceeding by the Election Appeal Arbitrator shall be questioned or reviewed in any court by application for judicial review or otherwise and no order shall be made or process entered or proceedings taken in any court whether by way of injunction, declaratory judgement, prohibition, quo warranty, or otherwise to question, review, prohibit or restrain the Election Appeal Arbitrator's decision or proceedings.
- 16.13 Notwithstanding section 16.12 a decision, order, directive, declaration, ruling or proceeding of the Election Appeal Arbitrator may be questioned or reviewed by way of an application for judicial review in the Federal Court of Canada on the basis that the Election Appeal Arbitrator failed to comply with the law or failed to observe a principal of natural justice.
- 16.14 If the Appeal is upheld and a new Election or Run-off is called, the Election Appeal Arbitrator shall set the date for the Election and direct the current ~~Election-Electoral~~ Officer or other suitable person to conduct a new Election or Run-off Election in accordance with these Regulations.
- ~~16.14~~16.15 The cost of the Election Appeal Arbitrator including fees and disbursements and associated hearing costs, shall be paid by the PTFN. These do not include any costs of the appellant or interveners.

17. RESIGNATION OF CHIEF OR COUNCILLOR

17.1 Notice of Resignation

- (a) A Chief or Councillor may resign from office by submitting a signed written Notice of Resignation to the Council.
- (b) The Notice of Resignation shall be effective on the date a Quorum of Council by Resolution accepts or acknowledges the Resignation.
- 17.2 A resigning Chief or Councillor who has held office for six (6) months shall receive a

severance pay as determined by Council.

- 17.3 A Chief or Councillor may take a paid leave of absence from his duties as Chief or Councillor as a result of illness, death of a family member, or any other reason accepted by Council for up to a maximum of one hundred and twenty (120) days, after which he or she must return to his or her position and resume his or her duties as Chief or Councillor and if he or she can not do so then he or she must resign from his position.

18. RESIDENCY REQUIREMENTS FOR CHIEF AND COUNCILLORS

- 18.1 Any candidate for Chief or Councillor must reside permanently on the PTFN Reserve for a period of two (2) consecutive years immediately prior to any Election. This is not meant to exclude people who left temporarily for valid reasons. The Band Council has the final decision as to qualification based on residency in the case of someone who has temporarily left but has not given up their residency on the Peerless Trout ~~Reservation~~First Nation.
- 18.2 Following his or her Election and thereafter throughout the term of their office, the Chief shall remain a permanent resident of the Peerless Trout Reservation.
- 18.3 Following his or her Election and thereafter throughout the term of their office, each Trout Lake Councillor shall remain permanently resident in Trout Lake.
- 18.4 Following his or her Election and thereafter throughout the term of their office, each Peerless Lake Councillor shall remain permanently resident in Peerless Lake.

19. SUSPENSION OF CHIEF OR COUNCILLOR

- 19.1 By a motion passed by a Quorum of the Council, the Chief or a Councillor may be suspended without pay for the following reasons:
- (a) breach of or failure to perform their duties and obligations as set out in Schedule "B"; or
 - (b) the grounds set out in section 20.1.
- 19.2 The period of the first suspension may not exceed thirty (30) days for a Chief or Councillor and may not exceed sixty (60) days for a subsequent suspension. Any other terms of suspension shall be determined by the Council.
- 19.3 A Chief or Councillor charged with an indictable ~~offense~~offence shall be suspended indefinitely without pay pending the outcome of a decision on the charge(s).

20. REMOVAL FROM OFFICE

- 20.1 The removal of a Chief or Councillor from office shall be determined by the Council on the following grounds:

- (a) They are absent for three (3) consecutive regular meetings of the PTFN or three (3) consecutive meetings of the Council for which they have been given verbal and/or written notice and for which no valid reason for his or her absence is provided in writing to the Council; or
- (b) They engage in drunk, disorderly, and irresponsible conduct at Council meetings, community meetings, or in other public forums or functions which interferes with the conduct of business or brings the reputation of the Council or the PTFN into disrepute; or
- (c) They have been charged with and convicted of an indictable offence under the Criminal Code of Canada while in office; or
- (d) They have been charged with and convicted of an offence relating to child abuse or other related charges that may appear on a Child Welfare Information System (C.W.I.S.) report; or
- (e) They breach the Conflict of Interest Guidelines for Chief and Council as set out in Schedule "C"; or
- (f) They had engaged in Corrupt Election Practices which were discovered after the Appeal Period; or
- (g) Contrary to section 18, they fail to obtain residency, and have not continued to permanently reside, as required in the Trout Lake and Peerless Lake communities while holding office; or
- (h) They improperly misused or misappropriated for their own use funds or property which are owned or controlled by the PTFN or a PTFN Entity; or
- (i) They have been suspended three (3) times pursuant to section 19 during their term of Office.

20.2 Upon confirmation of the grounds for removal, the Council by Resolution may remove the Chief or Councillor from their Office.

21. BY-ELECTIONS

21.1 Date of By-election

- (a) In the event a member of Council dies, resigns, or is removed from office and there is more than six (6) months remaining in his term of office, the Council shall, within two (2) weeks of the effective date of the death, resignation or removal set the date for the By-election to fill the vacant office and appoint an Electoral Officer to conduct the By-election.

- (b) In any event, the By-election shall be held within Sixty (60) days of the effective date of the death, resignation, or removal of the member.

21.2 No Requirement for By-election

In the event a member of Council dies, resigns, or is removed from office within six (6) months of the termination of their term in office, the office shall remain vacant until the next General Election.

21.3 Ineligible Candidate

- (a) The person who has resigned from office pursuant to section 17 and prompted the holding of a By-election is not eligible to be a Candidate in that By-election or for any office in the next General Election.
- (b) The person whose removal from office by Council pursuant to section 20 has prompted the holding of a By-election is not eligible to be a Candidate in that By-election or for any office in the next General Election.

21.4 Conduct of By-elections

The rules, regulations, and procedures governing the conduct and procedures for an Election as set out herein shall be applied to the conduct of a By-election.

22. AMENDMENTS TO THE CUSTOMARY ELECTION REGULATIONS

The Customary Election Regulations may be amended in the following manner:

22.1 Approval by Council

Amendments to the Regulations shall be first approved by Resolution of the Council and drafted by legal counsel.

22.2 General Membership Meeting

- (a) The Council shall convene a General Membership Meeting to consider and approve the proposed amendments for the purpose of these Regulations and to vote on the holding of a referendum if the amendments are approved. A General Membership Meeting shall consist of membership meetings called for by the Council and held in each of the communities of Peerless and Trout Lakes. At each Community meeting there shall be a vote on the amendments and the total number of votes cast at all the meetings shall be counted to determine the approval of the amendments.
- (b) Approval of the proposed amendment shall require a seventy- five percent (75%)

majority of Electors present at each General Membership Meeting voting in favour of the proposed amendments.

- (c) If the amendments are approved at a General Membership Meeting, then the amendments proceed to a Referendum.

22.3 Referendum to Approve Proposed Amendments

- (a) The Council shall set the question, appoint a Referendum Officer, set the date for the Referendum, establish appropriate Referendum procedures, and direct the posting of a Notice of a Referendum at least forty five (45) days prior to the date of the Referendum in each of Trout Lake and Peerless Lake and in the Media and at other locations as directed by Council.
- (b) The Notice shall state that the purpose of the Referendum is to vote upon amendments to the Regulations. It shall also state the time, date, and voting locations for the Referendum in each of Trout Lake and Peerless Lake. A copy of the proposed amendments to the Regulations shall be attached to the Notice.
- (c) All Electors shall be eligible to vote in the Referendum.

22.4 Approval of Amendments by Electors

~~Upon the approval of a 75% majority of all the Electors of the First Nation, the amendments shall be adopted and shall be effective as of the date of the Referendum. Upon approval of 50% plus 1 of the Electors who cast a ballot in the Referendum, the amendments shall be adopted and shall be effective as of the date of the Referendum.~~

22.5 Affidavit

Following the Referendum, the Referendum Officer, shall swear an Affidavit stating:

- (a) Proper notice of the Referendum was given as per section 22.3;
- (b) The Referendum was duly held and properly conducted; and
- (b)(c) The total number of votes cast by Electors and the number of votes for and votes against the amendments.

23. ADMINISTRATIVE PROCEDURES

- 23.1 The Council by Resolution may, from time to time, approve administrative procedures necessary to implement these Regulations.
- 23.2 The Council by Resolution may instruct the Electoral Officer to conduct a computerized voting process and approve the appropriate procedures for this voting process. Such procedures shall not require approval by amending procedures pursuant to section 22.

24. SEVERANCE

If a section, sub-section, or portion thereof is deleted or found to be inoperable by a Court, it shall be severed from the Regulations and the remaining sections shall remain in full force and effect.

25. EFFECTIVE DATE

The effective date of these Customary Election Regulations shall be immediately following the adoption of these Regulations by ratification by the Electors by Referendum.

SCHEDULE "A"
DUTIES OF THE ELECTORAL OFFICER

(Section 8.4 – Customary Election Regulations of the Peerless Trout First Nation)

1. In cooperation with the Membership Clerk, the Electoral Officer shall prepare a List of Electors and mailing addresses for all Electors.
2. The Electoral Officer shall establish an Election file for each Election which shall contain copies of all correspondence, memorandums, and other information relevant to the conduct of each Election.
3. Seven (7) days prior to Election Day, the Electoral Officer shall appoint such Polling Clerks and interpreters, as he or she deems necessary for the proper conduct of the Election. The interpreters appointed by the Electoral Officer shall not be Members of the Nation and shall be fluent in the Cree language.
4. The Electoral Officer shall arrange for appropriate polling booths constructed in a manner that ensures the secrecy and privacy of the voting.
5. The Electoral Officer shall supervise and ensure that all Elections are conducted in accordance with the Customary Election Regulations. He or she shall do all other things necessary to ensure the proper conduct of an Election.
6. The Electoral Officer shall undertake any activities or responsibilities necessary to conduct the Nomination in the manner prescribed in the Customary Election Regulations.

SCHEDULE "B"
DUTIES OF CHIEF AND COUNCIL

(Section 3.5 - Customary Election Regulations of the
Peerless Trout First Nation)

1. GOVERNANCE AUTHORITY AND LEADERSHIP OF THE PTFN

The Chief and Council (hereafter "The Council") are the Elected leaders of the Peerless Trout First Nation (hereinafter "the Nation") whose powers, duties and obligations are governed by the following:

- (a) The constitution and laws of the Nation.
- (b) The culture, traditions, and values as expressed by the elders of the Nation.
- (c) The Aboriginal, and inherent rights and Tribal Government powers of the Nation.
- (d) The statutory and administrative authorities and responsibilities, as set out in the Indian Act R.S.C. 1985 and other Federal Legislation.
- (e) The common law and fiduciary obligations to manage and administer the property, lands, and other assets of the Nation in a reasonable transparent and accountable manner.
- (f) Contractual obligations and responsibilities set out in the terms of the contracts with funding agencies of other governments.

2. COMMUNICATION WITH MEMBERS

The Council shall ensure on going and regular communication with Members by undertaking the following:

- (a) The Council shall consult regularly with Members by holding General Membership Meetings and Special Meetings as necessary.
- (b) The Council shall review all proposed by-laws and major policies with the Members prior to their final approval by the Council.
- (c) Minutes of General Membership Meetings and Council meetings shall be posted in the office and at other locations as set out by Council.
- (d) Information which the Council receives that is confidential, must not be given to Members or to outside third parties

3. ATTENDANCE AT COUNCIL AND MEMBERSHIP MEETINGS

- (a) Regular Council meetings shall be held at least twice per month and Special Council meetings, as necessary. The agenda shall be prepared by the Chief, with the help of the C.E.O. in advance of each meeting and distributed to Councillors.
- (b) The Council shall attend all General Membership and Council meetings unless they are unable to attend due to an Emergency, Natural Disaster, Family Death, Court appearance or other exceptional circumstances approved by a Quorum of Chief and Council. Notification of absence should be provided prior to the meeting and reasons for extended absences shall be provided in writing;
- (c) Council shall represent the Nation at functions, meetings, and other occasions, both in and away from the Nation, as required from time to time;
- (d) Council shall prepare in advance for each meeting by reading reports and minutes;
- (e) Council shall regularly attend at the office;
- (f) Council meetings are to be held alternately at Trout Lake and Peerless Lake.

4. FINANCIAL MANAGEMENT AND RESPONSIBILITY

- (a) The Council shall ensure the financial affairs of the Nation are managed in a responsible, transparent and accountable manner at all times keeping in mind the best long-term interests of the Nation.
- (b) The Council will endeavour to keep Members regularly informed about the financial situation of the Nation.
- (c) The Council shall develop and implement structures, by-laws, and policies to ensure the proper financial management and control of all funds and assets.
- (d) Each Councillor shall be responsible for fully informing themselves of the financial responsibilities and resources of the Nation. The Council shall meet quarterly to review various reports and monitor the management and expenditure to ensure compliance with the budget.
- (e) Each Fiscal year, the Council shall annually prepare a budget and present it to the Members at a Special Meeting prepared by program directors prior to its adoption.
- (f) The Council shall maintain a balanced budget by carefully and prudently

monitoring all expenditures to ensure they are for the benefit of the Nation and inaccordance with the budget and the Nation's financial capacity. The Council shall ensure managers operate programs and deliver services of the Nation in accordance with their annual budget.

- (g) The Council shall ensure all funds received from Governments are expended in accordance with program funding guidelines and agreements.
- (h) The Council shall make the Annual Financial Audit available to Members at the General Membership Meeting.

5. ADMINISTRATION

- (a) The Council shall ensure the stable, competent, qualified, and efficient administration of the Nation.
- (b) All hiring and termination of staff by managers and Council shall be fair, legal, and according to the Nation's administrative and personnel policy and the Canada Labour Code.
- (c) Priority for hiring Nation staff shall be given to qualified Members.
- (d) The Council shall ensure all managers and staff have clear job descriptions and reporting lines of authority
- (e) The Council shall develop and implement:
 - (i) personnel policy;
 - (ii) a land and resource management by-law and policy;
 - (iii) a financial management by-law and policy;
 - (iv) a housing policy;
 - (v) a social and economic development by-law and policy; and
 - (vi) other by-laws and policies as required from time to time.

6. EXTERNAL RELATIONS

- (a) The Council shall honourably and effectively represent the interests of the Nation, including Aboriginal rights, to other levels of government, including the Federal, Provincial, Municipal, and other First Nation governments.
- (b) When engaged in external relations, the Council shall conduct themselves in a manner which fully, properly, and fairly represents the interests of the Nation.
- (c) The Council shall report to the Members about the topics and outcomes of their meetings held outside the community.

7. PEACE AND ORDER

- (a) The Council shall take such measures as are necessary to ensure peaceful and lawful relations among Members residing in and away from the Nation.
- (b) The Council shall work with the RCMP, courts, and legal system to ensure fair and just treatment of Members.
- (c) The Council will pass such by-laws as necessary to promote and protect the safety, health, and property of Members.

8. RULES OF CONDUCT

- (a) The Council shall conduct themselves in a manner which does not bring themselves, the leadership, or the Nation into disrespect and disrepute.
- (b) When conducting the business of the Nation with other governments, businesses, or third parties, the Council shall act in a considerate, professional, and responsible manner.
- (c) Each member of the Council shall fully inform themselves of their duties, responsibilities, and the rules and guidelines governing their conduct.
- (d) Each member of the Council shall fully honour the promises and commitments made under oath upon taking office.

SCHEDULE " C "
CONFLICT OF INTEREST GUIDELINES FOR CHIEF AND COUNCIL

(Section 3.5 - Customary Election Regulations of the Peerless Trout First Nation)

Council must not directly or indirectly engage in any personal or business activity which competes or conflicts with the interests of the Peerless Trout First Nation (hereinafter "the Nation") or compromises their ability to serve the interests of the Nation. These activities include, but are not limited to, the following:

1. IMPARTIALITY

The Council will deal fairly and impartially with the Members, showing no favouritism, prejudice, or bias in any decisions affecting their rights or interests of the Nation.

2. PERSONAL BENEFITS

The Council will not make decisions or use their office or powers to provide extraordinary benefits for themselves personally or for their immediate family members.

3. MISUSE OF INFORMATION

Council must not use or communicate information acquired in their capacity as Councillor for their personal gain or for the benefit or harm of any other person.

4. OUTSIDE BUSINESS

- (a) Council must promptly divulge, in writing, the nature and extent of their outside employment and business interests to the Council.
- (b) Each Chief and Councillor must not deprive the Nation of their best efforts in performing their duties as a Chief and/or Councillor and if they do it is considered a conflict of interest unless it is deemed necessary for health, personal or family reasons.
- (c) Each member of Council is expected to devote full time to his or her duties on Council and shall not participate in any outside business while they are an elected member of Council.
- (d) **LOANS, GIFTS, AND ENTERTAINMENT**
- (e) The Council must be beyond challenge or reproach in every business transaction. They must not allow themselves to be put into a position where their judgments may appear to be unduly influenced by personal considerations.
- (f) The Council shall not accept any extraordinary gifts, personal loans, or other special considerations from any Members or an individual, business or

organization doing business with the Nation.

- (g) Any member of Council who is offered or receives payments or gifts of more than a nominal value shall refuse it or return it to the giver in a tactful and dignified manner, advising the giver of this policy prohibiting its acceptance.
- (h) Members of the Council are not eligible to receive loans from the Nations or any of its entities while in office.

5. USE OF PEERLESS TROUT FIRST NATION EQUIPMENT

Council shall not use Nation personnel, equipment or facilities owned by the Nation or Peerless Trout First Nation Business Entity to conduct any personal business, unless prior written approval has been obtained from the Council.

6. CONSULT WITH LEGAL COUNSEL

If the Council are uncertain whether a “Conflict of Interest” exists in relation to a member of Council, they shall consult with the Nation’s legal counsel.

SCHEDULE "D"
VOTING INSTRUCTIONS

(Section 11.7 – Customary Election Regulations of the Peerless Trout First Nation)

Set out below are the voting instructions to be set out on the Ballot for the Election of the Chief:

Voting Instructions

You may vote for only one (1) Candidate for Chief.

Mark your ballot in the box with an "X" or "___" or "t".

DO NOT MAKE ANY OTHER MARKS ON THIS BALLOT

If you accidentally tear, damage or make other marks on this ballot please request a replacement from a Polling Clerk or the Electoral Officer.

TORN, DEFACED, DAMAGED OR IMPROPERLY MARKED BALLOTS WILL NOT BE COUNTED.

Set out below are the voting instructions to be set out on the Ballot for the Election of Councillor:

Voting Instructions

You may vote for only one (1) Candidate for the position of Councillor.

Mark your ballot in the box with an "X" or "___" or "t".

DO NOT MAKE ANY OTHER MARKS ON THIS BALLOT

If you accidentally tear, damage or make other marks on this ballot please request a replacement from a Polling Clerk or the Electoral Officer.

TORN, DEFACED, DAMAGED OR IMPROPERLY MARKED BALLOTS WILL NOT BE COUNTED.

SCHEDULE "E"
FORMS

(Customary Election Regulations of the Peerless Trout First Nation)

Form #1 - Sample Council Resolution setting Election Day, appointing Elector Officer, appointing Election Appeals Arbitrator, dates and location of Polling Station. (section 8.1)

Form #2 - Notice of Election Day (section 0)

Form #3 - Notice of Nomination Day (section 9.1)

Form #4 - Nomination Paper and Candidate's Acceptance (section 9.6)

Form #5 - Statement of Elector Eligibility (section 6.6)

Form #6 - Statement of interpreter (section 11.5)

Form #7 - Statement of Assistance to an Incapacitated Elector (section 11.6)

Form #8 - Record of Electoral Officer (section 16.2(e))

Form #9 - Ballot Account and Vote Result (section 12.3)

Form #10 - Declaration of Election Result (section 13.1)

Form #11 - Notice of Appeal (section 16.2(a))

FORM #1

(Section 8.1 – Customary Election Regulations of the Peerless Trout First Nation)

Sample Council Resolution Setting Out Election Particulars

Chronological no.
File Reference no.

BAND COUNCIL RESOLUTION

The words “from our Band Funds”, “capital”, or “revenue”, whichever is the case, must also appear in all resolutions requesting expenditures from Band Funds

	Cash free balance
Council of the PEERLESS TROUT FIRST NATION	Capital Account \$_____
Resolution of duly convened meeting the ___ day of _____, 20___, Alberta	Revenue Account \$_____

WHEREAS: A quorum of the Peerless Trout First Nation met the ___ day of _____, 20___;

WHEREAS: Pursuant to the *Indian Act* and their inherent rights to self-government, the Chief and Council are empowered to act on behalf of the Peerless Trout First Nation;

WHEREAS: The Chief and Council have drafted Customary Election Regulations in consultation with the members of Peerless Trout First Nation;

WHEREAS: The Chief and Council desire to administer these Customary Election Regulations during the upcoming Peerless Trout First Nation election to be held on the ___ day of _____, 20___.

THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Chief and Council declared that the next Peerless Trout First Nation General Election will be held on the ___ day of _____, 20___.
2. The Chief and Council appoint _____ as the Electoral Officer who will supervise and ensure that the General Election, By-election, Run-off election are conducted in accordance with the Peerless Trout First Nation Customary Election Regulations.
3. The Chief and Council appoint _____ the Appeal Arbitrator who will supervise and ensure that any appeals from a general Election, By-election, Run-off Election are conducted in accordance with the Peerless Trout First Nation Customary Election Regulations and the rules of natural justice and administrative fairness.
4. The Chief and Council declare that the polling stations for the Peerless Trout First Nation General Election will be located at _____ in Trout Lake and at _____ in Peerless Lake and such other places as Council designates.

Chief

Councillor

Councillor

Councillor

Councillor

FOR DEPARTMENTAL USE ONLY					
Expenditure	Authority (<i>Indian Act</i> Section)	Source of Funds [] Capital [] Revenue	Expenditure	Authority (<i>Indian Act</i> Section)	Source of Funds [] Capital [] Revenue
Recommending Officer _____			Recommending Officer _____		
Signature _____ Date _____			Signature _____ Date _____		
Approving Officer _____			Approving Officer _____		
Signature _____ Date _____			Signature _____ Date _____		

FORM #2

(Section 11.1 – Customary Election Regulations of the Peerless Trout First Nation)

Notice of Election Day

Notice is hereby given that an Election will be held for the filling of the following offices:

[Chief (1)]

Councillor (2)

Voting will take place on the ____ day of _____, 20____, between the hours of 9:00 a.m. and 7:00 p.m.

Polling stations will be located at:

Name places

DATED at _____ in the Province of Alberta, this ____ day of _____, 20____.

Electoral Officer

To confirm that your name is on the List of Electors or to obtain a copy of the Election Regulations of the Peerless Trout First Nation, call the Electoral Officer at _____ between 8:30 a.m. to 5:30 p.m. Monday to Friday.

FORM #3

(Section 9.1 – Customary Election Regulations of the Peerless Trout First Nation)

Notice of Nomination Meeting

Notice is hereby given to the Electors of the Peerless Trout First Nation that Nomination Meeting for the Offices of:

shall be held on: _____

at the: _____

and

shall be held on: _____

at the: _____

between the hours of _____

DATED at the _____ in the Province of Alberta, this _____ day of _____, 20____.

Electoral Officer

THERE ARE SPECIFIC REQUIREMENTS THAT ARE REQUIRED TO BE MET AT OR BEFORE THE NOMINATION MEETING. For more information on the requirements and procedures for making Nominations or to obtain a copy of the Election Regulations of the Peerless Trout First Nation, call the Electoral Officer at _____ between 8:30 a.m. to 4:30 p.m. Monday to Friday. In particular see section 9.6

FORM #4

(Section 9.6 - Customary Election Regulations of the Peerless Trout First Nation)

Nomination Form and Candidate's Acceptance

We, the undersigned electors of the Peerless Trout ~~Lake-Cree~~ First Nation, ~~nominate~~ understand that we must reside in the same Community as the Councillor whom we nominate. This does not apply to the Nomination of a Chief. We nominate:

Candidate's Full Name: _____

Candidate's Address: _____

as a candidate in the election now about to be held for the office of (circle one)

Chief

Trout Lake Councillor

Peerless Lake Councillor

of the Peerless Trout First Nation.

Signatures of at least two (2) electors must be included:

Printed Name of Elector	Phone Number	Address of Elector	Signature of Elector

Candidate's Acceptance

I, the above named candidate, solemnly swear (affirm) that:

- I am eligible under sections 9.3 and 18.1 of the Customary Election Regulations of the Peerless Trout First Nation to be elected to office; and
- I am not otherwise disqualified under the Customary Election Regulations of the Peerless Trout First Nation; and
- I will accept the office if elected; and
- I have read sections 9.3 and 18.1 of the Customary Election Regulations of the Peerless Trout First Nation and understand its contents.

Print name as it should appear on the ballot _____

(Candidate's Signature)

FORM #5

(Section 6.6 – Customary Election Regulations of the Peerless Trout First Nation)

Declaration of Elector Eligibility

I, _____ (Name of Elector)
(Print)

of _____ (Address of Elector)

I am eligible to vote in this election because:

- I have not voted before in this election;
- I am 18 years of age or older;
- I am a member of Peerless Trout First Nation.

Electoral Officer

Signature of Elector

FORM #6

(Section 11.5 – Customary Election Regulations on the Peerless Trout First Nation)

Statement of Interpreter

I, _____ (Name of Interpreter)
(Print)

of _____ (Address of Interpreter)

will faithfully translate such statements, questions and answers that the Electoral Officer or the Elector may require to be translated at this Election and I will keep secret all information which may come to be by virtue of being an interpreter.

Witness

Signature of Interpreter

FORM #7

(Section 11.6 – Customary Election Regulations of the Peerless Trout First Nation)

Statement of Assistant to an Incapacitated Elector

I, _____ (Name of Assistant)
(Print)

of _____ (Address of Assistant)

am the friend of the incapacitated Elector. I will read the ballot to the incapacitated Elector, make the ballot in accordance with the Elector’s instructions, and will keep secret all information which may come to me by virtue of assisting the Elector.

Witness

Signature of Assistant

FORM #8

(Section 16.2(e) – Customary Election Regulations of the Peerless Trout First Nation)

Record of Electoral Officer

Name of Elector	
OBJECTION TO PERSON VOTING Election Officer's Initials _____	Name of person making the objection: _____ Reason for Objection:
INTERPRETER REQUIRED Election Officer's Initials _____	Name of person providing interpretation services:
INCAPACITATED ELECTOR Election Officer's Initials _____	Name of person who marked the Elector's ballot: _____ Reason:
Other:	

FORM #9

(Section 12.3 – Customary Election Regulations of the Peerless Trout First Nation)

Ballot Account and Vote Result

Date of Election: _____

Voting Station _____

Office	Name of Candidate	Number of valid ballots marked for candidate
Chief		
Councillor		

Ballot Account

	Chief	Councillor
Total Number of Ballots Printed and Initialed		
Total Number of Electors Who Voted		
Valid Ballots		
Rejected, Spoiled and Void Ballots		
Unused Ballots		
Ballots Unaccounted For		

Date: _____

Signature of Electoral Officer

Signatures of Witnesses

FORM #10

(Section 13.1 – Customary Election Regulations of the Peerless Trout First Nation)

Declaration of Election Results

The following Candidates are declared Elected:

To the office of Chief:

To the office of Trout Lake Councillor:

To the office of Peerless Lake Councillor:

DATED at the Peerless Trout First Nation in the Province of Alberta, this ____ day of _____, 20____.

Electoral Officer

To obtain a copy of the Ballot Account and Vote Result, call the Electoral Officer at _____ between 8:30 a.m. to 5:30 p.m. Monday to Friday.

FORM #11

(Section 16.2(a) – Customary Election Regulations of the Peerless Trout First Nation)

Notice of Appeal

I, _____ (Name of Person Appealing)
(Print)

of _____ (Address of Person Appealing)

appeal the results of the Election dated _____ (Date of Election)

and the election of _____ (Name of Elected Official)

My appeal is based on the following (check the relevant statements):

- the Electoral Officer made an error in the interpretation or application of the Election Regulations which affected the outcome of the Election;
- a Candidate who ran in the Election was ineligible to run and provided false information;
- a Candidate who ran in the Election failed to disclose information relevant to the validity of their Nomination;
- a person voted in the Election who was ineligible to vote;
- a Candidate was guilty of a Corrupt Election Practice or benefited from and consented to a Corrupt Election Practice;
- improper activity by the Electoral Officer or Polling Clerk;
- other reason.

The facts which I rely on to support my appeal are as follows:

I intend to call the following witnesses at the hearing of this appeal:

(Witnesses who are not disclosed may not give evidence at an appeal hearing)
(State none if no witnesses will be called)

_____	_____
_____	_____
_____	_____
_____	_____

I intend to use the following documents at a hearing of this appeal:

(Documents which are not disclosed may not be used at appeal hearing)
(State none is no documents will be used)

_____	_____
_____	_____
_____	_____
_____	_____

Signature of Elector

ALL APPEALS MUST BE RECEIVED WITH A NON-REFUNDABLE FILING FEE OF \$100