

TOWN OF LUNENBURG

BY-LAW NO. 14

A BY-LAW RESPECTING PLEBISCITES

Short title	1.1 This by-law shall be known as and may be cited as the "Plebiscite By-law".
Approval Plebiscite	2.1 The approval of the voters of the making of any application for any of the purposes mentioned in Section 123 of Chapter 309 of the Revised Statutes of Nova Scotia, 1954, the Towns Act, shall be given by a plebiscite of the voters held for that purpose under the provisions of Sections 123 and 124 of the Towns Act.
Time for Voting	3.1 Where a plebiscite of the voters is held, the vote shall be taken between the hours of 8:00 o'clock in the forenoon and 7:00 o'clock in the afternoon of the day fixed by Council.
Notice of	3.2 The notice of the time and place of the voting shall be in accordance with the Towns Act and shall be published in accordance with the resolution of Council.
Voting	3.3 The voting at such plebiscite shall be in accordance with the by-laws of the Town.
Ballots	4.1 After the day has been fixed for the holding of a plebiscite under the provisions of Section 124 of said Towns Act, the Town Clerk shall cause to be printed a number of ballot papers not less than the number of persons on the special list of voters prepared by him under the provisions of Section 123 of the said Act.
Form of	4.2 The ballot papers may be in a form as contained in Schedule "A" hereto annexed, or to the like effect.

Officials to conduct vote	5.1 The Council shall appoint one or more officials to receive and conduct the vote in the places provided by Council and any officials so appointed shall be entitled to same remuneration as that payable to and shall have the same powers and privileges as the corresponding officials in the case of an election for mayor and councillors.
Voting places	5.2 The Council shall provide a suitable place or places in the Town, or in each ward of the Town, in which the vote upon the question may be taken.
Procedures	5.3 Sections 42 to 45, both inclusive, of the said Towns Act shall "mutatis mutandis" apply.
Vote by ballot	5.4 At the time fixed in accordance with the resolution of Council, the poll shall be held and the votes shall be taken by ballot.
Count of votes	5.5 At the close of the poll, the presiding officer shall, in the presence of the scrutineers, if any have been appointed by Council, and the poll clerk, open the ballot box and count the votes.
Declaration of result	5.6 The poll clerk, and the scrutineers, if any, shall keep tally of the votes and at the end of the counting, the presiding officer shall declare the result.
Preservation of ballots	5.7 After having ascertained the number of votes polled, the number of votes "in favour", the number of votes "against", and the number of spoiled ballots, the presiding officer shall return all the ballots to the ballot box and seal the same, and he shall deliver the sealed ballot box and a written report of the voting to the Town Clerk who shall retain the same in his custody for a period of twenty-one days when, if not called upon by competent authority to produce the same, the Town Clerk may destroy the ballots.
Forms	6.1 Printed directions in the form in Schedule "B" hereto annexed, or to the like effect, shall be posted up at the place of voting.

Repeal            7.1            All former Plebiscite By-laws of the Town  
are hereby repealed and this by-law substituted  
therefor.

Approved by Town Council:    July 27, 1978  
Approved by M.M.A.            :    January 16, 1979

S C H E D U L E "A"

Form I

Do you approve of the proposed borrowing  
pursuant to Chapter 193 of the Revised  
Statutes of Nova Scotia, 1967, of a sum  
not exceeding YES  
Dollars (\$) ) for the purpose  
of (see Section 5, Municipal Affairs Act) NO

If you approve, make a mark  
in the space opposite the  
word "Yes", and if you dis-  
approve, make a mark in the  
space opposite the word "No".

Form II

Do you approve of the application to the  
Legislature for special legislation to  
enable the Town of Lunenburg to  
borrow a sum not exceeding YES  
Dollars (\$) ) for the purpose  
of NO  
(see Section 5, Municipal Affairs Act)

If you approve, make a mark in  
the space opposite the word  
"Yes", and if you disapprove,  
make a mark in the space opposite  
the word "No".

(Note) - If circumstances require, these  
forms may be combined into one  
question authorizing both the  
application to the Legislature  
and the proposed borrowing.)

S C H E D U L E      "B"

Direction for the guidance of voters.

1.        The voter will go into a compartment and with a pencil or pen make a mark on the right hand side, opposite the word "Yes" if he votes in favor of the proposal and opposite the word "No" if he votes against the proposal.
2.        The voter will then fold up the ballot paper and deliver it to the presiding officer and forthwith quit the polling place.
3.        If the voter inadvertently spoils a ballot paper, he may return it to the presiding officer, who will, if satisfied of such inadvertence, give him another ballot paper.
4.        The following form of ballot paper is given for illustration. The voter has marked his ballot in favor of the proposal:

Do you approve of the proposed borrowing pursuant to Chapter 193 of the Revised Statutes of Nova Scotia, 1967, of a sum not exceeding	YES
Dollars (\$                      ) for the purpose of (see Section 5, Municipal Affairs Act)	NO