

CANDIDATES

Qualifications

A person may be nominated as a candidate in a municipal election if he or she is:⁶

- at least 18 years of age on date of election;
- a Canadian citizen;
- eligible to vote in the municipality;
- a resident of Saskatchewan; and
- not disqualified from being nominated by this or any other Act.

A person cannot be nominated or elected as:

- a councillor for more than one division; or
- a councillor of a division and the reeve of the municipality.

A member of council whose term of office expires with the upcoming election (generally referred to as an incumbent) is not required to resign from his or her current position to seek election for the office of reeve or councillor.

A member of council whose term of office continues beyond the upcoming election or in a by-election for the position of reeve must submit his or her resignation with the administrator before filing nomination papers for the position of reeve (or another division as the case may be).

The resignation shall take effect:

- in the case of a general election, at the first meeting of the council following the election; or
- in the case of a by-election, immediately.

Resignations must be in writing and given to the administrator. The resignation may specify a date on which the resignation is effective. If no date is provided, the resignation is deemed effective immediately. Resignations cannot be withdrawn after delivery to the administrator.⁷

⁶ 160.04

⁷ MA 96

Filing the nomination form

A nomination form is presented to the returning officer or a nomination officer either by the candidate or a person acting on behalf of the candidate. Nomination papers can be faxed to the returning officer as the legislation uses the term “received” to describe transmission of the nomination paper to the municipality.⁷² Candidates or agents who transmit nomination forms by means other than personal delivery are responsible to ensure the papers have been received by the RO. Candidates or agents using this form of transmission may consider contacting the office by telephone to verify receipt by the RO.

The election official shall ensure the nomination form is fully completed. If all necessary spaces on the nomination form are filled in, the election official is legislatively obliged to accept the nomination paper and issue Form C ~ Receipt of Nomination Paper.

- Election officials are advised to:
 - make a copy of the receipt issued to the person who filed the nomination and attach the copy to the nomination form;
 - make a copy of the nomination form for public inspection; and
 - store the original nomination form in a secure location.

- Election officials have asked if they can inform a candidate of a potential error on the candidate’s nomination form. Election officials should exercise caution to ensure their advice is not construed as interference in the nomination process. While one person may appreciate the information, others may view the action as interference.

The returning officer or a nomination officer will post a copy of each nomination form received, along with the criminal record check if council has passed the bylaw, in a conspicuous place in the municipal office. Copies of the nomination form and any information on the form are accessible to the public. There is no legislative authority to charge a fee respecting the copy.

When the nomination period expires, the returning officer shall deliver the completed nomination papers to the administrator, who retains them for a period of three months.⁷³ After that time has passed, the administrator will destroy the nomination papers in the presence of two witnesses. The witnesses will swear affidavits confirming the destruction of the nomination papers. The affidavits are retained by the municipality.

Withdrawing a nomination

Candidates may withdraw their nomination by providing the returning officer or a nomination officer with a written declaration during the period from the receipt of the person’s nomination until 24 hours after the close of the nomination period.⁷⁴

The statement (no prescribed form) must be signed by the person and witnessed by:

- two witnesses or
- the returning officer or nomination officer.

FORM D
[Section 160.18 and Section 160.19 of the Act]

Nomination Paper

We the undersigned, voters of the Rural Municipality of _____

No. _____, nominate:

NAME: _____

OCCUPATION: _____

ADDRESS: _____

to be a candidate at the election to be held on the ____ day of _____, 20 ____,
for the office of:

REEVE OF THE RURAL MUNICIPALITY

COUNCILLOR FOR DIVISION NO. _____

Signature

Name in Block Letters

NOTE: In the case of nomination for REEVE, this form must be signed by two voters of the rural municipality.

In the case of nomination for COUNCILLOR, this form must be signed by two voters of the division.

CANDIDATE'S ACCEPTANCE

I, _____, a candidate nominated for the
position of:

REEVE OF THE RURAL MUNICIPALITY

COUNCILLOR FOR DIVISION NO. _____

declare that:

- 1 I am at least 18 years of age;
- 2 I am a Canadian citizen;
- 3 I am eligible to vote in the municipality;
- 4 I am a resident of Saskatchewan; and
- 5 I am not disqualified by *The Local Government Election Act* or any other Act from holding the office for which I am a candidate.

Dated this _____ day of _____, 20 _____.

(Witness)

(Signature of Candidate)

(Witness)

FORM B.1
[Clause 6.1(1)(a)]

RESULTS OF CRIMINAL RECORD CHECK FOR CANDIDATE FOR ELECTION			
NAME OF CANDIDATE: _____			
	Last Name	Given Name	Middle Name
PREVIOUS NAME and/or ANY OTHER NAMES USED: _____			
ADDRESS: _____			
	Apt.#	Street/Avenue	
	City/Town	Province/Postal Code	Telephone Number
DATE OF BIRTH: _____		PLACE OF BIRTH: _____	
	Year/Month/Day		
GENDER: Male / Female			
MUNICIPALITY: _____ of _____			
	(town, northern village, northern hamlet)	(name of municipality)	
NAME OF LOCAL POLICE SERVICE THAT CONDUCTED CHECK: _____			
CRIMINAL RECORD CHECK ATTACHED: Yes / No			
<p><i>Note: The criminal record check from the local police service must be attached to this form to be acceptable for submission with the nomination paper and must have been completed not more than 30 days before the date of submission.</i></p>			
<p>STATEMENT OF CONSENT: <i>I consented to a search of all records available at the time the search was conducted, including charges before the courts (including active alternative measures, stays of proceedings entered within one year of this request and findings of unfit to stand trial), findings of guilt or convictions (including youth records accessible under subsection 119(2) of the Youth Criminal Justice Act) and court orders (including peace bonds, restraining orders and recognizances under sections 810.01, 810.1 or 810.2 of the Criminal Code) registered in my name in the National Repository and local records available to the police service. I understand that if a possible record existed, it would not be disclosed until identification was confirmed by either myself or by fingerprints. I also understand that apprehensions, orders or other records relating to The Mental Health Services Act or The Youth Drug Detoxification and Stabilization Act were not disclosed.</i></p> <p><i>I understand criminal record checks submitted pursuant to section 89.1 of The Municipalities Act:</i></p> <ul style="list-style-type: none"> • are not considered to be for a volunteer position; • are not considered to be for a position with the vulnerable sector; • do not require fingerprint verification for the sake of submission with the nomination paper and it was my option to submit a fingerprint verification to confirm my identity and record or lack of a record; • do not require a release of information to a third party because I received the results personally; and • are not required to include copies of the records themselves. 			
Dated this _____ day of _____ 20 ____ . Signature: _____			