

# CANDIDATE ELIGIBILITY FOR MUNICIPAL ELECTIONS

## ELIGIBILITY-MUNICIPAL ACT 2001

### **Eligibility, local municipality**

**256** Every person is qualified to be elected or to hold office as a member of a council of a local municipality,

- (a) who is entitled to be an elector in the local municipality **under section 17 of the *Municipal Elections Act, 1996***; and
- (b) who is not disqualified by this or any other Act from holding the office. 2001, c. 25, s. 256.

## SECTION 17-MUNICIPAL ELECTIONS ACT 1996

### **Qualifications of electors**

**17 (1)** Repealed: 2002, c. 17, Sched. D, s. 5 (1).

### **Qualifications**

- (2) A person is entitled to be an elector at an election held in a local municipality if, on voting day, he or she,
  - (a) resides in the local municipality or is the owner or tenant of land there, or the spouse of such owner or tenant;
  - (b) is a Canadian citizen;
  - (c) is at least 18 years old; and
  - (d) is not prohibited from voting under subsection (3) or otherwise by law. 2002, c. 17, Sched. D, s. 5 (2); 2005, c. 5, s. 46 (1).

### **Persons prohibited from voting**

- (3) The following are prohibited from voting:
  - 1. A person who is serving a sentence of imprisonment in a penal or correctional institution.
  - 2. A corporation.
  - 3. A person acting as executor or trustee or in any other representative capacity, except as a voting proxy in accordance with section 44.
  - 4. A person who was convicted of the corrupt practice described in subsection 90 (3), if voting day in the current election is less than five years after voting day in the election in respect of which he or she was convicted. 1996, c. 32, Sched., s. 17 (3); 2006, c. 9, Sched. H, s. 4.