

APPOINTMENT OF SCRUTINEER - BY CANDIDATE

Municipal Elections Act, 1996

- Check here if appointment applies to all Voting Places within the City of Orillia, or a particular ward as indicated below.
 - Ward 1
 - Ward 2
 - Ward 3
 - Ward 4
- Check here if appointment applies to all Voting Stations (subdivisions) within the City of Orillia.

Candidate:

TAKE NOTICE that I, _____ a candidate for the office of _____ hereby appoint _____ to attend at the **Voting Places and Stations** in the City of Orillia, as indicated above, and to represent me in such Voting Place(s) during Advance Voting Dates and on Monday, October 22, 2018 under the *Municipal Elections Act, 1996*.

(Date)

(Signature of Candidate)

Scrutineer:

I hereby acknowledge that I have read and understand the Scrutineer Guidelines provided by the City of Orillia, attached hereto, and will conduct myself accordingly.

(Date)

(Signature of Scrutineer Appointed)

CONDUCT OF SCRUTINEERS

- 1) It is no longer mandatory that scrutineers be 16 years of age or older to work at an election, however, ANYONE who is creating a disturbance at a Voting Place will be removed by the Election Official.
- 2) Before being admitted to a Voting Place, a person appointed as scrutineer shall take the oral Oath of Secrecy (Form EL12(B)) from the Election Official before being permitted to remain in the Voting Place.
- 3) The candidate or his/her scrutineer has the right to place their own seal on the ballot box immediately before the opening of the Voting Place so that ballots can be deposited in the box but cannot be withdrawn without breaking the seal; **and** immediately after the close of each of the Advance Vote days and Election Day so that ballots cannot be deposited or withdrawn without breaking the seal. The seal **MUST NOT** contain any writing that could be considered "election campaigning", therefore, the name of the candidate **IS NOT** permitted on the seal. **HOWEVER**, if a candidate or scrutineer should include their seal on a ballot box, please note that Section 55(5) of the *Municipal Elections Act, 1996*, states:

"Despite subsection 88(6) (records), the Clerk may, if he or she considers it necessary in order to interpret the statement of results, examine any of the documents and materials in a ballot box in the presence of the relevant Deputy Returning Officer."

In other words, if the Deputy Returning Officer Statement of Election Results is NOT complete or contains an error, the ballot box will be opened in the presence of the Ward Captain and the Deputy Returning Officer in order to resolve the discrepancy. It is NOT a requirement that candidates and/or scrutineers be notified or present when this takes place.

- 4) The Ward Captain is responsible for the conduct of the Voting Place and no candidate or scrutineer has the right to interfere with any Election Official in the discharge of his or her duties.
- 5) During the fifteen minutes before the opening of the Voting Place, the candidate or scrutineers who are entitled to be present in a Voting Place during voting hours, are entitled to **visually** inspect the ballots and all other papers, forms and documents, but not so as to delay the timely opening of the Voting Place. Scrutineers/candidates are permitted to listen to discussions between the DRO/Election Clerk and the Elector but they are NOT permitted to observe how an Elector votes. Scrutineers/candidates are NOT allowed to speak to Electors, touch the ballots or interfere with the voting process. They are simply there to observe.
- 6) Only one scrutineer per candidate is allowed at any given time at each Voting Station. The candidate and his or her scrutineer are not permitted to be present at the Voting Station at the same time. If a candidate or scrutineer wishes to have a discussion with another scrutineer or candidate, they must leave the Voting Station

and carry on their discussion outside of the Voting Place. Please note that there is a difference between a Voting Station and a Voting Place. Some Voting Places may have more than one Voting Station. Obviously, at these locations, a candidate is permitted to have the same number of scrutineers as Voting Stations.

- 7) No campaign material or literature of any nature whatsoever shall be displayed within the Voting Place. The boundaries of the Voting Place are the boundaries of the property where the Voting Place is located and **includes** the parking lot. Each Voting Place will be specifically defined and this information will be made available to all Candidates prior to the Advance Polls. Candidates, supporters and scrutineers are NOT permitted to wear campaign material, handout campaign material, or park a vehicle displaying campaign material in the parking lot of the Voting Place. Anyone breaking these rules will be asked to remove the campaign material immediately.
- 8) Scrutineers are reminded to bring a clipboard for their own use, as sitting at the table, which is provided for the Deputy Returning Officer and Election Clerk, is not permitted.
- 9) Scrutineers/candidates may examine the Voters' List periodically to determine who has voted or to count how many Electors have voted. However, this periodic examination should not slow down the voting process.
- 10) Scrutineers/candidates wishing to observe the closing tabulator procedures MUST be at the Voting Place prior to 8:00 p.m. No one will be admitted to the Voting Place after 8:00 p.m. (Please refer to section 11 of the Procedures for the Use of Vote Tabulators provided to all candidates.)
- 11) After the close of the Voting Place and during the closing tabulator procedures, scrutineers may examine all ballots but SHALL NOT handle the ballots. Scrutineers may object to the counting of a ballot and any objection will be noted on the back of the ballot. The final decision as to whether a vote should be counted is the sole responsibility of the Deputy Returning Officer. Scrutineers/candidates shall not, in any way, impede the progress of the counting of the votes.
- 12) The total of votes cast for each candidate as counted by the Deputy Returning Officer and Ward Captain is final. They are not required to do a second recount.

It is the responsibility of the Candidate and the Scrutineer appointed to review the Municipal Elections Act, 1996 – Sections 16, 47, 48, and 49, and conduct themselves accordingly.