



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

PLEBISCITES ACT PROPORTIONAL SYSTEM REGULATIONS

PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this regulation, current to October 29, 2005. It is intended for information and reference purposes only.

This document is *not* the official version of these regulations. The regulations and the amendments printed in the *Royal Gazette* should be consulted on the Prince Edward Island Government web site to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the *Table of Regulations* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

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PLEBISCITES ACT
Chapter P-10

PROPORTIONAL SYSTEM REGULATIONS

(Approved by His Honour the Lieutenant Governor in Council dated 18 October 2005.) Pursuant to section 5 of the *Plebiscites Act* R.S.P.E.I. 1988, Cap. P-10, Council made the following regulations:

1. Application

This regulation applies to the plebiscite, to be held on November 28, 2005, concerning a mixed member proportional system for the election of the members of the Legislative Assembly. (EC567/05)

2. Plebiscite question

An elector shall indicate his or her approval or disapproval in respect of the plebiscite by answering the following question:

“Should Prince Edward Island change to the Mixed Member Proportional System as presented by the Commission on PEI’s Electoral Future?” (EC567/05)

3. Ballot paper

The ballot paper for the plebiscite shall be in the form set out in the Schedule to these regulations. (EC567/05)

4. Chief Electoral Officer

The Chief Electoral Officer shall have the conduct and supervision of the plebiscite and shall have the power and duties of the Chief Electoral Officer under the *Election Act* R.S.P.E.I. 1988, Cap. E-1.1. (EC567/05)

5. Confirmation of electors

Confirmation of electors shall not be carried out for the purpose of the plebiscite. (EC567/05)

6. No official list of electors

(1) There shall be no official list of electors for the plebiscite.

Electors

- (2) A person is an elector in respect of the plebiscite, and subject to these regulations, is entitled to vote at the plebiscite, if the person
- (a) is 18 years of age, or will attain that age on or before November 28, 2005;
 - (b) is a Canadian citizen; and
 - (c) has been ordinarily resident in the province since April 30, 2005.

Persons not eligible as electors

- (3) The following persons are not electors in respect of the plebiscite and are not entitled to vote at the plebiscite:
- (a) the Chief Electoral Officer;
 - (b) the returning officer for each electoral district. (EC567/05)

7. Poll Procedure

- (1) A deputy returning officer at a polling station shall ensure that an elector is asked the following questions, and an elector shall answer the following questions, before the elector is given a ballot paper:
- (a) “Are you 18 years of age, or will you attain that age on or before November 28, 2005?”;
 - (b) “Are you a Canadian citizen?”;
 - (c) “Have you been ordinarily resident in the province since April 30, 2005?”;
 - (d) “Have you voted in any other poll in this plebiscite?”;
 - (e) “What is your full name and full civic address?”.

Entry of answers in the poll book

- (2) If the elector answers “yes” to subsection (1)(a), (b) and (c), and “no” to subsection (1)(d), the deputy returning officer at a polling station shall ensure that a poll clerk
- (a) enters the full name and full civic address of the elector in the poll book; and
 - (b) asks the elector to sign the poll book to indicate that the information given is true and accurate.

Refusal to sign poll book

- (3) Where an elector refuses to sign the poll book, he or she shall not be permitted to vote and the deputy returning officer shall ensure that the refusal is noted in the poll book opposite the name of the elector. (EC567/05)

8. Polling stations

- (1) There shall be
- (a) two polling stations in electoral districts 1, 4, 7, 9, 10, 12, 13, 14, 15, 16, 19, 20, 21, 22, 24, 25, 26 and 27; and
 - (b) three polling stations in electoral districts 2, 3, 5, 6, 8, 11, 17, 18 and 23.

Idem

- (2) One of the polling stations in electoral district 11 shall be established at the University of Prince Edward Island. (EC567/05)



SCHEDULE 1

FORM OF BALLOT PAPER

Should Prince Edward Island change to the Mixed Member Proportional System as presented by the Commission on PEI's Electoral Future?

NO
YES