



Vote By Mail:  
FormEL12(A)

## TOWNSHIP OF GUELPH/ERAMOSIA

### APPOINTMENT OF SCRUTINEER BY CANDIDATE (MAIL IN BALLOT)

*Municipal Elections Act, 1996*

TAKE NOTICE that I, \_\_\_\_\_  
(Name of Candidate)

a candidate for the office of \_\_\_\_\_  
(office to which election is being sought)

hereby appoint \_\_\_\_\_ to represent me and attend:

- during the removal of the Ballots from the Secrecy Envelopes
- at the Ballot Counting Centre
- at a Ballot Return Station
- at a recount (if such becomes necessary)

in the Municipality of \_\_\_\_\_ in respect of the Municipal Elections to be held on **Monday, October 24, 2022** under the *Municipal Elections Act, 1996*.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Candidate

#### CONDUCT OF SCRUTINEERS

*These rules also apply during the removal of the ballots from the secrecy envelopes.*

- 1) ANYONE who is creating a disturbance at a Ballot Counting Centre will be removed as directed by the Clerk.
- 2) Before being admitted to a Ballot Counting Centre, a person appointed as scrutineer shall produce and show his/her FormEL12(A) to the Clerk for the Ballot Counting Centre and take the "Oral Oath of Secrecy" FormEL12(B) from the Clerk before being permitted to remain in the Ballot Counting Centre. The Clerk shall require proof of identity and residence of the scrutineer, as prescribed in *O. Reg. 304/13*.

- 3) Once a candidate or scrutineer enters the Ballot Counting Centre they shall remain until the count is complete and the Clerk authorizes them to leave the Ballot Counting Centre.
- 4) **Cell phones SHALL be turned off** upon entering the Ballot Counting Centre and their use is prohibited while in the Ballot Counting Centre.
- 5) The Clerk is responsible for the conduct of the Ballot Counting Centre and no candidate or scrutineer has the right to interfere with the Clerk in the discharge of his/her duties.
- 6) Scrutineers are prohibited from sitting at the table which is provided exclusively for the Election Officials.
- 7) Scrutineers/candidates wishing to observe the count **MUST** be at the Ballot Counting Centre prior to 8:00 p.m. No one will be admitted to the Ballot Counting Centre after 8:00 p.m. Once admitted to the Ballot Counting Centre, no one shall be permitted to leave until all ballots for the voting subdivision have been counted, the ballot box and all original statements of results have been delivered to and signed off by the Clerk.
- 8) The candidate or scrutineer shall not communicate the results to anyone until the Clerk has released the unofficial results to the general public.
- 9) The total of votes cast for each candidate as counted by the Clerk and Election Official is final. At this point, they are not required to do a recount/second count.

**Rights of Scrutineers (includes Candidates, except Candidates elected by acclamation)**

- to be present when materials and documents related to the election are delivered to the Clerk
- to enter the Ballot Counting Centre 15 minutes before it opens (7:45 p.m.) and to inspect the ballot boxes and the ballots and all other election documents but not so as to delay the timely opening of the Ballot Counting Centre
- to examine each ballot as votes are counted, but shall not interfere with the counting process and shall not touch the ballot
- object to a ballot, or to the counting of some or all votes in a ballot, on the grounds that the ballot or votes do not comply with the prescribed rules. The Clerk alone shall decide all objections.
- to sign the statement of the results prepared by the Clerk
- to place a seal on the ballot box after the counting of the votes when the Clerk seals the box that the ballots cannot be deposited or withdrawn without breaking the seal
- in the event of a recount, Section 61 of the *Act* prescribes the number of scrutineers entitled to be present and their rights respecting the examination and dispute of ballots

**Scrutineers and Candidates are prohibited from the following:**

- from attempting, directly or indirectly, to influence or interfere with how an elector

votes

- attempting to campaign or persuade an elector to vote for a particular candidate
- displaying a candidate's election campaign material or literature in a Ballot Counting Centre or on Municipal Property
- compromising the secrecy of the voting
- interfering or attempting to interfere with an elector who is marking a ballot
- obtaining or attempting to obtain any information about how an elector intends to vote or has voted
- communicating any information obtained about how an elector intends to vote or has voted

Any person failing to abide by the above rights and prohibitions shall be directed to leave the Ballot Counting Centre.

