

NOMINATION PAPER AND CANDIDATE'S ACCEPTANCE

Irrigation Districts Act, s. 33, 35, 36 & Part 3 and Local Authorities Election Act s. 22, 27, 28, 68.1, 151

LOCAL JURISDICTION: Eastern Irrigation District, PROVINCE OF ALBERTA (the "District")

We, the undersigned irrigators of the District, nominate:

Name: (please print) _____ (surname) _____ (given names)

Phone: (home/cell): _____ **Email:** _____

Mailing Address: _____ **Land Location with Irrigation Acres in this Electoral Division:** _____

as a candidate at the election about to be held for the office of Member of the Board of the District for Electoral Division: _____

Signatures of at least 2 irrigators of the District:

Printed Name:

**Land Location containing
Irrigation Acres in the District:**

Signature:

1. _____

2. _____

3. _____

CANDIDATE'S ACCEPTANCE

- I, the above named candidate, solemnly swear (affirm)
- THAT I am eligible under sections 33, 35 and 36 of the *Irrigation Districts Act* to be elected to the office;
- THAT I am not otherwise disqualified under section 22 of the *Local Authorities Election Act* (as applicable);
- THAT I will accept the office if elected;
- THAT I have read sections 33, 35, 36 and Part 3 of the *Irrigation Districts Act*, and sections 22, 27, 28, 68.1 and 151 of the *Local Authorities Election Act*, and understand their contents (*documents available from the EID Office*); and

THAT I am appointing: _____ (mailing address) _____
(name - must be an elector)

_____ (phone #) _____ as my official agent.

Print name as it should appear on the ballot:

(Candidate's Surname)

(Given Name(s)) (may include nicknames but not titles i.e. Mr., Mrs., Dr.)

SWORN (AFFIRMED) BEFORE ME _____
at the _____ of _____ _____
in the Province of Alberta, _____
this _____ day of _____, 20 _____. _____

(Signature of Returning Officer or Commissioner of Oaths)

(Candidate's Signature)

IT IS AN OFFENCE TO SIGN A FALSE AFFIDAVIT OR A FORM THAT CONTAINS A FALSE STATEMENT

The personal information on this form is being collected to support the administrative requirements of the local authorities election process and the *Irrigation Districts Act*, and is authorized under sections 54 and 58 of the *Irrigation Districts Act*, section 27 of the *Local Authorities Election Act*, and section 4(c) of the *Protection of Privacy Act*, SA 2024, c P-28.5, and any amendments thereto. For questions about the collection and use of personal information, please contact: Assistant General Manager, Legal and Corporate Services by e-mail at privacy@eid.ca, or telephone 403-362-1400, or by mail to Box 128, 550-Industrial Road West, Brooks, Alberta, T1R 1B2.

RETURNING OFFICER'S ACCEPTANCE

Returning Officer signals acceptance by signing this form.

(Signature of Returning officer)

NOTE: The time for filing nominations expires at 5:00 p.m. local time on Wednesday, March 4, 2026.

LETTER OF CORPORATE CONSENT

(please complete and submit with the
Nomination Paper, if Candidate's land is
owned by a corporation)

To: Returning Officer, Eastern Irrigation District
Box 128
550 Industrial Road West
Brooks, AB. T1R 1B2 [eid@eid.ca]

Part A:

____ hereby consents to the nomination or election of
Name of Body Corporate

____ who is an officer or director of the body corporate.
Name of Officer or Director

Part B:

On behalf of the body corporate, I _____, being a signing officer
of the body corporate, hereby confirm that the body corporate meets the eligibility requirements as set out
in section 36 of the *Irrigation Districts Act* (see IDA section 36 in this nomination package).

Signature of Signing Officer of the Body Corporate as to Parts A and B above

Date

Part C:

I, _____, being the officer or director of the body corporate named
in Part A above, hereby confirm that I meet the eligibility requirements set out in section 35 of the *Irrigation
Districts Act* (see IDA section 35 in this nomination package).

Signature of the Officer or Director (named in Part A above)

Office held with the Body Corporate

Date

NOTICE FOR FILING NOMINATIONS

Irrigation Districts Act, Parts 2 and 3

Local Authorities Election Act, Part 1

LOCAL JURISDICTION: Eastern Irrigation District, PROVINCE OF ALBERTA (the "District")

Notice is hereby given that nominations for the election of a candidate for the office of Member of the Board of the District for each of **Electoral Divisions 1 and 5** will be received at the Eastern Irrigation District office, 550 Industrial Road West, Brooks, AB, until **5:00 p.m. local time on Wednesday, March 4, 2026**.

For the purposes of this election the description of the boundaries of the electoral divisions are:

Electoral Division 1 (Gem/Bassano)

The boundaries of Division No. 1 shall enclose the following lands ["section(s)" refers to full or parts thereof]:

Township 20 Range 16 W4M	Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32 and 33
Township 20 Range 17 W4M	All Sections
Township 20 Range 18 W4M	All Sections lying to the north and east of the Bow River
Township 20 Range 19 W4M	NE 36, NW 36
Township 21 Range 16 W4M	Sections 4, 5, 6, 7, 8, 9, W1/2 15, 16, 17, 18, 19, 20, 21, 22, W1/2 23, 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35
Township 21 Range 17 W4M	All Sections
Township 21 Range 18 W4M	All Sections
Township 22 Range 16 W4M	All Sections
Township 22 Range 17 W4M	All Sections
Township 22 Range 18 W4M	All Sections
Township 23 Range 15 W4M	Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31 and 32
Township 23 Range 16 W4M	All Sections
Township 23 Range 17 W4M	All Sections
Township 23 Range 18 W4M	All Sections
Township 24 Range 15 W4M	Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31 and 32
Township 24 Range 16 W4M	All Sections
Township 24 Range 17 W4M	All Sections
Township 25 Range 15 W4M	Sections 5, 6, 7, 8 and 18 lying to the south and west of the Red Deer River
Township 25 Range 16 W4M	All Sections lying to the south and west of the Red Deer River
Township 25 Range 17 W4M	Sections 1, 2, 3, 4, 5, and 6
Township 26 Range 16 W4M	Sections 4, 5, 6, 7 and 8 lying to the south and west of the Red Deer River

Electoral Division 5 (Scandia/Rainier)

The boundaries of Division No. 5 shall enclose the following lands ["section(s)" refers to full or parts thereof]:

Township 14 Range 14 W4M	Sections 29, 30, 31 and 32 lying to the north and east of the Bow River
Township 14 Range 15 W4M	All Sections lying to the north of the Bow River
Township 14 Range 16 W4M	All Sections lying to the north and east of the Bow River
Township 15 Range 14 W4M	Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32 and 33
Township 15 Range 15 W4M	All Sections
Township 15 Range 16 W4M	All Sections lying to the north and east of the Bow River
Township 16 Range 15 W4M	All Sections
Township 16 Range 16 W4M	All Sections lying to the east of the Bow River
Township 17 Range 15 W4M	All Sections
Township 17 Range 16 W4M	All Sections lying to the north and east of the Bow River
Township 17 Range 17 W4M	All Sections lying to the north and east of the Bow River
Township 17 Range 18 W4M	Section 36 lying to the north of the Bow River

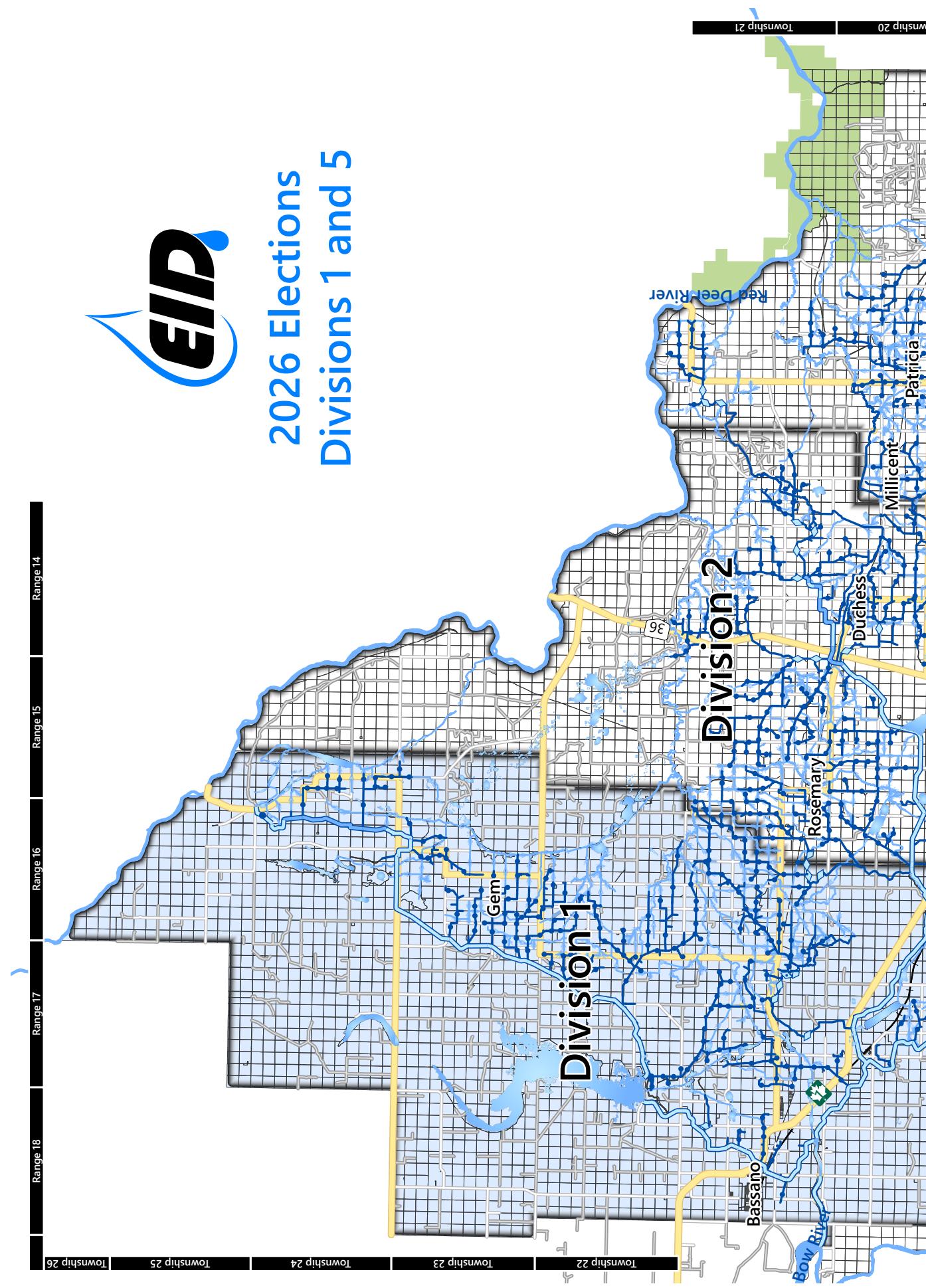
Nomination forms and additional information regarding this election are available from the Eastern Irrigation District office. If required, an **Election** will be held Tuesday the **14th day of April, 2026**.

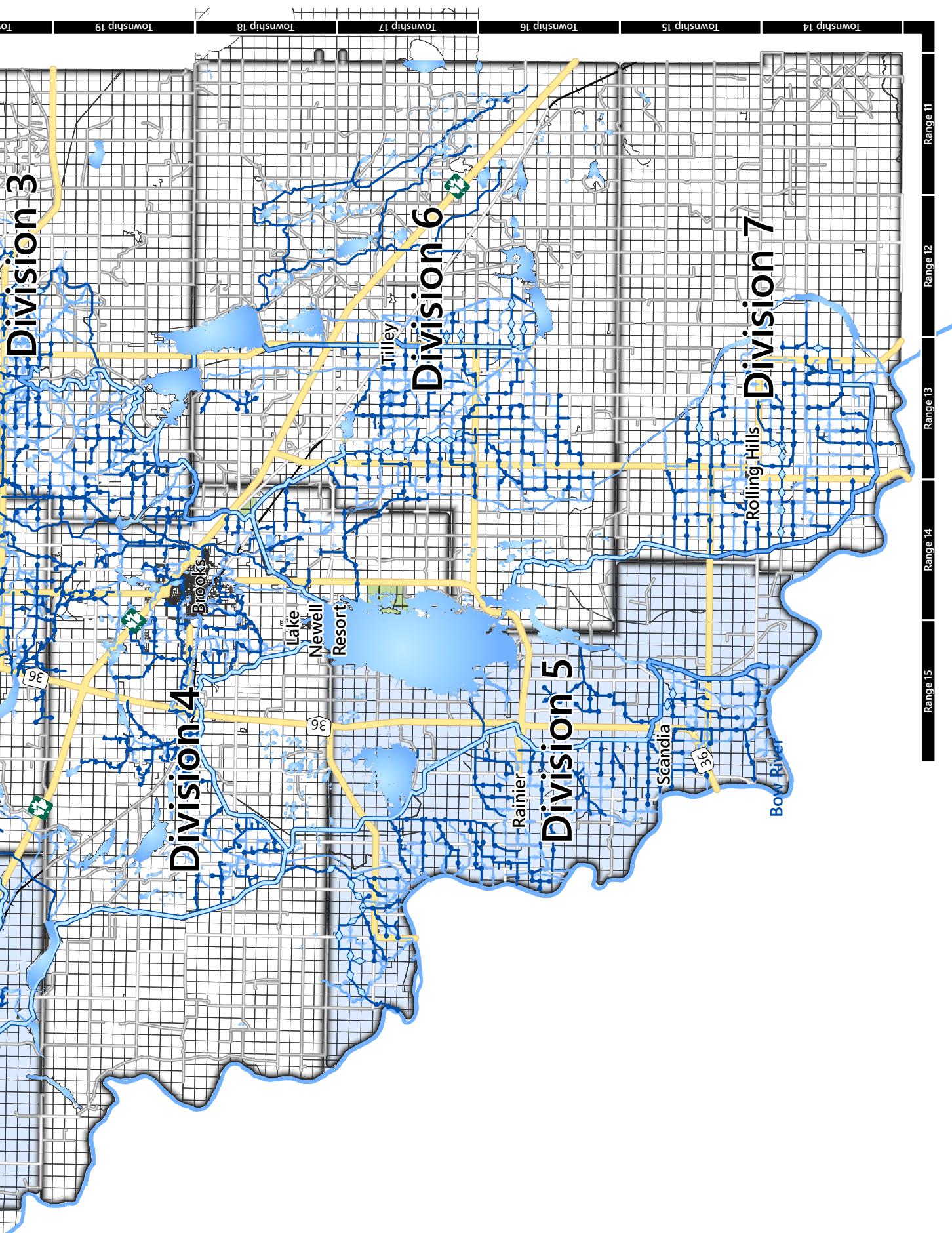
Dated at the City of Brooks, in the Province of Alberta, this 2nd day of February, 2026.

Ivan Friesen, Returning Officer

Eastern Irrigation District

Electoral Divisions Map





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(iii) the actions of the district may prejudice or have prejudiced the interests of the irrigators or the creditors of the district,

or

(b) one or more members of the board if the Minister is satisfied, after reviewing a recommendation of the Council under section 65(4)(b), that

- (i) the election was irregularly or improperly conducted, or
- (ii) corrupt practices prevailed at the election that materially affected the result of the election.

(2) If

(a) a board is dismissed under subsection (1), the Minister must

- (i) appoint a new board, or
- (ii) direct that an election be held in accordance with Part 3 to elect a new board and appoint an official administrator in place of the board until the election is held,

and

(b) a member of the board is dismissed under subsection (1)(b), the Minister must exercise the Minister's powers under section 31(1)(c) or (3).

(3) A board appointed under subsection (2)(a)(i) is appointed for a term of one year and must be replaced by a board consisting of elected members in accordance with section 29.

(4) If the Minister appoints a person under section 31(1), the appointment expires at the beginning of the first meeting of the board after the next election in the district.

1999 cI-11.7 s32

Eligibility of Board Members

Definitions

33 For the purposes of sections 34 and 35,

(a) "corporation", "director", "distributing corporation", "officer", "shareholder", "voting rights" and "voting shares" have the meanings given to them in the *Business Corporations Act*;

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- (b) “member of the board’s family” means the member’s spouse or adult interdependent partner, the member’s children, the parents of the member and the parents of the member’s spouse or adult interdependent partner;
- (c) “spouse” means the spouse of a married person but does not include a spouse who is living separate and apart from the person if the person and spouse have separated pursuant to a written separation agreement or if their support obligations and family property have been dealt with by a court order.

RSA 2000 cl-11 s33;2002 cA-4.5 s48;2014 c8 s17

Pecuniary interest

34(1) A member of a board has a pecuniary interest in a matter if

- (a) the matter could monetarily affect the member or an employer of the member, or
- (b) the member knows or should know that the matter could monetarily affect a member of the board’s family.

(2) For the purposes of subsection (1), a person is monetarily affected by a matter if the matter monetarily affects

- (a) the person directly,
- (b) a corporation, other than a distributing corporation, in which the person is a shareholder, director or officer,
- (c) a distributing corporation in which the person beneficially owns voting shares carrying at least 10% of the voting rights attached to the voting shares of the corporation or of which the person is a director or officer, or
- (d) a partnership or firm of which the person is a member.

1999 cl-11.7 s34

Eligibility

35(1) A person is eligible to become or to remain as a member of the board of a district if that person

- (a) is 18 years of age or older,
- (b) is an irrigator, except for a member appointed by the district under section 30,
- (c) is an irrigator with irrigation acres in the electoral division if the election of directors is to be or was by electoral division, and

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(d) is a Canadian citizen or a permanent resident within the meaning of the *Immigration Act* (Canada).

(2) A person is not eligible to become a member of the board of a district if that person

- (a) is an employee of the district,
- (b) is indebted to the district for any amount shown in the collector's roll for more than one calendar year immediately preceding the date of the election,
- (c) is a party to a subsisting contract with the district under which money of the district is payable or may become payable for any work, service, matter or thing, or
- (d) has a pecuniary interest, direct or indirect, in any subsisting contract with the district under which money of the district is payable or may become payable for any work, service, matter or thing.

(3) A person is not eligible to remain as a member of a board of a district if that person

- (a) becomes an employee of the district,
- (b) is in arrears with respect to a debt due to the district for more than one year while a member of the board,
- (c) makes use of specific information gained through that person's position as a member of a board that is not available to the public generally to make a personal profit either directly or indirectly, or
- (d) misses 3 consecutive meetings of the board without being authorized by resolution of the board to do so.

(4) Subsection (2) does not prevent a person from becoming a member of the board of a district by reason only that that person

- (a) is a shareholder in a corporation that has a contract with the district
 - (i) unless that person or that person together with that person's spouse or adult interdependent partner, parents, children, brothers and sisters holds more than 25% of the issued capital stock of the corporation, or

- (ii) unless the contract is for the building, construction or repair of the irrigation works of the district,
- (b) purchases or leases land from the district,
- (c) leases or sells to the district land or an interest in land that the district is empowered to expropriate,
- (d) enters into an agreement under Part 1,
- (e) sells goods or services to the district or to persons contracting with the district at competitive prices as a dealer in those goods or services incidental to and in the ordinary course of that person's business, or
- (f) receives payment pursuant to a bylaw under section 177(1)(e).

RSA 2000 cl-11 s35;2002 cA-4.5 s48;2023 c5 s6(10)

Eligibility of bodies corporate

36(1) For the purposes of this section, "body corporate" means a body incorporated or registered under an Act of the Legislature or of the Parliament of Canada.

(2) An officer or director of a body corporate is eligible to become or remain a member of the board of a district if the officer or director meets the conditions set out in section 35(1), (2) and (3) and the body corporate meets the requirements set out in subsection (3).

(3) The body corporate must

- (a) consent in writing to the nomination or election of the officer or director,
- (b) not be indebted to the district for any amount shown on the collector's roll for more than one calendar year immediately preceding the date of the election,
- (c) be an irrigator of the district,
- (d) be authorized to carry on business in Alberta,
- (e) be an irrigator with irrigation acres in the electoral division if the election of directors is to be or was by electoral division,

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(f) be a body corporate in good standing under the Act under which the body corporate was incorporated or registered, and

(g) not have

(i) commenced liquidation and dissolution proceedings, or

(ii) been dissolved.

1999 cI-11.7 s36

Declaration of pecuniary interest

37(1) When a member of the board of a district has a pecuniary interest in a matter before the board, the member must, if present,

(a) disclose the general nature of the pecuniary interest prior to any discussion of the matter,

(b) abstain from voting on any question relating to the matter,

(c) subject to subsection (2), abstain from any discussion of the matter, and

(d) subject to subsection (2), leave the room in which the board meeting is being held until discussion and voting on the matter are concluded.

(2) If the matter with respect to which the member of the board has a pecuniary interest is a question on which, under this Act or another enactment, the member as an irrigator has a right to be heard by the board,

(a) it is not necessary for the member to leave the room, and

(b) the member may exercise a right to be heard in the same manner as an irrigator who is not a member of the board.

(3) If a member of the board is temporarily absent from a meeting when a matter in which the member has a pecuniary interest arises, the member must immediately on returning to the meeting, or as soon as the member becomes aware that the matter has been considered, disclose the general nature of the member's interest in the matter.

(4) The abstention of a member under subsection (1) and the disclosure of a member's interest under subsection (1) or (3) must be recorded in the minutes of the meeting.

1999 cI-11.7 s37

Part 3

Elections and General Petitions

Elections

Election

53(1) On a date prescribed by a bylaw of the district, an election must be held in each district to elect the number of members to the board of the district as required by section 29.

(2) A bylaw of the district under subsection (1) must

- (a) set the date of the election to be held prior to June 1 of that year, and
- (b) be passed at least 3 months before the election.

(3) The district may have a system of elections to elect

- (a) a full slate of directors every 3 years, or
- (b) a partial slate of directors annually.

1999 cI-11.7 s53

Election procedure

54(1) Members must be elected to the board of a district in accordance with this Act, the *Local Authorities Election Act* and the regulations under that Act.

(2) If there is an inconsistency between this Act and the *Local Authorities Election Act* or the regulations under that Act, this Act prevails.

(3) If the *Local Authorities Election Act*, the regulations under that Act, or this Act cannot be applied to an election under this Act, the Minister may make regulations governing the matter.

1999 cI-11.7 s54

Returning officer

55 The manager or acting manager of the district must be the returning officer for an election of the district.

1999 cI-11.7 s55

Eligibility to vote

56(1) For the purposes of this section,

- (a) “body corporate” means a body corporate as defined in section 36(1);

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(b) “parcel” means land consisting of a quarter section, a part of a quarter section described in a certificate of title or a surveyed lot.

(2) A person is eligible to vote at an election of the district only if that person is

- (a) an irrigator recorded on the most recent assessment roll of the district as an irrigator of that district, or
- (b) appointed under a written authorization as an agent for a body corporate that is an irrigator of the district to vote on behalf of the body corporate.

(3) An irrigator may cast only one vote at an election.

(4) Notwithstanding subsection (3), an irrigator may also cast a vote on behalf of a body corporate if that irrigator is appointed as an agent for the body corporate in accordance with subsection (2)(b).

(5) Where more than one irrigator is the owner of one or more parcels, the number of irrigators who may vote may not exceed the number of parcels.

(6) An irrigator may vote in any voting subdivision of the district or electoral division, as the case may be, if

- (a) the irrigator’s name appears on the list of electors for the district or electoral division, or
- (b) that irrigator makes a statement in the form prescribed in the regulations in the presence of an officer at the voting station that the irrigator is eligible to vote as an elector in the district or electoral division.

1999 cl-11.7 s56

Electoral divisions

57(1) A district may pass a bylaw providing for

- (a) the division of the district into electoral divisions,
- (b) a description of the boundaries of each electoral division,
- (c) the nomination of candidates by electoral divisions,
- (d) the notice of election to state

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- (i) that the nomination of candidates is by electoral divisions, and
- (ii) the boundaries of the electoral divisions,
and
- (e) the election of members of the board
 - (i) by vote of the irrigators who meet the requirements of subsection (3) to vote in the respective electoral divisions, or
 - (ii) by vote of the irrigators of the whole district.

(2) If a district does not pass a bylaw under subsection (1), the election is to be by vote of the irrigators of the whole district.

(3) If a bylaw under subsection (1) provides for an election by electoral divisions, an irrigator must vote in the electoral division in which that irrigator has irrigation acres, or if that irrigator has irrigation acres in more than one electoral division, the division in which the irrigator has the largest number of irrigation acres.

(4) A member elected to a board in an electoral division is a member elected for the whole district and may exercise the powers and perform the duties of a member of the board in respect of the whole district.

1999 cl-11.7 s57

Nomination of candidates

58 Nominations of candidates for election must

- (a) be signed by at least 2 irrigators of the district,
- (b) contain a signed statement by the candidate consenting to the nomination, and
- (c) specify the electoral division for which the candidate is nominated if the nomination of candidates is by electoral divisions.

1999 cl-11.7 s58

Time for filing nominations

59 The right to file nominations with the returning officer expires at the date and time set by resolution of the board, which must be no later than 21 days before the date of the election.

RSA 2000 cl-11 s59;2002 c3 s19

Insufficient nominations

60(1) Notwithstanding section 59, if insufficient nominations have been received at the time the right to file nominations expires, the returning officer may continue to receive nominations in accordance with section 31 of the *Local Authorities Election Act* unless a bylaw of the district provides otherwise.

(2) If sufficient nominations to fill all vacancies are not received, the Minister may appoint a person as a member of the board under section 31(1)(a) or (b).

1999 cI-11.7 s60

Election by acclamation

61(1) If the nomination of candidates is not required to be by electoral divisions and the number of persons nominated for the board does not exceed the number of directors required to be elected, the returning officer must declare the persons nominated to be elected as members of the board immediately after the time for receiving nominations has expired.

(2) If the nomination of candidates is not required to be by electoral divisions and the number of candidates exceeds the number of vacancies, there must be an election.

(3) If the nomination of candidates is required to be by electoral divisions and only one person is nominated for any electoral division, the returning officer must declare the person nominated to be elected as director immediately after the time for receiving nominations has expired.

(4) If 2 or more candidates are nominated for an electoral division, there must be an election.

(5) When a returning officer declares a person elected as a member of the board under this section, the returning officer must make a written report of the fact to the district and to the Council.

1999 cI-11.7 s61

Prohibited practices

62(1) No person shall

- (a) without authority supply a ballot to any person,
- (b) fraudulently put into a ballot box any paper other than a ballot that the person is authorized under the bylaws to use,
- (c) fraudulently take a ballot out of the voting station,

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- (d) without authority destroy, take, open or otherwise interfere with any ballot box or packet of ballots,
- (e) request a ballot in the name of some other person, whether the name is that of a person living or dead or of a fictitious person,
- (f) having voted once, request a ballot in that person's own name at the same election, or
- (g) attempt to make any other person who has already voted at an election apply for a ballot or vote again at the same election.

(2) No person shall vote at an election knowing that the person has no right to do so.

(3) No person shall make or sign a false statement or oath for any purpose respecting any election or vote under this Act.

(4) No person shall print or distribute or cause to be printed or distributed in any advertisement, handbill, placard, poster, circular, pamphlet, newspaper or other paper a form of ballot printed by the returning officer, indicating or showing it to be marked for any candidate or candidates.

(5) Notwithstanding anything in this section, the returning officer may at any time after the time for filing nominations has expired cause a copy of the ballot for "member of a district board" to be published as often as the returning officer considers necessary for the information of the electors.

RSA 2000 cl-11 s62;2023 c5 s6(14)

Election results

63 The returning officer must

- (a) post the results of the election in a conspicuous place showing the total number of votes for each candidate, and
- (b) forward the results of the election to the Council.

1999 cl-11.7 s63

Recount

64(1) The Council may order a recount and give directions for the conduct of the recount if at any time within 5 days after the date of the transmission of the results of the election to the Council a statutory declaration is made by any person to the returning officer that

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- (a) a deputy returning officer or other officer in counting the votes cast at the election has improperly counted or rejected any ballots, and
- (b) that person's action has materially affected the results of the election.

(2) The returning officer must immediately forward the statutory declaration under subsection (1) to the Council.

1999 cI-11.7 s64

Investigation of alleged irregularities

65(1) The Council may make, or appoint one or more persons to make, an inquiry if within 2 weeks after the election any 2 persons who were entitled to vote at the election file a statutory declaration with the Council that satisfies the Council

- (a) that the election was irregularly or improperly conducted, or
- (b) that corrupt practices prevailed at the election that materially affected the result of the election.

(2) A person or persons appointed under subsection (1) must report any findings to the district and the Council and may make recommendations to the Council.

(3) A person or persons appointed under subsection (1) have the powers of a commissioner appointed under the *Public Inquiries Act*.

(4) On reviewing a report and any recommendations resulting from an inquiry that relates to an election, the Council must either

- (a) confirm the election of all members of the board previously declared elected, or
- (b) recommend that the Minister dismiss any or all of the members of the board previously declared elected.

1999 cI-11.7 s65

General Petitions

Who can petition

66 Only irrigators of a district are eligible to be petitioners.

1999 cI-11.7 s66

Numbers of petitioners

67 A petition must be signed by at least 10% of the irrigators of a district.

1999 cI-11.7 s67

Petition requirements

68(1) A petition must consist of one or more pages, each of which must contain an identical statement of the purpose of the petition.

(2) The petition must include, for each petitioner,

- (a) the printed surname and printed given names or initials of the petitioner,
- (b) the petitioner's signature,
- (c) the legal description of the land in the district of which the petitioner is the owner, and
- (d) the date on which the petitioner signs the petition.

(3) An adult person must take an affidavit that to the best of the person's knowledge the signatures on the petition are those of persons entitled to sign the petition.

(4) The petition must have attached to it a signed statement of a person stating that

- (a) the person is the representative of the petitioners, and
- (b) the district may direct any inquiries about the petition to the representative.

1999 cI-11.7 s68

Filing of petition

69(1) A petition must be filed with the manager of the district and the manager is responsible for determining if the petition is sufficient.

(2) No name may be added to or removed from a petition after it has been filed with the manager of the district.

(3) In counting the number of petitioners on a petition, there must be excluded the name of a person

- (a) whose signature appears on a page of the petition that does not have the same purpose statement that is contained on all the other pages of the petition,

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- (b) whose printed name is not included or is incorrect,
- (c) whose legal description of land in the district is not included or is incorrect,
- (d) who is not recorded on the most recent assessment roll of the district as an irrigator of that district, or
- (e) who signed the petition more than 60 days before the date on which the petition was filed with the manager of the district.

1999 cI-11.7 s69

Report on petition

70(1) Within 30 days after the date on which a petition is filed, the manager of the district must make a declaration to the board on whether the petition is sufficient or insufficient.

(2) If the petition is not sufficient, the board is not required to take any notice of it.

1999 cI-11.7 s70

Petition meeting

71(1) If the district receives a sufficient petition and the petition requests that the district call a meeting, the district must hold a meeting with the public to discuss the matters stated in the petition no later than 30 days after the manager declares the petition to be sufficient.

(2) Where the district proposes to hold a meeting under subsection (1), the manager must give notice not less than 7 days before the date of the meeting of

- (a) the date, time and place of the meeting, and
- (b) the matters to be discussed at the meeting.

(3) After holding a meeting with the public, the district is not bound to do or to abstain from doing any act or thing.

RSA 2000 cI-11 s71;2023 c5 s6(15)

Questions to Users

Bylaw for submission of question to users

72(1) A district may pass a bylaw allowing the district to submit a question to the irrigators or other users of a district for the purpose of obtaining an expression of the opinion of the irrigators or other users respecting any matter within the jurisdiction of the district.

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(2) The vote on a question submitted to the irrigators or other users must be by a vote by mail in the manner set out in the bylaws.

(3) The manager is the returning officer unless the bylaw otherwise provides.

(4) The returning officer must

- (a) notify the district of the results of the vote by mail, and
- (b) give notice of the results.

(5) The district is not bound by the results of a vote on a question under this section to do or to abstain from doing any act or thing.

RSA 2000 cl-11 s72;2023 c5 s6(16)

Part 4 **Irrigation Districts Formation, Dissolution, Amalgamation and Change of Area**

Time of formation

73 For the purposes of section 1(n), the time of the formation of the district must be construed, with reference to existing districts, as

- (a) the effective date of the order under *The I. D. Act* or its predecessors for the formation of the district, in the case of a district formed under that Act or its predecessors,
- (b) April 23, 1935, in the case of the Eastern Irrigation District,
- (c) March 24, 1944, in the case of the Western Irrigation District,
- (d) April 5, 1950, in the case of the St. Mary River Irrigation District, and
- (e) April 6, 1955, in the case of the Bow River Irrigation District.

1999 cl-11.7 s73

Existing districts

74 Except as otherwise provided in this Act, this Act applies to every existing district in every respect to the same extent as if the district were formed under this Act.

1999 cl-11.7 s74

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election or a by-election, but must be a resident of the school division.

(4) If the boundaries of a local jurisdiction are altered by the addition of land, a person who has been a resident of the added land for at least the 6 months immediately preceding nomination day is deemed, for the purposes of this section, to have been a resident, during that time, of the local jurisdiction to which the land was added.

RSA 2000 cL-21 s21;2012 cE-0.3 s276;2018 c23 s10;2024 c11 s1(9);
2025 c13 s1(3)

Criminal record check

21.1 An elected authority, by a bylaw passed prior to December 31 of the year before a year in which a general election is to be held, may require a person seeking to be nominated as a candidate to provide a criminal record check.

2024 c11 s1(10)

Ineligibility

22(1) A person is not eligible to be nominated as a candidate in any election under this Act if on nomination day

- (a) the person is the auditor of the local jurisdiction for which the election is to be held;
- (b) subject to subsection (4), the person is an employee of the local jurisdiction for which the election is to be held unless the person takes a leave of absence under this section;
- (c) the person is indebted to the municipality of which the person is an elector for taxes in default exceeding \$50, excluding from that amount
 - (i) any indebtedness for current taxes, and
 - (ii) any indebtedness for arrears of taxes for which the person has entered into a consolidation agreement with the municipality, unless the person is in default in the payment of any money due under the agreement;
- (d) the person is indebted to the local jurisdiction for which the election is to be held for any debt equalling or exceeding \$500 and in default for more than 90 days;
- (d.1) the person has, within the previous 10 years, been convicted of an offence under this Act, the *Election Act*, the *Election Finances and Contributions Disclosure Act* or the *Canada Elections Act* (Canada).

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(e),(f) repealed 2006 c22 s13.

(1.1) A person is not eligible to be nominated as a candidate for election as a trustee if on nomination day the person is employed by

- (a) a school division,
- (b) a charter school, or
- (c) an independent school,

in Alberta unless the person takes a leave of absence under this section.

(1.11) A person is not eligible to be nominated as a candidate for election as a councillor or as a trustee if on nomination day the person is employed by the Office of the Ombudsman unless the person takes a leave of absence under this section.

(1.2) A person is not eligible to be nominated as a candidate for election as a councillor or a trustee if

- (a) a report was presented or transmitted under section 147.8(1) in respect of the person,
- (b) the Court did not dispense with, or extend the time for, compliance with section 147.4 by an order under section 147.8(3), and
- (c) subject to subsection (1)(d.1), nomination day for the election occurs within
 - (i) the 8-year period following the day on which the secretary presented the report to council or transmitted the report to the school board, or
 - (ii) where the disclosure statement required by section 147.4 has been filed with the secretary, the 3-year period following the day of filing,

whichever period expires first.

(1.3) Subsection (1.2) applies

- (a) with respect to a candidate for election as a councillor, if a report has been presented or transmitted under section 147.8(1)(a) respecting a campaign period beginning on or after January 1, 2014, and

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(b) with respect to a candidate for election as a trustee, if a report has been transmitted under section 147.8(1)(b) respecting a campaign period beginning on or after January 1, 2019.

(1.4) A person is not eligible to be nominated as a candidate for election as a councillor or as a trustee if, on or after the time the person gives written notice or was required to give written notice under section 147.22, the person uses or expends a contribution in contravention of section 147.23.

(2) Repealed 2006 c22 s13.

(3) Subsection (1)(b) to (d) do not apply to a candidate for election as a trustee.

(4) Subsection (1)(b) does not apply to a person by reason only

(a) - (f) repealed 2018 c23 s11;

(g) that the person is appointed to a position under the *Emergency Management Act*;

(h) repealed 2018 c23 s11;

(i) that the person has received a gratuity or allowance for services on a committee or board appointed by or responsible to the local jurisdiction;

(j) - (l) repealed 2018 c23 s11;

(m) that the person is a volunteer chief, officer or member of a fire, ambulance or emergency measures organization established by a local jurisdiction or that the person is a volunteer for another purpose who performs duties under the direction of the local jurisdiction.

(5) A person who is an employee of a municipality and who wishes to be nominated as a candidate in an election to be held for that municipality may notify that person's employer on or after January 1 in the year of a general election or on or after the day the council passes a resolution to hold a by-election but before the person's last working day prior to nomination day that the person is taking a leave of absence without pay under this section.

(5.1) A person employed by an entity referred to in subsection (1.1) who wishes to be nominated as a candidate for election as a trustee may notify that person's employer on or after January 1 in the year of an election but before the person's last working day

prior to nomination day that the person is taking a leave of absence without pay under this section.

(5.2) A person employed by the Office of the Ombudsman who wishes to be nominated as a candidate for election as a councillor or as a trustee may notify that person's employer on or after January 1 in the year of an election but before the person's last working day prior to nomination day that the person is taking a leave of absence without pay under this section.

(6) Notwithstanding any bylaw, resolution or agreement of a local jurisdiction, every person who notifies an employer in accordance with subsection (5), (5.1) or (5.2) is entitled to a leave of absence without pay.

(6.1) Repealed 2012 c5 s107.

(7) An employee who takes a leave of absence under this section is subject to the same conditions that apply to taking a leave of absence without pay for any other purpose.

(8) If an employee who takes a leave of absence under this section is not elected, the employee may return to work, in the position the employee had before the leave commenced, on the 5th day after election day or, if the 5th day is not a working day, on the first working day after the 5th day.

(9) If an employee who takes a leave of absence under this section is declared elected, the employee is deemed to have resigned that position as an employee the day the employee takes the official oath of office as an elected official.

(10) If an employee who takes a leave of absence under this section is declared elected but, after a recount under Part 4, is declared not to be elected, the employee may return to work on the first working day after the declaration is made, and subsections (7) and (8) apply.

(11) Subject to subsection (12), an employee who takes a leave of absence under this section and is declared elected continues to be deemed to have resigned that position as an employee if the employee subsequently forfeits the elected office or if the employee's election is adjudged invalid.

(12) If, through no act or omission of the employee, an employee forfeits the elected office or the employee's election is adjudged invalid, the employee may return to work on the first working day

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after the office is forfeited or the election is adjudged invalid, and subsections (7) and (8) apply.

RSA 2000 cL-21 s22;2001 cC-28.1 s458;2001 c23 s1(11); 2002 cA-4.5 s52;2002 c23 s1;2006 c22 s13;2007 c12 s12; 2009 c53 s104;2010 c9 s1;2012 cE-0.3 s276;2012 c5 s107; 2018 c23 s11;2024 c11 s1(11);2025 c6 s37;2025 c13 s1(4);

Ineligibility for nomination

23(1) A person is not eligible to be nominated for more than one office of the same elected authority.

(2) A member who holds office on an elected authority is not eligible to be nominated for or elected to the same or any other office on the elected authority

- (a) unless the member's term of office is expiring, or
- (b) if the member's term of office is not expiring, unless the member has resigned that office effective 18 days or more before nomination day.

1983 cL-27.5 s23

Disqualification of candidate

23.1 A candidate is disqualified and becomes ineligible to continue as a candidate in an election under this Act if, on or after the day the candidate's nomination has been accepted under section 28(5) and on or before election day, the candidate

- (a) is convicted of an offence
 - (i) punishable by imprisonment for 5 or more years, or
 - (ii) under section 123, 124 or 125 of the *Criminal Code* (Canada),

or

- (b) uses or expends a contribution in contravention of section 147.23.

2024 c11 s1(12)

Re-election

24(1) A person who held office on a school board and

- (a) who resigned that office to avoid making restitution for money the person received that disqualified the person from holding that office pursuant to this or any other Act and has been ordered by a judge to make restitution, or

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(2) On complying with subsection (1), the returning officer may publish, mail and deliver additional notices and give notice by any other method as many times as the returning officer considers appropriate.

RSA 2000 cL-21 s26;2003 c27 s9

Form of nomination

27(1) Every nomination of a candidate must

- (a) be in the prescribed form,
- (b) be signed by at least 5 persons who are electors eligible to vote in that election and resident in the local jurisdiction on the date of signing the nomination,
- (c) be accompanied with a written acceptance sworn or affirmed in the prescribed form by the person nominated, stating
 - (i) that the person is eligible to be elected to the office,
 - (ii) the name, address and telephone number of the person's official agent, if one has been appointed,
 - (iii) that the person will accept the office if elected,
 - (iv) that the person will read and comply with the municipality's code of conduct if elected, and
 - (v) that the persons who have signed the nomination are electors who are eligible to vote in that election and resident in the local jurisdiction on the date of signing the nomination,
- (d) if required by bylaw, be accompanied with a deposit in the required amount, and
- (e) if required by bylaw, be accompanied with a criminal record check.

(1.1) A person who files a nomination shall also submit, in the prescribed form and on the same day a nomination is submitted under section 28(1), the following information to the returning officer:

- (a) the full name and contact information of the candidate;

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- (b) the address of the place or places where records of the candidate are maintained and of the place to which communications may be addressed;
- (c) the name and address of the financial institutions to be used by or on behalf of the candidate for the candidate's campaign account, if applicable;
- (d) the names of the signing authorities for each account referred to in clause (c), if applicable.

(1.2) When there is any change in the information required to be provided under subsection (1.1), the candidate shall notify the local jurisdiction in writing within 48 hours after the change, and on receipt of the notice the local jurisdiction shall update the information accordingly.

(1.3) Notice under subsection (1.2) may be sent by fax or e-mail.

(2) Notwithstanding subsection (1), a municipality that is a local jurisdiction with a population of at least 10 000 or a school board of a local jurisdiction with a population of at least 10 000 may, by a bylaw passed prior to December 31 of the year before a year in which a general election is to be held, specify the minimum number of electors required to sign the nomination of a candidate for an office, but that number must be at least 5 and not more than 100.

(3) Notwithstanding subsection (1), if a system of wards is in effect, only an elector who is a resident of the ward for which a candidate for election is being nominated may sign the nomination of the candidate.

(4) Repealed 2018 c23 s13.

RSA 2000 cL-21 s27;2003 c27 s10;2006 c22 s14;2012 cE-0.3 s276; 2017 c13 s4;2018 c23 s13;2020 c22 s6;2024 c11 s1(13); 2025 c13 s1(6)

Nominations

28(1) Subject to subsection (1.2), nominations shall be submitted at the local jurisdiction office at any time during the nomination period.

(1.1) An elected authority may, by a bylaw passed prior to December 31 of the year before a year in which a general election is to be held, provide that a returning officer may establish one or more locations, in addition to the local jurisdiction office, where a deputy may receive nominations.

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(1.2) If an elected authority passes a bylaw referred to in subsection (1.1), nominations shall be submitted to the local jurisdiction office or any location established by the returning officer at any time during the nomination period.

(2) The person nominated as a candidate is responsible for ensuring that the nomination filed under this section meets the requirements of section 27.

(3) Any person may file a nomination described in section 27 in accordance with this section.

(4) A returning officer shall not accept the following for filing:

- (a) a nomination that is not completed in the prescribed form;
- (b) a nomination that is not signed by at least the minimum number of persons required to sign the nomination;
- (c) a nomination that is not sworn or affirmed by the person nominated;
- (c.1) if a bylaw has been passed under section 21.1, a nomination that is not accompanied with the criminal record check required by the bylaw;
- (d) if a bylaw has been passed under section 29(1), a nomination that is not accompanied by the deposit required by the bylaw.

(5) If the returning officer has not rejected a nomination form under subsection (4), the returning officer must sign the form to indicate that the form has been accepted.

(6) At any time after the commencement of the nomination period until the term of office to which the filed nomination papers relate has expired, a person may request to examine the filed nomination papers during regular business hours and in the presence of the returning officer, deputy or secretary.

(6.1) A filed nomination paper referred to in subsection (6) must be made available in a partial or redacted form as necessary to ensure that the following is not disclosed:

- (a) the mailing address of the candidate and of the candidate's official agent;

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(b) any personal information that in the opinion of the returning officer, deputy or secretary would compromise the personal safety of the candidate.

(6.2) If a criminal record check accompanies a candidate's nomination papers, the results of the criminal record check must not be withheld or redacted under subsection (6.1) except to ensure that the mailing address of the candidate and of the candidate's official agent is not disclosed.

(7) The returning officer or secretary must retain all the filed nomination papers until the term of office to which the papers relate has expired.

(8) Twenty-four hours after the close of nominations on nomination day, the returning officer shall, as soon as practicable, forward a signed statement showing the name of each nominated candidate and any information about the candidate that the candidate has consented to being disclosed to the relevant Minister's Deputy Minister.

(9) A statement referred to in subsection (8) may be forwarded by electronic means, including by fax or e-mail.

(10) Within 48 hours of the close of nominations on nomination day, the returning officer shall post or cause to be posted at the local jurisdiction office the names of all candidates that have been nominated and the offices for which they were nominated.

RSA 2000 cL-21 s28;2003 c27 s11;2006 c22 s15;2012 c5 s108;
2018 c23 s14;2020 c22 s7;2024 c11 s1(14)

Material to be provided to candidate

28.1 The returning officer, on receiving a nomination paper, must, if requested by the candidate, provide to the candidate a sufficient number of copies of the prescribed form for the identification of an official agent, campaign workers and scrutineers for the purposes of identification under section 52.

2006 c22 s16

Deposit

29(1) An elected authority may, by a bylaw passed prior to December 31 of the year before a year in which a general election is to be held, require that every nomination be accompanied with a deposit in the amount fixed in the bylaw.

(2) An amount fixed in a bylaw under subsection (1) may not exceed

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(2) Notwithstanding subsection (1), the presiding deputy at the voting station may authorize a person temporarily to observe the voting procedures from a location within the voting station designated by the presiding deputy.

(3) The presiding deputy shall not designate a location under subsection (2) that would allow the observer to see how electors mark their ballots.

(4) A person permitted to be present in the voting station pursuant to subsection (2) shall leave the voting station on the request of the presiding deputy.

RSA 2000 cL-21 s67;2006 c22 s31

Prohibited removal of ballots

68(1) No person who has received a ballot from the deputy shall take the ballot out of the voting station.

(2) Any person who, having received a ballot from the deputy, leaves the voting station without first delivering it to the deputy in the manner provided by this Act, forfeits the person's right to vote at that election and the deputy shall record in the elector register an entry to the effect that the person left the voting station without first delivering the ballot.

RSA 2000 cL-21 s68;2018 c23 s25

Option for official agent

68.1(1) Each person nominated as a candidate may, on the nomination form, appoint an elector to be the candidate's official agent.

(1.1) If it becomes necessary to appoint a new official agent, the candidate shall immediately notify the returning officer in writing of the contact information of the new official agent.

(2) A person who has, within the previous 10 years, been convicted of an offence under this Act, the *Election Act*, the *Election Finances and Contributions Disclosure Act* or the *Canada Elections Act* (Canada) is not eligible to be appointed as an official agent.

(3) No candidate shall act as an official agent for any other candidate.

(4) The duties of an official agent are those assigned to the official agent by the candidate.

2006 c22 s32;2012 c5 s112;2020 c22 s10

other material purporting to explain to the electors how to vote or leave or post a ballot or other material in a voting compartment other than the material that is required to be posted in accordance with this Act.

(6) No person shall communicate at any time to any person any information obtained at a voting station as to which candidate any elector at that voting station is about to vote or has voted for.

(7) No returning officer, deputy, official agent or scrutineer in attendance at the counting of the votes shall communicate or attempt to communicate any information obtained at that counting as to which candidate or candidates any vote is given for.

(8) No person shall directly or indirectly induce an elector to display the elector's ballot, after the elector has marked it, so as to make known to any person the name of any candidate for whom the elector has or has not marked the elector's ballot.

(9) A person who contravenes this section is guilty of an offence and liable to a fine of not more than \$5000 or to imprisonment for a term not exceeding 2 years or to both fine and imprisonment.

RSA 2000 cL-21 s150;2006 c22 s57;2024 c11 s1(68)

Offence — candidate's acceptance

151 A candidate for elective office who signs a candidate's acceptance form that contains a false statement is guilty of an offence and liable to a fine of not more than \$1000.

1983 cL-27.5 s151

Advertisement distribution

152(1) Subject to subsection (2), a person who, at an advance vote or on election day,

- (a) displays within a building used for a voting station or within the boundaries of the land on which a building used for a voting station is located, or
- (b) distributes within a building used for a voting station or within the boundaries of the land on which the building used for a voting station is located,

an advertisement, handbill, placard, poster, circular, pamphlet, newspaper or other paper except those posted by the deputy in accordance with this Act is guilty of an offence and liable to a fine of not more than \$500.

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(2) When a voting station is located in a building containing a complex of interlocking offices, stores or other facilities, the prohibition in subsection (1) applies only to the store, office or facility comprising the area used as a voting station.

(3) Repealed 2018 c23 s53.

(4) Where a person displays an advertisement, handbill, placard, poster, circular, pamphlet, newspaper or other paper contrary to subsection (1), the deputy may cause it to be removed, and neither the deputy nor any person acting under the deputy's instructions is liable for trespass or damages resulting from or caused by the removal.

RSA 2000 cL-21 s152;2006 c22 s58;2018 c23 s53;2020 c22 s20

Campaign activities at a voting station

152.1(1) Subject to subsection (2), a person who, at an advance vote or on election day, canvasses or solicits votes, or communicates with any person for the purpose of influencing that person's vote, in a voting station or within the boundaries of the land on which a building used for a voting station is located is guilty of an offence and liable to a fine of not more than \$500.

(2) When a voting station is located in a building containing a complex of interlocking offices, stores or other facilities, the prohibition in subsection (1) applies only to the store, office or facility comprising the area used as a voting station.

(3) If a person contravenes this section, the deputy may issue one or more of the following directions to the person:

- (a) to cease all conduct that constitutes a contravention;
- (b) to leave a location referred to in subsection (1) or (2);
- (c) to move to a location specified by the deputy.

(4) A person who, on receiving a direction under subsection (3), fails to immediately comply with the direction is guilty of an offence and liable to a fine of not more than \$500.

(5) If a person contravenes this section, the deputy may request the assistance of a peace officer

- (a) to aid the deputy in maintaining unobstructed public access to the voting station, and

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