

Voter Eligibility and Residence

Voter Eligibility for Catholic School Authorities is established by 2 pieces of legislation: the Local Authorities Election Act (s.48) and the Education Act (s.74) as reproduced below is determined by your residence. Proof of residence will be required at the voting poll. A person who resides in the boundaries of an established area is a resident of the separate school division if they declare they are of the same faith as those who established the separate school district. There is no proof or evidence required under either legislation for your declaration of faith at a polling station, but you will be asked to ensure you are provided with the correct ballot.

Local Authorities Election Act

Rules of residence

- 48(1) For the purposes of this Act, the place of residence is governed by the following rules:
- (a) a person may be a resident of only one place at a time for the purposes of voting under this Act;
 - (a.1) if a person has more than one residence in Alberta, that person shall, in accordance with subsection (1.1), designate one place of residence as the person's place of residence for the purposes of this Act;
 - (b) the residence of a person is the place where the person lives and sleeps and to which, when the person is absent, the person intends to return;
 - (c) a person does not lose the person's residence by leaving the person's home for a temporary purpose;
 - (d) subject to clause (e), a student who
 - (i) attends an educational institution within or outside Alberta,
 - (ii) temporarily rents accommodation for the purpose of attending an educational institution, and
 - (iii) has family members who are resident in Alberta and with whom the student ordinarily resides when not attending an educational institutionis deemed to reside with those family members;
 - (e) if a person leaves the area with the intention of making the person's residence elsewhere, the person loses the person's residence within the area.
- (1.1) For the purposes of subsection (1)(a.1), a person shall designate the person's place of residence in accordance with the following factors in the following order of priority:
- (a) the address shown on the person's driver's licence or motor vehicle operator's licence issued by or on behalf of the Government of Alberta or an identification card issued by or on behalf of the Government of Alberta;
 - (b) the address to which the person's income tax correspondence is addressed and delivered;
 - (c) the address to which the person's mail is addressed and delivered.
- (2) A person who is a resident of a public school division or of a separate school division under the Education Act is deemed to be a resident of that public school division or that separate school division, as the case may be, under this Act.

Education Act

Eligibility

- 74(1) In addition to section 48(1) and (1.1) of the Local Authorities Election Act, this section applies to determine whether an individual is a resident of a public school division or a separate school division for the purposes of determining eligibility to vote or to be nominated as a candidate for election as a trustee of a school board under the Local Authorities Election Act.
- (2) Subject to subsection (3), for the purposes of subsection (1), an individual is a resident of the school division in which the individual resides.
- (3) Where a separate school district is established, an individual residing within the boundaries of the separate school district is a resident of the separate school division if **the individual declares that the individual is of the same faith as those who established the separate school district**, whether Protestant or Roman Catholic.
- (4) Notwithstanding the Local Authorities Election Act, a resident of a separate school division is eligible
- (a) to vote for, and
 - (b) to be nominated as a candidate for election as,
- a trustee of the board of either the public school division or the separate school division in which the person's residence is located, but not both.