



ORDER OF THE EXECUTIVE

Re: Legislature By-Election

Enacted under the Emergency Preparedness Act
section 3.4

YFNO 38/2020

BACKGROUND:

- A. Effective June 25, 2020, pursuant to section 2.4(a) of the Emergency Preparedness Act, the President extended the state of emergency declared on March 30, 2020 on all Yuułu?ił?ath lands because of the novel coronavirus (COVID-19) pandemic;
- B. Legislature member Joyce Patrick passed away on May 22, 2020 and in accordance with section 13.1 of the Elections Act YFNS 42/2015 (the “Elections Act”) the Legislature resolved that general voting day for the by-election to fill the vacancy in the Legislature because of her death be held on September 12, 2020 (the “By-election”) and, in accordance with section 5.1(a) of the Elections Act, the voting methods for the By-election will be voting by mail-in ballot in accordance with Part 8 of the Elections Act and electronic voting in accordance with Part 9 of the Elections Act; and
- C. Section 3.4 of the Emergency Preparedness Act provides that while a Yuułu?ił?ath emergency declaration is in effect, the Executive may do all acts and implement all procedures that it considers necessary or advisable to prevent, respond to or alleviate the effects of an emergency, health hazard or disaster.

NOW THEREFORE THE EXECUTIVE ORDERS AS FOLLOWS:

- 1) Effective as of May 22, 2020 and in accordance with section 3.4(a) of the Emergency Preparedness Act, the following response measures are ordered:
 - (a) subject to this Order, every mandatory time period established in the Elections Act is suspended and the chief electoral officer may determine any time period under the Elections Act for the By-election not established by this Order;
 - (b) despite sections 2.2, 2.7 and 2.8 of the Elections Act, there will be no advance voting or voting places for the By-election;
 - (c) despite section 2.3(b)(ii) of the Elections Act, electronic voting days for the By-election will be from 12:01 A.M. on September 5, 2020 until 8:00 P.M. on September 12, 2020;
 - (d) electronic voting for the By-election may be done on the internet or by telephone;
 - (e) despite sections 2.5 and 2.6 of the Elections Act, information packages, mail-in ballots and PINs for electronic voting must be sent to all eligible voters;
 - (f) to establish the eligibility of a candidate in the By-election, that candidate may provide a statutory declaration concerning the matters set out in section 4.1.(b)(vii) of the Elections Act;

