



**Calgary Board of Education**  
Bylaw 1 of 2024

A Bylaw of The Calgary Board of Education to Require Police Information Checks for Trustee  
Candidate Nominations  
(Police Information Check Bylaw)

**WHEREAS** the Board of Trustees of the Calgary Board of Education (the Calgary School Division) is an elected authority under the *Local Authorities Election Act* and has the power to pass bylaws under that Act;

**AND WHEREAS** Section 21.1 of the *Local Authorities Election Act* allows an elected authority to, by bylaw passed prior to December 31 of the year before a year in which a general election is to be held, require a person seeking to be nominated as a candidate to provide a criminal record check (also referred to as a “Police Information Check”);

**AND WHEREAS** The Board of Trustees of the Calgary Board of Education (the Calgary School Division) deems it advisable to require a person seeking to be nominated as a candidate to provide a criminal record check with their nomination;

**AND WHEREAS** under sections 2 and 3 of the *Local Authorities Election Act*, The City of Calgary, The Calgary Board of Education and the Board of Trustees of Calgary Roman Catholic Separate School Division have entered into an agreement for The City of Calgary to conduct joint elections;

**AND WHEREAS** Section 28 of the *Local Authorities Election Act* provides that a returning officer shall not accept for filing a nomination that is not accompanied with a criminal record check required by bylaw;

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF TRUSTEES OF THE CALGARY BOARD OF EDUCATION (THE CALGARY SCHOOL DIVISION) ENACTS AS FOLLOWS:**

**PART 1 – INTERPRETATION AND DEFINITIONS**

1. This Bylaw may be cited as the “Police Information Check Bylaw”.
2. (1) Unless otherwise specified, words used in this Bylaw will have the same meaning as defined in the *Local Authorities Election Act*.

- (2) In this Bylaw:
  - (a) “Act” means the *Local Authorities Election Act*, RSA 2000, c. L-21;
  - (b) “candidate” means an individual who has been nominated to run for election in a local jurisdiction as a school board trustee;
  - (c) “City” means the municipal corporation of The City of Calgary or the area within the boundary of the city, as the context requires; and
  - (d) “Police Information Check” means a collection of offence-related information, including convictions, non-convictions and other police information available from police record management systems and provincial court records, in the form established by the Alberta Association of Chiefs of Police, as amended from time to time.
- (3) Where this Bylaw refers to another Act, bylaw, regulation or agency, it includes reference to any Act, bylaw, regulation or agency that may be substituted therefore.
- (4) Every provision of this Bylaw is independent of all other provisions and if any provision of this Bylaw is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw shall remain valid and enforceable.

### **Applicability**

3. (1) This Bylaw applies to all elections for candidates in the City that are governed by the Act.
- (2) In the event of a conflict between a provision of this Bylaw and a provision of the Act, the provision of the Act will prevail.

### **PART 2 – POLICE INFORMATION CHECK**

4. (1) Every nomination of a candidate for the office of school board trustee must be accompanied with a Police Information Check obtained from the Calgary Police Service.
- (2) Police Information Checks submitted pursuant to subsection (1) above must be dated no earlier than six (6) months before the date on which a candidate submits their nomination paper.
- (3) Every candidate for the office of school board trustee shall be responsible for the cost of the Police Information Check submitted pursuant to subsection (1) above.
- (4) The Police Information Check required under this Bylaw constitutes a “criminal record check” as that term is used in Section 21.1 of the Act.

**PART 3 – EFFECTIVE DATE**

5. This Bylaw comes into force on the day it is passed.

READ A FIRST TIME THIS 16 DAY OF DECEMBER, 2024.

READ A SECOND TIME THIS 16 DAY OF DECEMBER, 2024.

READ A THIRD TIME THIS 17 DAY OF DECEMBER, 2024.



Patricia Bolger  
Chair, Board of Trustees

Signed this 17 day of December, 2024



Patricia Minor  
Corporate Secretary

Signed this 17 day of December, 2024