



North Bay Police Service Board

By-Law # 19 Complaints and Law Enforcement Complaints Agency (LECA) - Reporting Sworn and Civilian Members

Legislative Reference / Authority

<i>Community Safety and Policing Act</i> and Regulations
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1. Preamble

- a. As prescribed in the *Community Safety and Policing Act (CSPA)* and through Regulation the North Bay Police Service Board shall establish policy(ies) consistent with the *Act*, Regulation(s) and any other applicable legislation.
- b. It is the policy of the North Bay Police Service Board with respect to reporting misconduct by an Officer, Chief or Deputy Chief that in conjunction with the Chief of Police they shall establish procedures that are consistent with the requirements of the *Community Safety and Policing Act*, Regulation(s) and incorporating any existing established operational practices as approved by the North Bay Police Service Board and or the Office of the Chief of Police.

2. Procedure topics to be included:

- a. In developing a procedure as prescribed by the *CPSA* and Regulations at minimum the following topics shall be included:
 - i. Misconduct Complaints About the Chief or Deputy;
 - ii. Misconduct Complaints About Sworn Members;
 - iii. Public Complaints – Early Resolution;
 - iv. Public Complaints – Local Response;
 - v. Informal Resolution;
 - vi. Chief's Complaint;
 - vii. Part X Public Complaint;
 - viii. LECA Determines Direction of Part X Complaints;
 - ix. Complaint Allegations Involving Criminal Conduct;
 - x. Investigating Member Responsibilities – Local Response;
 - xi. Part X Complaints – Investigation by NBPS;
 - xii. Part X – Complaints – Investigation by LECA or Referred to Outside Police Service;
 - xiii. Complaints Officer;
 - xiv. Deputy Chief – Review Completed Investigation;
 - xv. Investigation Outcomes;
 - xvi. Request for a Review;
 - xvii. Hearing Required;
 - xviii. Record Retention;
 - xix. Reporting Responsibilities to the North Bay Police Service Board;



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- xx. Civilian Member Conduct Complaints;
 - xxi. Public Complaints to the Inspector General; and
 - xxii. Disclosure of Misconduct to the Inspector General.
3. Complaints Received by the Board - Re; Chief of Police and/or Deputy Chief of Police
- a. Complaints received by the Board concerning the Chief of Police or Deputy Chief of Police that allege either may have engaged in conduct that constitutes misconduct, whether during the conduct of an investigation or otherwise shall cause the Board to provide notice of misconduct to the Complaints Director.

Read the first time this 21st day of May, 2024

Read the second time this 21st day of May, 2024

Read the third time this 21st day of May, 2024

R. Stivrins
Board Chair