



# NIAGARA REGIONAL POLICE SERVICE

## Police Service Board Report

**PUBLIC AGENDA**

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**5Subject:** Quarterly Report – Administration of the Public Complaints System Regarding Conduct of Police Officers - July 1 to September 30, 2024

**Report To:** Chair and Members, Niagara Police Service Board

**Report Date:** 2024-10-07

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### **Recommendation(s)**

**That the Niagara Police Service Board (Board) receives the report for information.**

### **Key Facts**

- The purpose of this report is to provide the Board with statistics that represent public complaints received for the periods of July 1, 2024, to September 30, 2024 (Q3), compared to Q3 of 2023 pursuant to By-law 434-2024.
- The Community Safety and Policing Act, 2019 (CSPA), was implemented on April 1, 2024, which changed the process of public complaints, therefore comparatives may not be relatable.
- The public complaints process is administered by the Law Enforcement Complaints Agency (LECA) who review the complaints and determine whether it is screened in for investigation or screened out for a variety of reasons as determined by the LECA. Complaints can be retained for investigation by the LECA or referred to a Police Service for investigation.
- Public complaints that have been referred by the LECA to the Niagara Regional Police Service (NRPS) are investigated by the Professional Standards Unit (PSU).
- LECA no longer has jurisdiction over the policing policy and service. The Inspectorate of Policing reviews matters involving the adequacy and effectiveness of police services.

### **Financial Considerations**

There are no financial implications relating to the recommendations contained in this report.

## **Analysis**

### Conduct Complaints – July 1 to September 30, 2024 – Q3

#### Total Number of Conduct Complaints Made:

In Q3, 2024, there were a total of 40 conduct complaints received, compared to 36 received in Q3, 2023.

#### Number of Referrals to the Complaint Director:

In Q3, there were 2 complaints referred to the complaint director. There is no comparative to previous years as this was a newly implemented process.

#### Number of Conduct Complaints Determined to be Unsubstantiated After Investigation, or Not Acted Upon Pursuant to Section 158 of the CSPA:

In Q3, 2024, 4 conduct complaint investigations were concluded as unsubstantiated compared to 4 in Q3, 2023. These numbers can include case closures carried over from the previous quarter/year.

In Q3, 2024, 2 conduct complaints were classified by the LECA as frivolous, vexatious, or made in bad faith and were screened out. This compares to 2 complaints screened out in this manner in Q3, 2023.

In Q3, 2024, 0 conduct complaints were classified as being more than 6 months old and screened out. This compares to 0 screened out in this manner in Q3, 2023.

In Q3, 2024, 23 conduct complaints were screened out by the LECA for a variety of other reasons, including no misconduct alleged in the complaint, referral to the applicable court to dispute a charge, or an investigation was deemed not to be in the public interest by the LECA. This compares to 9 complaints screened out in this manner during Q3, 2023.

#### Number of Hearings and Findings from the Hearings Held Pursuant to Sections 201 and 202 of the CSPA:

In Q3, 2024, there were 0 hearings conducted under the CSPA. For comparison, there were 0 disciplinary hearings conducted under the Police Services Act in Q3, 2023.

#### Number of Complaints Dealt with Informally Pursuant to Section 169 of the CSPA:

In Q3, 2024, were 0 conduct complaints resulting in an informal resolution before the completion of an investigation, compared to 1 complaint in Q3, 2023.

Number of Complaints Resolved or Dealt with Pursuant to Section 215:

In Q3, 2024, there were 0 complaints dealt with pursuant to Section 215. There is no comparative to previous years as this was a newly implemented process.

Summary of Penalties Imposed Pursuant to Sections 200, 201, and 202 of the CSPA:

In Q3, 2024, there were 0 penalties imposed pursuant to these sections of the CSPA. There is no comparative to previous years as this was a newly implemented process.

Number of Outstanding Complaints at the End of Reporting Period:

There were 20 conduct complaint investigations opened at the conclusion of Q3, 2024, compared to 15 opened for investigation at the conclusion of Q3, 2023.

Time to Complete:

It took an average of 108 days to conclude a conduct complaint investigation in Q3, 2023, compared to 109 days in Q3, 2023.

**Alternatives Reviewed**

Not applicable.

**Relationship to Police Service/Board Strategic Priorities**

Not applicable.

**Relevant Policy Considerations**

This report is submitted to provide the Board with the necessary and required information pursuant to By-law 434-2024 - Administration of the Public Complaints System Regarding Conduct of Police Officers, and in compliance with Provincial Adequacy Standards Regulations.

**Other Pertinent Reports**

Not applicable.

*This report was prepared by Lynda Hughes, Inspector, Professional Standards and reviewed by Sandy Staniforth, Superintendent, Executive Services. Recommended by Luigi Greco, Deputy Chief, Support Services.*



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**Submitted by:**

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Chief of Police

**Appendices**

Not applicable.