



BY-LAW NO. 522-2024

**A BY-LAW RESPECTING THE
ADMINISTRATION OF THE POLICE SERVICE**

1. PREAMBLE

- 1.1 WHEREAS subsection 37 (1) of the *Community Safety and Policing Act, 2019, S.O. 2019, c. 1, Sched. 1, ("CSPA")* provides that a Board shall provide adequate and effective policing in the area for which it has policing responsibility as required by Section 10 of the CSPA;
- 1.2 AND WHEREAS subsection 38 (1) (a) of the CSPA provides that a Police Service Board shall establish policies respecting the administration of the Police Service;
- 1.3 AND WHEREAS subsection 38 (2) of the CSPA provides that a Police Service Board shall establish policies respecting matters related to the Police Service or the provision of policing;
- 1.4 AND WHEREAS, O. Regulation 392/93: Adequate and Effective Policing (General) prescribes standards for adequacy and effectiveness of police services;
- 1.5 AND WHEREAS the Board deems it appropriate and consistent with the principles set out in Section 1 of the CSPA, with its objectives and priorities determined pursuant to Section 38 of the CSPA that the Board have a policy on the administration of the police service.

NOW THEREFORE THE REGIONAL MUNICIPALITY OF NIAGARA POLICE SERVICE BOARD ENACTS AS FOLLOWS:

2. DEFINITIONS

- 2.1 "*Act*" or "*CSPA*" means the *Community Safety and Policing Act, 2019, S.O. 2019, c. 1, Sched. 1*, and amendments thereto;
- 2.2 "*Board*" means the Regional Municipality of Niagara Police Service Board;
- 2.3 "*Chief*" means the Chief of the Niagara Regional Police Service;
- 2.4 "*Member*" means a member of the Niagara Regional Police Service;
- 2.5 "*Ministry*" means the Ministry of the Solicitor General;
- 2.6 "*Municipality*" means the Regional Municipality of Niagara; and
- 2.7 "*Service*" means the Niagara Regional Police Service.

3 BOARD POLICY

3.1 Under the CSPA, Police Service Boards are entrusted with the governance and oversight of policing within their municipalities.

3.2 The Board is committed to developing evidence-based, community-centred, and equitable policies to govern the Niagara Regional Police Service to foster increased trust between the Niagara Regional Police Service and the community.

3.3 Sections 37-39 of the CSPA define the role and duties of the Board. The primary role of the Board is to ensure that adequate and effective policing is provided within the Niagara Region. Legislated responsibilities are set out in Section 37 of the CSPA and include:

- 1) Ensure the provision of adequate and effective policing;
- 2) Ensure that any police facilities used by the Board comply with any prescribed standards;
- 3) Prepare and adopt a diversity plan to ensure the Members of the Police Service reflect the diversity of the area subsection 37 (1);
- 4) Employ the Members of the Police Service;
- 5) Appoint Members of the Police Service as police officers;
- 6) Recruit and appoint the Chief of Police and any Deputy Chief of Police and determine their remuneration and working conditions, taking their submissions into account;
- 7) Monitor the Chief of Police's performance;
- 8) Conduct a review of the Chief of Police's performance at least annually in accordance with the regulations made by the Minister, if any;
- 9) Monitor the Chief of Police's decision regarding the restrictions on secondary activities set out in Section 89 and review the reports from the Chief of Police on those decisions;
- 10) Monitor the Chief of Police's decisions regarding the restrictions on secondary activities set out in Section 89 and review the reports from the Chief of Police on those decisions;
- 11) Perform such other duties as are assigned to it by or under this or any other Act, including any prescribed duties.

The Board negotiates collective agreements and approves the capital and operating budgets.

3.4 The Board commits to fulfilling this responsibility by ensuring that policing actions and consequences are consistent with community needs, values, and expectations. The Board is committed to ensuring that the principles of integrity and accountability govern the oversight and management practices of the Board and the Niagara Regional Police Service.

4 DIRECTION TO THE CHIEF

4.1 The Chief of Police is responsible for administering the police service and overseeing its operation in accordance with the objectives, priorities and policies established by the Board.

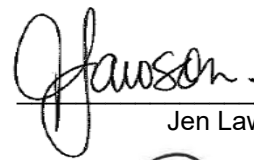
4.2 The Chief of Police is to ensure the administration of the police service is in compliance with the CSPA, its regulations, and applicable Board By-laws and policies.

5. IMPLEMENTATION

- 5.1 Any By-laws, sections of by-laws and policies of the Board inconsistent with the provisions of this By-law are hereby repealed.
- 5.2 This By-law shall come into force on the date of its passage.
- 5.3 The Chief shall implement this By-law, where applicable, through General Order.

ENACTED AND PASSED this 31st day of October, 2024.

THE REGIONAL MUNICIPALITY OF NIAGARA POLICE SERVICE BOARD



Jen Lawson, Chair



Deb Reid, Executive Director