



Meeting Date: January 11, 2023

Submitted by: Michael Di Lullo, CAO

Report No: CAO-1-2023

Subject: Update to Community Safety and Policing Act Consultation

Recommendation:

THAT Report CAO-1-2023, re: Update to Community Safety and Policing Act Consultation be received for information.

Purpose:

To provide a status update to Council in regard to the response from the Ministry of Solicitor General related to the consultation process that commenced in 2020 towards changes to the Community Safety and Policing Act and an overview of the proposed Ontario Provincial Police Governance structure.

Background:

CAO Reports 8-2021 and 12-2020 were provided to Council that provided an overview of the consultation that was spearheaded by the Ministry of the Solicitor General regarding the [Community Safety and Policing Act](#) with a focus on OPP policing. The intent of the review is to focus on the governance structure touching on a variety of matters:

- OPP Detachment Boards;
- OPP Governance Advisory Council; and,
- Transitioning from the section 10 framework under the Police Services Act to the new OPP detachment framework under the Community Safety and Policing Act.

Currently, there are 63 OPP detachments providing policing services and supports to 326 municipalities and 45 First Nation communities. On March 26, 2019, Ontario passed the Comprehensive Ontario Police Services Act, 2019 (Bill 68) and established the Community Safety and Policing Act, 2019 (CSPA). Once in-force, the CSPA, 2019 will replace the Police Services Act (PSA). There are approximately 50-70 matters for regulation that will be developed to bring the CSPA, 2019 into force. The Ministry is targeting bringing the CSPA into force in 2021.

Analysis:

Middlesex Centre receives police services from the OPP under section 5 of the Police Services Act, which means that there is no contractual agreement, and therefore no Police Services Board. Currently, the only Middlesex County municipality with a Police Services Board is Thames Centre, as the municipality has an agreement under section 10 of the Police Services Act. Strathroy-Caradoc has its own police force.

Municipalities with a Section 10 Agreement

For municipalities that have independent policing contracts, they will no longer have an independent Police Service Board and will transition to the new detachment framework under the CSPA.

For municipalities that do not have an independent policing contract, they will still have representation under the new detachment framework under the CSPA.

OPP Detachment Board

The detachment board serves as the conduit for the municipality or first nation receiving policing services. A summary of the key responsibilities includes:

- Advise the Detachment Commander on the development of the local action plan;
- Work with Detachment Commander to determine objectives and priorities for the detachment;
- Consult with OPP Commissioner on the selection of a detachment commander;
- Advise the detachment commander with respect to policing provided by the detachment;
- Monitor the performance of the detachment commander; and
- Provide an annual report to the municipalities served by OPP

The composition of the new board shall include representation from the participating municipalities along with 20% community representation (confirmed by the Province) and 20% provincial appointees. The minimum size is five members.

Going forward

On April 22, 2021, the area CAOs convened with Ministry officials to discuss the new board governance model. It was agreed that a composition consisting of a shared representative approach would be most efficient for Middlesex County.

The diagram outlines the potential makeup of the Board that would satisfy the initial needs of the Ministry.

Adelaide Metcalfe, Newbury & Southwest Middlesex	1 member
Lucan Biddulph & North Middlesex	1 member
Middlesex Centre	1 member
Thames Centre	1 member
Chippewa of the Thames	1 member
Munsee-Delaware Nation	1 member
Oneida of the Thames	1 member

Correspondence from the Ministry of Solicitor General was received in October 2022 acknowledging the submission from the County CAOs. Before proceeding, further confirmation is required from the First Nations which still is yet to be determined.

The Ministry is working towards an in-force date for the Community Safety and Policing Act, 2019 (CSPA) between fall 2023 and winter 2024. While no in-force date has been confirmed for Middlesex County, the Ministry of Solicitor General has released regulatory proposals related to the Community Safety and Policing Act including:

- Ontario Provincial Police Detachment Board Members Code of Conduct;
- Conflict of Interest; and
- Vehicle Pursuits.

These proposals will help form the governance structure once the detachment boards are confirmed either later in 2023 or in the beginning of 2024

Financial Implications:

To be determined – no funds have been set aside for the creation of this new Board however as more details are available, a budget will be created if required.

Strategic Plan:

This matter aligns with following strategic priorities:

- Responsive Municipal Government

Ensuring the protection and wellbeing of the Municipality through a new governance model that is representative of our Municipality and County is critical to a safe community.

Attachments:

Appendix – OPP Detachment Board Proposal Factsheet