

DISCLAIMER: In accordance with the *Community Safety and Policing Act* and the *Freedom of Information and Protection of Privacy Act*, the summary below has been de-identified to remove the personal information of individuals, including public complainants and persons who were the subject of the investigation.

DE-IDENTIFIED SUMMARY UNDER SECTION 167(2) OF THE CSPA

Original Police Service:

Date of Complaint: 01/06/2025

Type of Investigation:

Referred to Same Service: ☒

Referred to Other Service: ☐

Retained by LECA: ☐

Service Investigations Referred to:

Toronto Police Service

De-identified Summary of Complaint

The Complainant alleged the Respondent Officer assaulted him by unlawfully grabbing him and forcing him out of the station, stating that recording inside a police station was prohibited.

Unsubstantiated Code of Conduct Allegations

Section 11(1) – A police officer shall not use force unless,

- (a) the force is used for the purpose of carrying out a duty;
- (b) the officer is entitled, by statute or common law, to use force for the purpose of carrying out that duty;
- (c) the officer is acting on reasonable grounds; and
- (d) the force used is no more than is necessary given the circumstances.

Decision and Reasons

The Complainant attended the police station to report his concerns regarding the well-being of his child. After reporting his matter to the police officers, the Complainant left the station,

The Complainant returned to the station a short time later and engaged in a prohibited activity, by using his cell phone to record within a police facility. The Respondent Officer cautioned the Complainant and advised him that recording in the station was not permitted and directed the Complainant to the posted signs that prohibited the use of recording devices. The Complainant refused to comply with the Respondent Officer's direction prompting the officer to use his authority under the Trespass to Property Act and direct the Complainant to the exit door of the station.

Based on the available information, the Investigator has concluded that there is insufficient evidence to establish reasonable grounds that misconduct has occurred.

Therefore, the allegation is unsubstantiated.