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:

Type of Investigation:

Referred to Same Service: ◉ Referred to Other Service: ○ Retained by LECA: ○

Service Investigations Referred to:

De-identified Summary of Complaint

On September 10, 2024, the Complainant was arrested for Fail to Comply with his court ordered conditions. This was an Intimate Partner Violence related arrest and the Complainant agreed to “Do not be within 100 meters of any place where you know [The Victim] to live, work, attend school, frequent, or any place you know [The Victim] to be, EXCEPT for required court appearances."
The Complainant has alleged that the victim was not home and therefore, he believed he did not breach his conditions.

Unsubstantiated Code of Conduct Allegations

Section 7(1) Unlawful Arrest

Decision and Reasons

Allegation #1

Interactions with the Public

Section 7(1) - A police officer shall not make an arrest if, at the time of the arrest, the officer knows or reasonably ought to know that the arrest is unlawful.

• It is alleged the Complainant was unlawfully arrested.

Respondent Officer 1 (RO1)
Respondent Officer 2 (RO2)

Finding: This investigation has revealed the officers were in the lawful performance of their duties and acted in accordance with all governing authorities. The Complainant was on a court order condition Do not be within 100 meters of any place where you know [The Victim] to live, work, attend school, frequent, or any place you know [The Victim] to be, EXCEPT for required court appearances." The arrest was lawful and the onus of the misinformation that he was allowed to attend falls back on his defense counsel.
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.