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: 03/20/2026

Type of Investigation:

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

Service Investigations Referred to:

De-identified Summary of Complaint

Between January 8, 2026 and February 15, 2026 the complainant's sister sought and received three Form 2 orders under the provisions of the Mental Health Act, for the apprehension and examination of a family member.

The complainant states that despite police contact with the subject of the Form 2 Order on three separate occasions, the subject was not apprehended.

The complainant feels that members of the Police Service failed to perform their duties when they failed to enforce a Form 2 Order.

Unsubstantiated Code of Conduct Allegations

Section 19 - Fail to Perform Duties

Decision and Reasons

The available evidence suggests that the Respondent officers were in the lawful execution of their duties, attempting to execute a Form 2 authorized under Section 16 of the Mental Health Act, however the subject was inside his residence.

With respect to the allegations that the Respondent officers committed Neglect of Duty in that they failed to apprehend the subject on the day they were presented with the Form 2, the authority to enter a residence under this order was examined and it is determined that the Mental Health Act does not provide an entry authority.

The Respondent officers were cognizant of the subject's Section 8 Charter Rights and made a conscious legal decision in good faith.

The Respondent officers assessed the situation for exigent circumstances however none presented.

It should be noted that the subject was in fact apprehended by officers outside of his residence under the authority of the Form 2 on January 9, 2026 however the subject was cleared for release by a psychiatrist.

The allegations were unsubstantiated.