

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: 06/03/2024

Type of Investigation:

Referred to Same Service:

Referred to Other Service:

Retained by LECA:

Service Investigations Referred to:

De-identified Summary of Complaint

The complainant alleges that she and a group were unlawfully detained at a protest.

The complainant alleges that she was violently pushed several times by an officer.

The complainant alleges that the officer was yelling at her and using insulting/vulgar language.

Unsubstantiated Code of Conduct Allegations

Unauthorized physical or psychological detention - Sec 8(1)
Unnecessary or excessive use of force - Sec 11(1)
Incivility - Sec 12(1)

Decision and Reasons

(1) Unauthorized physical or psychological detention

Officers were called to a protest that was happening on a bridge over a major highway. The protesters were moved off the bridge and continued down the street. As the protesters were marching counter protesters were heading their way. The protesters were prevented from continuing toward the counter protesters to prevent a breach of peace.

- The investigator reviewed the initial radio call, and all of the Officers notes. The investigator also reviewed the Protest and Demonstration procedure.

The investigator concluded that the protesters were stopped from proceeding toward the counter protesters to keep the peace, at no time were they detained. They were free to turn around and leave at any time.

(2) Unnecessary or excessive use of force - Sec 11(1)

The complainant stated that she was violently pushed several times by an Officer.

-The investigator reviewed the Body Worn Camera footage of the involved officer. The investigator reviewed section 25(1) of the Criminal Code, and the Use of Force procedure.

The investigator concluded that the Complainant tried to walk through the line officers had formed , the officer extended his arm and pushed the complainant back one time on her shoulder prevented her from breaching the line. The use of force was minimal and justified.

Incivility - Sec 12(1)

The complainant stated that the officer used insulting language toward her.

-The investigator reviewed the Body Worn Camera footage of the involved officer.

The investigator concluded that the officer never used any insulting or vulgar language toward the Complainant.