



BY-LAW NO. 452-2024

**A BY-LAW RESPECTING
JOINT FORCES OPERATIONS**

1. PREAMBLE

- 1.1 WHEREAS subsection 37 (1) of the *Community Safety and Policing Act, 2019, S.O. 2019, c. 1, Sched. 1, ("CSPA")* provides that a Board shall provide adequate and effective policing in the area for which it has policing responsibility as required by Section 10 of the CSPA;
- 1.2 AND WHEREAS subsection 38 (2) of the CSPA provides that a Police Service Board may establish policies respecting matters related to the Police Service or the provision of policing;
- 1.3 AND WHEREAS subsection 6 (1) 4 ii of O. Reg. 392/23: Adequate and Effective Policing (General) prescribes that a Chief of Police shall establish procedures and processes with respect to Joint Forces Operations;
- 1.4 AND WHEREAS the Board has deemed it appropriate and consistent with the principles set out in Section 1 of the CSPA, with its objectives and priorities determined pursuant to Sections 37 and 38 of the CSPA that it has a policy on Joint Forces Operations;
- 1.5 AND WHEREAS Part LE-009 of the Policing Standards Manual (2000), a copy of which is attached hereto as Appendix A, contains guidelines directing the police service relative to Joint Forces Operations;
- 1.6 AND WHEREAS the Board is committed to ensuring that incidents which occur across jurisdictional boundaries are properly investigated.

NOW THEREFORE THE REGIONAL MUNICIPALITY OF NIAGARA POLICE SERVICE BOARD ENACTS AS FOLLOWS:

2. DEFINITIONS

- 2.1 "*Act*" or "*CSPA*" means the *Community Safety and Policing Act, 2019, S.O. 2019, c. 1, Sched. 1*, and amendments thereto;
- 2.2 "*Board*" means the Regional Municipality of Niagara Police Service Board;
- 2.3 "*Chief*" means the Chief of the Niagara Regional Police Service;
- 2.4 "*Manual*" means the Policing Standards Manual published by the Ministry of the Solicitor General;
- 2.5 "*Member*" means a member of the Niagara Regional Police Service;

2.6 “Protocol” means any written or verbal contract agreement or understanding relating to the provision of ongoing policing services by one board for another, or by the Board for another organization or for the ongoing sharing of resources in respect of policing services but does not include:

- (a) on a day-to-day co-operation between police services or other organization; or
- (b) any unforeseen operational emergencies;

2.7 “Service” means the Niagara Regional Police Service.

3. BOARD POLICY

3.1 The Board recognizes that Joint Forces Operations form an important part of investigative and preventative policing, and it is therefore the policy of this Board that such Joint Forces Operations be established and maintained in accordance with procedures established by the Chief as directed in this By-law.

4. DIRECTION TO THE CHIEF

4.1 PROCEDURES

4.1.1 The Chief shall develop procedures that address the approval process for establishing a Joint Forces Operation.

4.1.2 The Chief shall establish procedures for evaluating the effectiveness of any Joint Forces Operation.

4.1.3 The procedures referred to above shall be in accordance with Appendix A and subsection 6 (1) 4 ii of O. Reg. 392/23: Adequate and Effective Policing (General).

5. REPORTING REQUIREMENTS

5.1 The Chief shall provide the Board with a draft copy of a Protocol for a Joint Forces Operation for the review and approval of the Board.

5.2 The Chief shall make a written report to the Board on or before August 30th of each year in respect of the Joint Forces Operations in which the Service has participated. This report shall include:

- (a) the cost to the Service of the Joint Forces Operation; and
- (b) an indication of whether the Joint Forces Operation achieved its performance objective.

6. IMPLEMENTATION

6.1 By-law No. 201-2000 and all other By-laws, sections of By-laws and procedural policies of the Board inconsistent with the provisions of this By-law are hereby repealed effective March 31, 2024.

6.2 This By-law shall come into force on April 1, 2024.

ENACTED AND PASSED this 28th day of March, 2024.

THE REGIONAL MUNICIPALITY OF NIAGARA POLICE SERVICE BOARD



Jen Lawson, Chair



Deb Reid, Executive Director

Attachment (1)

Legislative/Regulatory Requirements

Section 29 of the Adequacy Standards Regulation requires a police services board to have a policy on joint forces operations. In addition, section 13(1)(b) requires the Chief of Police to establish procedures and processes in respect of joint forces operations.

For the purposes of these requirements a joint forces operation is defined as a planned operation, supported by a written agreement, involving two or more police services who have common objectives related to the investigation of multi-jurisdictional criminal activity. This is not meant to include situations where one police service requests assistance from another police service with an investigation into an individual or specific criminal occurrence(s).

Sample Board Policy

Board Policy # _____

It is the policy of the _____ Police Services Board with respect to joint forces operations that the Chief of Police will:

- a) develop procedures that address the approval process and accountability mechanisms for joint forces operations; and
- b) provide information in the annual report on the number of completed joint forces operations that the police service participated in, the cost to the police service and whether they achieved their performance objectives.

Police Service Guidelines

- Procedures*
1. Every police service's procedures on joint forces operations should:
 - a) address the criteria and approval process for establishing a joint forces operation;
 - b) require the establishment of a joint management team for each operation;
 - c) require the development of a written mandate and operational plan for each joint forces operation that addresses the:
 - i) purpose, performance objectives and indicators for the joint forces operation;
 - ii) role and responsibilities of the joint management team;
 - iii) methods to accomplish the objectives and how the allocated resources are to be utilized;
 - iv) identification of a project manager, and the authority and responsibilities within the joint forces operation;
 - v) identification of a financial control officer for the project;



- vi) mechanisms for monitoring and evaluating its progress and continued necessity; and
 - vii) the periodic reporting back to the joint management team on its activities; and
 - d) require that a final report and evaluation be prepared when a joint forces operation is completed.
2. Where two or more police services request funding in support of a joint forces initiative from the Criminal Intelligence Service Ontario (CISO), the police services should follow the requirements established by CISO for joint forces operations.
 3. Where a joint forces operation is a major case, the police services should also comply with the procedures set out in the Ministry's designated *Ontario Major Case Management Manual*.