

Report to / Rapport au:

**OTTAWA POLICE SERVICES BOARD
LA COMMISSION DE SERVICES POLICIERS D'OTTAWA**

24 June 2019 / 24 juin 2019

Submitted by / Soumis par:

Chief of Police, Ottawa Police Service / Chef de police, Service de police d'Ottawa

Contact Person / Personne ressource:

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SUBJECT: REPORT ON SIU INVESTIGATION

OBJET: RAPPORT SUR L'ENQUÊTE DE L'UES

REPORT RECOMMENDATIONS

That the Ottawa Police Services Board receive this report for information.

RECOMMANDATIONS DU RAPPORT

Que la Commission de services policiers d'Ottawa prenne connaissance du présent rapport à titre d'information.

BACKGROUND

The attached document outlines a call for service that resulted in the Special Investigations Unit (SIU) being called and invoking their mandate. The background of the incident, SIU findings and recommendations are provided. The Professional Standards Section completed an investigation into the policy, services and conduct of the involved members of the Ottawa police Service (OPS).

DISCUSSION

BACKGROUND

On October 10, 2017, officers responded to an apartment in the Lowertown area for a domestic disturbance. A male party was located on arrival who was subsequently arrested under the *Liquor Licence Act*. The male resisted and several officers were

required to affect the arrest. Paramedics attended at the scene, assessed the male, and he was cleared medically to attend the cellblock. The male continued to be aggressive with officers during transport to cells and while being searched by cellblock personnel. Once at cells, the intoxicated male complained of an injury to his arm. He was placed in a cell and released when he was sober. At the time of his release, the on-duty supervisor offered medical assistance, but the male indicated he would seek medical attention later.

On November 1, 2017 the male made a complaint to the Office of the Independent Police Review Director (OIPRD). The Professional Standards Section reviewed the complaint and determined that a serious injury occurred that appeared to have occurred during the male's interaction with police on October 10.

As a result of the injuries, the SIU was contacted and invoked its mandate.

INVESTIGATION

Special Investigations Unit Investigation

On December 13, 2018 the Ottawa Police Service received a letter from Mr. Tony Loparco, Director of the Special Investigations Unit concerning the outcome of their investigation. In his letter, Mr. Loparco stated the file has been closed and no further action is contemplated. He was satisfied that there are no reasonable grounds to believe that either of the subject officers committed a criminal offence in relation to the injury.

Professional Standards Investigation

Pursuant to Section 11(1) of Ontario Regulation 267/10 of the Police Services Act, the Professional Standards Section initiated an investigation into this incident to determine if policies of, or services provided by, the OPS were adhered to at the time of this incident, and to determine if the conduct of the police officers was appropriate or contributed to the injuries.

After a careful review of the evidence in this case, it has been determined that there is no evidence of any misconduct on the part of the involved officer that may have contributed to the injuries.

Conduct Findings – No conduct issues were identified that would have contributed to the male's injuries. However, administrative policy breaches by one of the subject officers were identified in relation to the Prisoner Care policy. The officer is subject to internal discipline.

Service Findings – No service issue identified

Policy Findings - No policy issue identified

CONSULTATION

N/A

FINANCIAL IMPLICATIONS

N/A

SUPPORTING DOCUMENTATION

N/A

CONCLUSION

The Professional Standard's Section has completed its Section 11 investigation and no further action will be taken in this matter.