



## CAPB RESOLUTIONS 2009

### **Resolution 09-01 – Submitted by the Regional Municipality of Peel Police Services Board & by Regional Municipality of York Police Services Board**

#### **FEDERAL FUNDING – 2500 POLICE OFFICERS**

WHEREAS, during the 2006 federal election campaign, the federal Conservative Party of Canada committed to sustainable funding for the hire of 2,500 new municipal police officers, recognizing the need for additional front-line police resources in communities across Canada; and

WHEREAS, once elected, the federal Conservative Party, as part of its 2008 federal budget, committed \$400 million in a trust fund for five years to fulfill its commitment; and

WHEREAS it is well recognized by the police community that this does not meet the sustainable funding commitment made in 2006; and

WHEREAS police leaders recognize the need for additional police resources is even more vital and urgent in 2009, given the increase in violent crime, and as evidenced by recent statements made by the Prime Minister of Canada and the Minister of Public Safety in response to gang violence in the Vancouver area;

THEREFORE BE IT RESOLVED that the Canadian Association of Police Boards urge the Federal Government to fulfill its 2006 commitment for sustainable funding for the permanent hire of 2,500 additional municipal police officers before the federal budget in 2010.

### **Resolution 09-02 – Submitted by the Delta Police Board**

#### **GANG VIOLENCE**

WHEREAS violence, most notably organized crime and gang related homicides has been on a steady increase over the last two decades with no signs of change; and

WHEREAS law enforcement is dealing with increasingly complex legislation surrounding disclosure, search warrants, and lawful access making it increasingly more difficult to arrest, charge and ultimately convict criminals involved in organized crime and gang related violence; and

WHEREAS the proliferation of new technology in communication has not brought with it the ability to manage and monitor these new forms of communication, allowing organized crime circles to freely communicate without risk of interception; and

WHEREAS the CAPB has, along with other government and policing organizations including the Canadian Association of Chiefs of Police, the Federation of Canadian Municipalities, the Union of British Columbia Municipalities, the RCMP and various research groups, developed resolutions, policy recommendations, in the light of the above concerns since the 1990's;



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THEREFORE BE IT RESOLVED that the Canadian Association of Police Boards call on the Federal Government to act swiftly and effectively in making those changes recommended by all stakeholders, specifically in the areas of lawful access, disclosure, proceeds of crime as well as organized crime laws, in order to stop the proliferation of gang violence on Canadian streets.

### **Resolution 09-03 – Submitted by the Calgary Police Commission**

#### **REDUCING FEDERAL CRIME LAB DELAYS**

WHEREAS efficient crime lab services are essential to police investigative abilities; and

WHEREAS long delays in processing evidence impair police services' abilities to investigate serious crime in a timely fashion; and

WHEREAS public safety is adversely impacted due to investigative delays;

THEREFORE be it resolved that the Canadian Association of Police Boards urge the Federal Government to invest additional funds and resources in federal crime labs to increase capacity, improve technology and reduce processing delays.

### **Resolution 09-04 – Submitted by the Calgary Police Commission**

#### **REDUCING REMAND CREDIT AND DEAD-TIME SENTENCING**

WHEREAS pre-trial custody is required for offenders whose actions and criminal histories pose a risk to public safety; and

WHEREAS offenders create tactical processing delays prior to trial to maximize two-for-one or three-for-one sentencing credit for time served in pre-trial custody; and

WHEREAS public safety and confidence in the justice system is reduced by the public perception that offenders are taking advantage of this loophole in the law; and

WHEREAS the ability to amass credit has led to significant overcrowding and inhumane conditions in remand facilities;

THEREFORE be it resolved that Canadian Association of Police Boards urge all political parties to pass Bill C-25 currently before the House of Commons to amend the *Criminal Code of Canada* to prohibit 'two for one' and 'three for one' credit for pre-trial custodial time.

### **Resolution 09-05– Submitted by the Calgary Police Commission**

#### **INCREASING FEDERAL PROSECUTORIAL CAPACITY**

WHEREAS there is an ongoing lack of federal prosecutorial capacity; and



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WHEREAS due to the increase in illegal drug, gang and organized crime related activities, there is an increase in the number of files being sent to the federal prosecution service; and

WHEREAS there is high staff turnover and a reduction in prosecutorial experience;

THEREFORE be it resolved that the Canadian Association of Police Boards urge the Federal Government to increase federal prosecutorial capacity and experience by increasing positions, staffing levels, funding and other resources particularly with regard to illegal drug, gang and organized crime activities.

### **Resolution 09-06 – Submitted by the Calgary Police Commission**

#### **REDUCING LAWFUL ACCESS AND ELECTRONIC SURVEILLANCE DEFICIENCIES AND OBSOLESCENCE**

WHEREAS current *Criminal Code* provisions in respect to police powers to conduct judicially authorized electronic interceptions and seizures are outdated and not in touch with modern realities; and

WHEREAS modernization of these legislative provisions is urgently required to reflect significant advancements in communications technologies; and

WHEREAS there are no requirements for new telecommunications technologies to be intercept-capable; and

WHEREAS the current legislative scheme has resulted in intercept 'safe havens';

THEREFORE be it resolved that the Canadian Association of Police Boards request the Federal Government pass legislation to amend the *Criminal Code* to require new telecommunications technologies to be intercept-capable, to inhibit intercept 'safe havens' and to modernize electronic intercept provisions.

### **Resolution 09-07 – Submitted by the Calgary Police Commission**

#### **REDUCING CYBER-BULLYING**

WHEREAS new technologies allow individuals to increasingly enter private domains; and

WHEREAS these same technologies allow individuals to hide their identities while targeting others; and

WHEREAS cyber-bullying is increasingly affecting Canadian youth; and

WHEREAS current legislation does not criminalize cyber-bullying;

THEREFORE be it resolved that the Canadian Association of Police Boards request the Federal Government pass legislation to increase and strengthen current *Criminal Code*



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provisions to criminalize cyber-bullying behaviours and to increase the accountability of technological service providers for ongoing abuses of their systems.

### **Resolution 09-08 – Submitted by the Regional Municipality of York Police Services Board**

#### **FORFEITED OFFENCE-RELATED PROPERTY/PROCEEDS OF CRIME/CIVIL REMEDIES FOR ILLICIT ACTIVITIES**

WHEREAS criminal organizations perpetrate crimes largely for financial gain, and that Proceeds of Crime, Offence-Related Property and Civil Remedies for Illicit Activities legislation provides policing organizations with effective tools to disrupt and combat organized crime; and

WHEREAS the seizure and subsequent forfeiture of offence-related property and proceeds of crime is an effective means of disrupting organized crime, limiting the profits associated with criminal acts and discouraging recidivist impaired drivers from re-offending; and

WHEREAS the enhancement of police resources to apply asset forfeiture legislation will reduce crime, increase returns to the government, and ultimately makes our communities safer; and

WHEREAS the Regional Municipality of York Police Services Board supports the Canadian Association of Chiefs of Police and Ontario Association of Chiefs of Police positions with respect to the use of forfeited asset.

THEREFORE BE IT RESOLVED that the Canadian Association of Police Boards urge the Federal Government to amend the *Forfeited Property Sharing Regulations* to include a cost recovery component to local jurisdictions or municipalities;

AND BE IT FURTHER RESOLVED that the Canadian Association of Police Boards request the Federal Government to revisit the Provincial Memoranda of Understanding to incorporate a cost recovery clause mandating reimbursement of costs to local jurisdictions or municipalities.

### **Resolution 09-09 – Submitted by Fort Saskatchewan Policing Committee**

#### **CRIME REDUCTION STRATEGY SMALL MUNICIPALITIES AND RURAL AREAS**

WHEREAS organized crime activities:

- Impact the quality of life in our nation, provinces, municipalities and rural areas
- Contribute significantly to the breakdown of families, youth and community safety; and

WHEREAS we need to reinforce our law enforcement agencies in our communities as they are:

- Challenged with the task of addressing and reducing organized crime activities
- Challenged to sustain an aggressive crime reduction plan



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- Often lacking specialized police sections to focus on organized crime activities; and

WHEREAS it is acknowledged that a multidisciplinary approach to crime reduction relating to organized crime, would include all Enforcement, Justice, Correctional, Social and Family Service agencies. A sustained and aggressive crime reduction plan may prove effective in reducing the “business” of organized crime groups in our communities; and

WHEREAS it is acknowledged that the quality of life in Canadian communities depends upon effective policing and law enforcement. The Federal and Provincial governments have recognized and continued to focus on addressing this concern with increased funding and resources. It is acknowledged that we need more police officers to deal with growing populations and a growing crime rate. We also need to support the efforts of police to increase reporting, target repeat offenders and address issues in high crime areas;

THEREFORE BE IT RESOLVED that the Canadian Association of Police Boards urge the Government of Canada to continue to support local law enforcement agencies, inclusive of smaller municipalities and rural areas, in the form of resources and funding that will enable local police forces to address and reduce the impact of organized crime activities on our communities. A sustainable crime reduction plan will provide all municipalities, towns, counties and villages with an effective means to protect the quality of life we enjoy in this country.