

WINNIPEG POLICE BOARD**INDIGENOUS COUNCIL ON POLICING AND CRIME PREVENTION IN WINNIPEG****INTERIM TERMS OF REFERENCE****1. Indigenous Council established**

The Indigenous Council on Policing and Crime Prevention in Winnipeg (“the Council”) is established by the Winnipeg Police Board (“the Board”).

2. Council to establish terms of reference

2.1. These interim terms of reference are intended to assist the Council in the initiation of its work and the establishment by the Council of its terms of reference.

2.2. Both the Council and the Board must consent to the terms of reference to be established by the Council before they come into effect. The Board will duly consider providing its consent to the terms of reference established by the Council if they are in compliance with paragraph 2.3.

2.3. The terms of reference established by the Council:

- (a) must address matters affecting or pertaining to Indigenous people that are relevant to the purposes, duties and powers of the Board under *The Police Services Act*;
- (b) must not unlawfully delegate to the Council a duty or power of the Board under *The Police Services Act*; and
- (c) must not require the Board to expend funds or provide resources in addition to the commitments made by the Board in these interim terms of reference.

3. Mandate

3.1. The mandate of the Council is to provide information, knowledge, and advice to the Board respecting any matter affecting or pertaining to Indigenous people, relevant to the purpose and duties of the Board under *The Police Services Act*, including:

- (a) Indigenous rights, culture, traditions, history and circumstances;
- (b) The needs, values and expectations of Indigenous communities in relation to policing and crime prevention in Winnipeg;

- (c) Priorities, objectives, programs and strategies to improve the safety and well-being of Indigenous people in Winnipeg;
 - (d) Means to improve the relationship between Indigenous communities and the Winnipeg Police Service (“the Service”), including means to build trust and promote accountability and transparency in the delivery of policing services;
 - (e) Means to strengthen engagement of Indigenous communities by the Board and the Board’s role as a liaison between Indigenous communities and the Service;
 - (f) Policies for the effective management of the Service;
 - (g) Administrative direction required to provide adequate and effective police services in Winnipeg;
 - (h) Measures of the Service’s performance.
- 3.2. The Council may consider a matter affecting or pertaining to Indigenous people relevant to the Board’s purpose, duties and powers under *The Police Services Act*, on its own initiative or at the request of the Board, in accordance with these terms of reference.

4. Composition of the Council

- 4.1. The Council will consist of a minimum of 12 and a maximum of 16 Members.
- 4.2. The Board will appoint Members to the Council and Alternate Members in accordance with these terms of reference.
- 4.3. The Board will consult leaders and members of Winnipeg’s Indigenous communities before making appointments to the Council.
- 4.4. The Board will ensure that the Council:
 - (a) is composed entirely of Indigenous people;
 - (b) reflects an appropriate gender balance, whereby at least half of the members are women;
 - (c) reflects the diversity of Winnipeg’s First Nation, Metis and Inuit communities, including members of the gay, lesbian, two-spirited and transgendered communities;
 - (d) has sufficient experience and expertise in working with and meeting the needs of Indigenous women and girls; and

(e) has sufficient experience and expertise relevant to the Council's mandate to ensure its effectiveness.

4.5. The Board will consider nominations for appointment as Members or Alternate Members of the Council made by Indigenous-led community based organizations in Winnipeg that have an interest in crime prevention or provide support to victims or individuals at risk of victimization, determined by the organizations through such collaborative and inclusive processes as they may determine.

4.6. The Board will appoint to the Council:

(a) Two elders (one male, one female), respected among Indigenous community members;

(b) Two recognized Indigenous community youth leaders (one male, one female);

(c) Two representatives of the families of missing and murdered Indigenous women and girls;

(d) Up to five nominees of Indigenous-led community-based organizations in Winnipeg that have an interest in crime prevention or provide support to victims or individuals at risk of victimization; and

(e) Up to five nominees of recognized First Nation, Metis, and Inuit governance bodies, representative organizations, or political coordinating entities.

4.7. The Board may appoint Alternate Members of the Council, who may participate in any meeting of the Council in the place of a Member who is unable to attend the meeting.

4.8. The Board may determine the terms of appointments to the Council, but appointments must not extend past:

(a) the term of office of the current Council of the City of Winnipeg; or

(b) the term specified in the nomination of the appointee.

5. Council practice and procedure

5.1. The Council may determine its own practices and procedures to govern its business, consistent with the cultural traditions and practices of its Members.

5.2. The Council may elect Co-chairs of the Council (one male, one female), who shall preside at meetings of the Council and act as liaisons between the Council and the Board.

- 5.3. The Council must hold a formal meeting not less than two times a year and not more than four times a year, but may meet informally as frequently as the work of the Council requires.
- 5.4. The Council must provide at least 14 days notice of its meetings and must include the proposed agenda for the meeting with the notice.
- 5.5. A majority of the Council Members (including Alternate Members) present at a meeting of the Council shall constitute a quorum to conduct its business.
- 5.6. Council Members must strive to achieve consensus on the information, knowledge and advice to be provided to the Board.
- 5.7. The Council must convey the information, knowledge and advice that it has determined to formally provide to the Board in writing, by means of correspondence from the Co-chairs to the Board Chair.
- 5.8. The Council may exclude persons who are not Council Members or Alternate Members from a Council meeting, by a majority vote.
- 5.9. The Council may establish working groups to carry out projects and tasks assigned by the Council.

6. Support to and liaison with the Council

- 6.1. Board staff will provide secretariat support services to formal meetings of the Council, unless other arrangements for such services, satisfactory to the Council, are made.
- 6.2. Secretariat support services will include, at a minimum, providing notice of formal Council meetings, making formal meeting arrangements, and preparing and distributing formal meeting agendas and minutes and Council correspondence.
- 6.3. The Board will indemnify Council Members and Alternate Members for reasonable out-of-pocket expenses that are necessarily incurred in order to attend formal Council meetings, such as parking expenses, in accordance with the policies applicable to City of Winnipeg employees for the indemnification of work-related expenses.
- 6.4. The Board will establish an Indigenous Issues Committee of the Board, comprised of three Board members, including its two Indigenous Board members. The Indigenous Issues Committee will:
 - (a) permit the Council Co-chairs and a third member of the Council selected by the Co-chairs to attend its meetings; and

(b) act as a liaison between the Board and the Council.

6.5. Two members of the Indigenous Issues Committee will attend formal meetings of the Council whenever possible, unless they are excluded from a meeting by the Council.

6.6. The Board will direct the Police Chief to designate an appropriate member of the Service who, when requested by the Council, will be made available to assist and support its work and to attend its formal meetings.

7. Board action on Council's information, knowledge and advice

7.1. The Board will give full consideration to the information, knowledge and advice provided to the Board by the Council in carrying out its duties and exercising its powers under *The Police Services Act*.

7.2. The Board will publish the information, knowledge and advice provided to the Board by the Council with the agenda of the public meeting at which it is being considered, on the City of Winnipeg's decision management information system, in accordance with its usual procedure.

7.3. The Board will provide written reasons for a decision that it makes respecting a recommendation of the Council.

7.4. If the Council recommends that an action be taken that requires funding or resources and the sole reason that the Board is not able to accept or implement the recommendation is that the Board does not have the necessary funding or resources available to it, the Board will take reasonable steps to seek and advocate for the funding or resources.

8. Sunset of Council

The Council will be disbanded and these terms of reference will cease to have effect on January 1, 2019, unless continued by resolution of the Board.