

Between January 1st, 2008 and December 31st, 2008, the OPCC concluded **989** allegations of police misconduct. The following provides a summary of the results ...

**Between January 1st, 2008 and December 31st, 2008,
989 allegations of police misconduct were reviewed and concluded as follows:**

Total # of Allegations Concluded	Withdrawn	Reviewed & Closed	Informally Resolved	Mediated	Summarily Dismissed	Not Substantiated	Substantiated
989	71	100	43	1	134	523	117

Withdrawn	<i>A Complainant may withdraw his/her complaint at any time in the process; however the PCC may direct that the investigation continue if the allegations were of a serious nature</i>
Reviewed & Closed	<i>Service and Policy complaints and files where there are no formal complaints lodged (eg, Monitor and Non-Lodged files), upon receipt of the final response by the police board or department, the OPCC reviews and closes the file. The PCC may also order an investigation if the allegations were of a serious nature</i>
Informally Resolved	<i>A complaint may be informally resolved facilitated through the investigator. Both parties must sign a Consent Letter outlining the agreement and both parties have 10 days in which to change their mind.</i>
Mediated	<i>A complaint may be resolved through mediation, facilitated by a professional mediator. Both parties must sign a Consent Letter outlining the agreement and both parties have 10 days in which to change their mind.</i>
Summarily Dismissed	<i>Following a preliminary review, a complaint may be summarily dismissed if: there is no likelihood further investigation would produce evidence of a default; the incident occurred more than 12 months prior to filing the complaint; or the complaint is frivolous or vexatious.</i>
Not Substantiated	<i>Following an investigation that may take up to 6 months, the Discipline Authority determines there is no evidence to support the allegation of misconduct.</i>
Substantiated	<i>Following an investigation that may take up to 6 months, the Discipline Authority determines the allegation is supported by the evidence. The Discipline Authority must then decide on appropriate disciplinary and/or corrective measures to impose. The Discipline Authority may also determine that while the allegation is substantiated, that no disciplinary or corrective measures are required.</i>

The *BC Code of Professional Conduct Regulation* provides a guide for police officers to ensure they perform their duties in a manner that is fair, impartial and effective to the communities and citizens they serve. The *Code* also ensures that public confidence in police is maintained by holding police accountable to the public in a way that is fair to police officers and to members of the public.

The *Code of Professional Conduct Regulation* allows the Discipline Authority to impose one or more of the following corrective or disciplinary measures if an allegation of misconduct is proven:

- ☞ Verbal Reprimand
- ☞ Written Reprimand
- ☞ Direction to undertake professional counselling
- ☞ Direction to undertake special training or retraining
- ☞ Direction to work under close supervision
- ☞ Suspension without pay for up to 5 working days
- ☞ Transfer or re-assignment
- ☞ Reduction in rank
- ☞ Dismissal

Between January 1st, 2008 and December 31st, 2008, 117 allegations were substantiated. The following is a summary of the allegation(s) and the measures imposed.

NOTE: A complaint received from a citizen *may* contain many allegations and *may* involve more than one police officer. The following table provides a description of the allegation and the corrective and/or disciplinary default imposed by the Discipline Authority and does not reflect the number of respondent officers involved. Therefore there are only 61 summaries for the 117 substantiated allegations.

#	Substantiated Allegation	Corrective/Disciplinary Measures
1	The officer knowingly associated with individuals under investigation for criminal offences (Charged and convicted of obstructing justice)	Proposed discipline – Dismissal <i>(Officer resigned prior to the conclusion of the discipline proceedings)</i>
2	While off-duty, an officer was involved in a single motor vehicle accident and charged with impaired driving (Officer later plead guilty to driving without due care and attention)	Verbal Reprimand
3	The officer made a false statement to ICBC regarding a single motor vehicle accident in which he was involved while off-duty	2-Day Suspension without pay
4	The officer did not cooperate with the Police Act investigators and offered a prior false statement as his evidence relating to a single motor vehicle accident in which he was involved while off-duty	1-Day Suspension without pay
5	While off-duty, the officer was involved in a single motor vehicle accident	Written Reprimand
6	When arresting two males following an altercation at a nightclub, an officer inappropriately took one of the males to the ground with a hip toss and inappropriately deployed his Taser	<ul style="list-style-type: none"> ☞ 3-Day Suspension without pay ☞ Re-assignment of duties
7	The officer failed to disclose information to Crown Counsel in a timely manner	Managerial Advice
8	During a physical struggle with a suspect, an officer shot the suspect with his firearm (suspect made a full recovery)	Proposed discipline – Dismissal <i>(Officer resigned prior to the conclusion of the discipline proceedings)</i>
9	Officer was charged with accessing child pornography	Proposed discipline – Dismissal <i>(Officer resigned prior to the conclusion of the discipline proceedings)</i>
10	The officer had misappropriated funds intended for the department's hockey team <i>(No criminal charges due to successful diversion)</i>	Proposed discipline – Dismissal <i>(Officer resigned prior to the conclusion of the discipline proceedings)</i>

#	Substantiated Allegation	Corrective/Disciplinary Measures
11	Two officers had participated in inappropriate conversations with the E-COMM operator over the taped phone line.	<ul style="list-style-type: none"> ☞ Written Reprimand ☞ Verbal Reprimand ☞ Direction to draft training bulletin with respect to the misuse of black humour.
12	The officer failed to respond to a 911 call in an acceptable period of time	<ul style="list-style-type: none"> ☞ Reduction in rank from Sergeant to Constable for 6 months ☞ Written Reprimand
13	The officer, while off-duty, was involved in a motor vehicle accident and fled the scene on foot. (Charged with Impaired Driving and Hit and Run)	5-Day Suspension without pay
14	The officer failed to account for money received from suspects as compensation for vandalism repairs (Criminal charges not approved)	Proposed discipline – Dismissal <i>(Officer resigned prior to the conclusion of the discipline proceedings)</i>
15	The officer failed to act upon information of a reported assault by an officer	<ul style="list-style-type: none"> ☞ 2-Day Suspension without pay ☞ Written Reprimand
16	The officer had left his service firearm in his police locker that was open	Managerial Advice
17	The officer had failed to properly tag a pellet gun as an exhibit	Written Reprimand
18	The officer had in his work place locker a number of items that were either evidentiary in nature or should have been disposed or stored pursuant to departmental policy and regulation	Proposed discipline – Dismissal <i>(Member resigned prior to conclusion of discipline proceedings)</i>
19	The officer, while off-duty, identified himself as a police officer and acted in an intimidating manner, using profanity	<ul style="list-style-type: none"> ☞ Direction to undertake professional counseling ☞ Additional training re diffusing Hostile and volatile situations
20	While off-duty, on two occasions the officer was abusive to neighbours and inappropriately exercised his authority as a police officer	Proposed discipline: <ul style="list-style-type: none"> ☞ Written Reprimand ☞ 2-Day Suspension without pay ☞ Direction to undertake professional counseling <i>(Officer resigned prior to the conclusion of the discipline proceedings)</i>
21	Officers failed to provide the Complainant (arrested for SIPP) his constitutional right to contact counsel when there was no reasonable basis for its refusal.	Advice as to future conduct <i>(Supervisors are to receive legal training re SIPP arrests & department policies relating to SIPP arrests are to be reviewed and updated where appropriate)</i>
22	An officer used excessive force when he restrained a prisoner.	Additional training
23	The officer discharged her service firearm in an area outside the approved range	<ul style="list-style-type: none"> ☞ 1-Day Suspension without pay ☞ Written Reprimand ☞ Letter of apology
24	Off-duty officer involved in physical altercation (No criminal charges)	<ul style="list-style-type: none"> ☞ Verbal Reprimand ☞ Letter of apology

#	Substantiated Allegation	Corrective/Disciplinary Measures
25	During a check of an unlawfully parked vehicle, the officer was rude and oppressive	Advice as to future conduct
26	An officer used excessive force when arresting two youths, to wit an unnecessary push and kick	<ul style="list-style-type: none"> ☞ 1-Day Suspension without pay ☞ Additional Training re conflict resolution training ☞ Remedial Training re arrest and control techniques
27	An officer used excessive force when arresting a suspect, to wit a palm strike to the suspect's head	<ul style="list-style-type: none"> ☞ Written Reprimand ☞ Additional Training re effective communication & conflict resolution
28	The officers failed to properly process seized property that was subsequently lost	<ul style="list-style-type: none"> ☞ Verbal Reprimand ☞ Direction to review relevant departmental policies ☞ Letter of Apology to Complainant
29	The officer improperly registered and stored firearms at his residence (Criminal charges not approved)	Written Reprimand
30	The officer failed to complete police records in a timely manner and inadequately documented files.	<ul style="list-style-type: none"> ☞ Written Reprimand ☞ Additional training re file/time management ☞ Work under close supervision for 6 months
31	Over a period of time, the officer had on numerous occasions accessed police databases (CPIC & PRIME) for personal purposes not related to his duties as a police officer	<ul style="list-style-type: none"> ☞ 4-Day Suspension without pay ☞ Written Reprimand
32	An officer conducted unauthorized queries of his ex-wife on CPIC	Written Reprimand
33	An officer unlawfully detained an individual	Managerial Advice
34	During a high risk vehicle stop, the officer discharged his firearm once into the pavement.	Additional training
35	During a traffic stop for speeding, the officer attempted to use his position as an officer to obtain preferential treatment	<ul style="list-style-type: none"> ☞ Written Reprimand ☞ Additional Training re Police Ethics
36	The officer falsely claimed overtime for attending court	<ul style="list-style-type: none"> ☞ 2.5 Day Suspension without pay ☞ Repayment of overtime claim submitted ☞ Additional training re Police Ethics
37	Police officer involved in an MVA responding to a man with a gun call - without his emergency equipment activated.	<ul style="list-style-type: none"> ☞ 2-Day Suspension without pay ☞ Written Reprimand ☞ Review EVDO Regulations.
38	The officer failed to complete a Subject Behaviour Report contrary to departmental policy	Advice as to future conduct
39	An officer made an unauthorized query on CPIC for personal reasons not related to his duties as a police officer	Verbal Reprimand
40	When responding Code 3 to an incident, the officer lost control of the police vehicle, causing damage to the vehicle (Internal Discipline)	Written Reprimand

#	Substantiated Allegation	Corrective/Disciplinary Measures
41	The officer was involved in a minor motor vehicle while responding to a break and enter (Internal Discipline)	Written Reprimand
42	An officer breached Emergency Vehicle Operations guidelines when he was involved in a motor vehicle accident (Internal Discipline)	1-Day Suspension without pay
43	An officer backed his police vehicle into a concrete post, causing damage to the police vehicle (Internal Discipline)	Written Reprimand
44	When responding Code 3 to an incident, the officer lost control of the police vehicle and struck a parked car (Internal Discipline)	Written Reprimand
45	The officer rammed a stolen vehicle with his police vehicle causing damage	Written Reprimand
46	The officer failed to properly complete a Prisoner's Record, breaching the department's policy regarding the care and control of prisoners and their effects	Advice as to Future Conduct
47	An officer unlawfully detained a person in order to obtain their identification	No corrective or disciplinary measures warranted <i>(Received direction from supervisor regarding powers of arrest and detention)</i>
48	The officer failed to comply with departmental policy with respect to the destruction of drug exhibits where no charges are contemplated.	Managerial Advice
49	The officer had left her firearm in an unsecured locker	Verbal Reprimand
50	The officer had left his firearm in an unsecured locker	Verbal Reprimand
51	The officer assaulted (knee strike to the back) a prisoner who was handcuffed and on the ground.	☞ 1-Day Suspension without pay ☞ Direction to undertake further training
52	An officer grabbed hold of the chain link that affixes the handcuffs together to drag an intoxicated male from a restaurant.	Direction to Undertake further training
53	The officers had arrested the Complainant without lawful authority and continued with the arrest and incarceration without exercising due investigative diligence.	Written Reprimand
54	An officer, responding to assist another member, was involved in a minor motor vehicle accident (no serious injury). The officer reports he/she was going over the speed limit, but did not have emergency equipment activated.	☞ 2-Day Suspension without pay ☞ Direction to review EVDO regulations ☞ Written Reprimand
55	The officer had conducted 4 unauthorized searches on CPIC. Information was not disclosed.	Verbal Reprimand

#	Substantiated Allegation	Corrective/Disciplinary Measures
56	The officer failed to comply with orders to cease his/her relationship with an individual known to police to have criminal associations.	Proposed discipline – Dismissal <i>(Officer resigned prior to the conclusion of the discipline proceedings)</i>
57	An officer had made unauthorized queries on CPIC unrelated to his/her police duties and had disclosed portions of the information.	2-Day and 1-Day Suspension without pay
58	The officer failed to attend for a scheduled Crown Counsel interview and failed to attend Court. The officer had received notice of both.	Verbal Reprimand
59	The officer failed to submit a Subject Behaviour Report contrary to department regulations.	Advice as to future conduct
60	During a traffic stop, the officer's resorted to language and tone that was inappropriate.	<ul style="list-style-type: none"> ☞ Verbal Reprimand ☞ Advice as to future conduct
61	While off-duty, the officer became involved in a verbal altercation with a store clerk and displayed his police identification.	Verbal Reprimand <i>(The officer had previously written a letter of apology to the Complainant)</i>