



Office of the
Police Complaint Commissioner

British Columbia, Canada

CONCLUSION OF PROCEEDINGS

Pursuant to s.112 (5) of the *Police Act*, RSBC 1996 c.367

OPCC File: 2023-024938

June 3, 2026

To: Constable [REDACTED] (Member)
c/o Abbotsford Police Department
Professional Standards Section

And to: The Honourable Elizabeth Arnold-Bailey (Discipline Authority)
Retired Justice of the Supreme Court of British Columbia

And to: Inspector [REDACTED] (Pre Hearing Conference Authority)
c/o Surrey Police Service
Professional Standards Section

And to: Chief Constable Colin Watson
c/o Abbotsford Police Department
Professional Standards Section

The Office of the Police Complaint Commissioner (OPCC) completed its review of the decision issued by the Prehearing Conference Authority pursuant to section 120 of the *Police Act* in this matter.

1. *Abuse of Authority*, pursuant to section 77(3)(a)(i) of the *Police Act*; specifically, that on November 26, 2023, Constable [REDACTED] falsely arrested a person for an outstanding warrant of arrest that did not exist for the individual.

Discipline Proposed:

- 1-Day suspension without pay
- Verbal Reprimand.

2. *Abuse of Authority*, pursuant to section 77(3)(a)(ii)(A) of the *Police Act*; specifically, that on November 26, 2023, Constable [REDACTED] used unnecessary force to effect the unlawful

Prabhu Rajan
Police Complaint Commissioner

2nd Floor, 947 Fort Street
PO Box 9895 Stn Prov Govt
Victoria, British Columbia V8W 9T8
Tel: (250) 356-7458 Fax: (250) 356-6503

Toll Free 1 877-999-8707 Website: www.opcc.bc.ca

arrest of an individual when Constable [REDACTED] struck/punched an arrested person in handcuffs once in the stomach without sufficient cause.

Discipline Proposed:

2-day suspension without pay

- Written Reprimand.

3. *Neglect of Duty*, pursuant to section 77(3)(m)(ii) of the *Police Act*; specifically, that on November 26, 2023, Constable [REDACTED] failed to properly document and photograph the injuries sustained by an arrested person as required by APD policy and best practices.

Discipline Proposed:

- Advice to Future Conduct

4. *Abuse of Authority*, pursuant to section 77(3)(a)(i) of the *Police Act*; specifically, that on December 29, 2023, Constable [REDACTED] conducted an arrest of an individual without good and sufficient cause. As such, the arrest constituted oppressive conduct toward the arrested person.

Discipline Proposed:

- 2-Day suspension without pay
- Direction to Training / Retraining (Legal Training-Powers of Arrest, including Crown charge approval process)

Following the investigation conducted by Staff Sergeant [REDACTED], Inspector [REDACTED] determined the evidence appeared to substantiate one allegation of *Abuse of Authority* pursuant to section 77(3)(a)(ii)(A) of the *Police Act* and one allegation of *Neglect of Duty* pursuant to section 77(3)(h). On June 2, 2025, retired judge Arnold-Bailey issued her section 117 decision, in which she found that the evidence appeared to substantiate two allegations of *Abuse of Authority* pursuant to section 77(3)(a)(i) in relation to the arrests on November 26, 2023, and December 29, 2023. This decision additionally included inadvertent duplicate findings of an appearance of misconduct of allegations already determined appearing to be substantiated in the section 112 decision which were addressed in a subsequent corrigendum.

On June 26, 2025, to avoid bifurcation of this matter involving interconnected allegations, I considered it necessary in the public interest to appoint the Honourable Elizabeth Arnold-Bailey, retired Justice of the Supreme Court of British Columbia, as Discipline Authority in relation to all four allegations.

While Retired Judge Arnold-Bailey did not initially offer a prehearing conference in her section 117 decision pursuant to section 120(3)(b), Retired Judge Arnold-Bailey subsequently considered the member's application for the offer of a prehearing conference. On January 6, 2026, Retired Judge Arnold-Bailey offered a prehearing conference subject to the approval of the Commissioner pursuant to section 120(4).

On February 25, 2026, I determined that the offer of a prehearing conference would not be contrary to the public interest pursuant to section 120(4) and designated Inspector [REDACTED] [REDACTED] from the Surrey Police Service as Discipline Authority, to exercise the powers and perform the duties of the Prehearing Conference Authority in this matter.

A prehearing conference was held on May 11, 2026. A report following the prehearing conference was received by our office on May 12, 2026. In reviewing the investigation conducted by Staff Sergeant [REDACTED] and considering all the relevant factors in this case, the Prehearing Conference Authority has appropriately considered the aggravating and mitigating factors pursuant to section 126.

In addition, the prehearing conference report and accompanying submissions highlight meaningful efforts by Constable [REDACTED] to reflect on his actions and engage proactively in remedial learning opportunities. Looking beyond the immediate disciplinary and corrective measures proposed, the Abbotsford Police Department is encouraged to continue to explore mechanisms to support Constable [REDACTED] in his operational policing career.

Therefore, the agreement reached at the prehearing conference is approved and the resolution is final and conclusive. Our file with respect to this matter will be concluded upon receipt of confirmation that, in accordance with the *Police Act*, any disciplinary or corrective measure imposed in relation to, or agreed to by, a member or former member, have been completed, and that their service record of discipline has been updated.

Sincerely,



Prabhu Rajan
Police Complaint Commissioner

cc: Staff Sergeant [REDACTED], Abbotsford Police Department
Anila Srivastava, Member Counsel
[REDACTED], Registrar