

CONCLUSION OF PROCEEDINGS

Pursuant to s.120(16) of the *Police Act*, RSBC 1996, c.367

OPCC File: 2025-000500

July 22, 2026

To: Mr. [REDACTED] (Complainant)

And to: Constable [REDACTED] (Member)
c/o Surrey Police Service
Professional Standards Section

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

And to: The Honourable Elizabeth Bennett (Section 117 Retired Judge)
Retired Justice of the British Columbia Court of Appeal

And to: Inspector [REDACTED] (Prehearing Conference Authority)
c/o Surrey Police Service
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, intentionally or recklessly making an arrest without good and sufficient cause, in relation to the arrest for dangerous operation of a conveyance and possession of a weapon for a purpose dangerous to the public peace.

Discipline Proposed – **Training/ Re-training** with respect to the law in relation to powers of arrest and warrantless arrests and a **Written Reprimand**.

2. *Abuse of Authority* pursuant to section 77(3)(a)(ii) of the *Police Act*, specifically in relation to the search of Mr. [REDACTED] vehicle.

Discipline Proposed – **Training/Re-training** with respect to the law on search incidental to arrest and a **Written Reprimand**.

3. *Neglect of Duty* pursuant to section 77(3)(m)(ii) of the *Police Act*, specifically for failing to advise Mr. [REDACTED] of the reason for his arrest and of his right to obtain and instruct counsel without delay and implementing and facilitating that right.

Discipline Proposed – **Training/Re-training** with respect to the law on a police officer's requirement to provide section 10 *Charter of Rights* to arrested/ detained persons and providing the arrested/ detained person with the opportunity to exercise the right counsel and a **Written Reprimand**.

4. *Discourtesy* pursuant to section 77(3)(g), specifically for calling Mr. [REDACTED] a "goomba."

Discipline Proposed – **Verbal Reprimand**.

Following the section 117 review, the appointed Discipline Authority determined the evidence appeared to substantiate the allegations which were subsequently dealt with by the Prehearing Conference Authority with respect to Constable [REDACTED].

A Prehearing Conference was offered to Constable [REDACTED] and was held on July 9, 2026, before Inspector [REDACTED] as the Prehearing Conference Authority.

A report following the prehearing conference was received at our office on July 20, 2026. In reviewing the investigation conducted by 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 of the *Police Act*.

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, has been completed, and that their service record of discipline has been updated.

[REDACTED]

Investigative Analyst

cc. Sergeant [REDACTED], Surrey Police Service Professional Standards Section.