
City Council

Notice of Motion

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| MM46.1 | ACTION | | | Ward: All |
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Holding Licensed Establishments More Accountable: Support for Ontario Association of Chiefs of Police (OACP) Request to Amend Regulations of the Police Services Act - by Councillor Palacio, seconded by Councillor Moscoe

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Executive Committee. A two thirds vote is required to waive referral.*

Recommendations

Councillor Palacio, seconded by Councillor Moscoe, recommends that:

1. Toronto City Council formally support and endorse the changes to 11(1)(f) of Ontario Regulation 3/99 (Adequacy and Effectiveness of Police Services), made under the Police Services Act, as recommended by the Ontario Association of Chiefs of Police (OACP), and that this support and endorsement be communicated to the Minister of Community Safety and Correctional Services, and the OACP.

Summary

Several recent violent incidents at and related to licensed establishments around Toronto have highlighted the need for more accountability by the owners and operators of these establishments.

At the December Meeting of the Ontario Association of Chiefs of Police (OACP) the Association approved an important recommendation from Police Chief Bill Blair which they believe will help Toronto (and all Ontario) police services “work more closely with the Alcohol and Gaming Commission of Ontario to promote accountability and responsibility on the part of licensed establishments who sell alcohol to patrons.”

The Association has requested that the Minister of Community Safety and Correctional Services to designate the following occurrence the purposes of clause 11(1)(f) of Ontario Regulation 3/99 (Adequacy and Effectiveness of Police Services), made under the Police Services Act: “An incident involving serious injury or death where alcohol, sold or supplied from a premises in respect of which a license or permit is issued under the Liquor Licence Act, is determined to be a factor.”

The present authority for the regulation under Ontario Regulation 3/99 provides:

- 11(1) Every chief of police shall prepare a criminal investigation management plan that,
- (f) identifies the specific occurrences, designated by the Solicitor General, for which the police force shall notify another police force, unit or task force designated by the Solicitor General.

OACP is recommending that the Minister introduce the following regulation:

1. The following police force, unit or task force is designated by the Solicitor General for the purposes of clause 11(1)(f) of Ontario Regulation 3/99 (Adequacy and Effectiveness of Police Services), made under the Act:
 - (f) The Ontario Provincial Police Investigation and Enforcement Bureau at the Alcohol and Gaming Commission of Ontario.

As the Association has indicated, the adoption of this regulation would mandate our police officers to contact the AGCO as part of their investigations when it is suspected that the sale of alcohol from a licensed premise is thought to have contributed to serious injury or death. The adoption of this regulation will ensure this is done consistently across the Province.

This suggested change is timely and sensible, particularly in light of several recent incidents which have taken place in the City of Toronto.

(Submitted to City Council on February 22 and 23, 2010 as MM46.1)