



STAFF REPORT INFORMATION ONLY

Toronto Police Services Board: Response to the Delegation of Authority to Regulate Parades and Issue Permits

Date:	December 14, 2010
To:	City of Toronto – Public Works and Infrastructure Committee
From:	Hamlin Grange, Acting Chair, Toronto Police Services Board

SUMMARY

The purpose of this report is to provide the City of Toronto - Public Works and Infrastructure Committee with an update on the action that has taken place since the May 2010 decision by Toronto City Council to delegate, to the Toronto Police Services Board, the authority to regulate parades on highways in the City of Toronto and to prevent the obstruction of highways during parades, including the authority to issue permits for parades, to the Toronto Police Services Board.

RECOMMENDATION

It is recommended that City of Toronto – Public Works and Infrastructure Committee receive this report.

FINANCIAL IMPACT

There are no financial implications with regard to the receipt of this report.

ISSUE BACKGROUND

At its meeting held on November 15, 2010, the Toronto Police Services Board was in receipt of a report dated October 18, 2010, from William Blair, Chief of Police, with regard to the action that has taken place since the May 2010 decision by Toronto City Council to delegate, to the Toronto Police Services Board, the authority to regulate parades on highways in the City of Toronto and to prevent the obstruction of highways during parades, including the authority to issue permits for parades.

COMMENTS

Mr. Albert Cohen, City of Toronto – Legal Services Division, responded to questions about this report.

The Board received the foregoing report and agreed to forward a copy to the City of Toronto – Public Works and Infrastructure Committee for information.

CONCLUSION

A copy of Board Minute No. P294/10, in the form attached as Appendix “A”, regarding this matter is provided for information.

CONTACT

Alok Mukherjee, Chair
Toronto Police Services Board
Telephone No. 416-808-8080
Fax No. 416-808-8082

SIGNATURE

Hamlin Grange
Acting Chair, Toronto Police Services Board

ATTACHMENT

Appendix A – Board Minute No. P294/10

A: Response to Toronto City Council – Delegation of Parades and the Issuance of Permits.doc

APPENDIX A

THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE TORONTO POLICE SERVICES BOARD HELD ON NOVEMBER 15, 2010

#P294 **RESPONSE TO TORONTO CITY COUNCIL – DELEGATION OF PARADES AND THE ISSUANCE OF PERMITS**

The Board was in receipt of the following report October 18, 2010 from William Blair, Chief of Police:

Subject: **RESPONSE TO THE CITY COUNCIL REGARDING: DELEGATION OF PARADES AND THE ISSUANCE OF PERMITS**

Recommendations:

It is recommended that:

- (1) the Board receive this report for information; and
- (2) the Board forward a copy of this report to City Council for its information.

Financial Implications:

There are no financial implications relating to the recommendations contained within this report.

Background/Purpose:

At its meeting on May 11 and 12, 2010, City Council considered a report from the City of Toronto Manager, Traffic Planning/Right of Way Management, Transportation Services on a report titled, *Delegation of Regulation of Parades and the Issuance of Permits for City Council*.

Following consideration of this report, City Council recommended that:

- (1) City Council delegate to the Toronto Police Services Board, the authority to regulate parades on highways in the City of Toronto and to prevent the obstruction of highways during parades, including the authority to issue permits for parades.
- (2) City Council request that the Toronto Police Services Board, in carrying out its delegation authority pursuant to recommendation (1) above, act by way of by-law and that such by-law be drafted by the Toronto Police Services Board in consultation with the General Manager of Transportation Services.

Discussion:

A working group consisting of members of City of Toronto Legal Services, the City of Toronto Traffic Planning/Right of Way Management, Toronto Police Special Events, and Toronto Police Legal Services was formed to review City Council's authority to delegate to the Toronto Police Services Board the authority to regulate and issue permits for parades.

Although a series of meetings have taken place to date ongoing discussions in relation to this matter are still required.

Conclusion:

In summary, this report provides a brief overview of the actions being taken by the Service in cooperation with the City of Toronto regarding the City Council's recommendations pertaining to the Delegation of Regulation of Parades and the Issuance of Permits for City Council. A further report will be provided to the Board outlining the Service's position in relation to this matter when it becomes available.

Deputy Chief Kim Derry, Divisional Policing Command, will be in attendance to answer any questions that the Board may have regarding this report.

Mr. Albert Cohen, City of Toronto – Legal Services Division, responded to questions about this report.

The Board received the foregoing report and agreed to forward a copy to the City of Toronto – Public Works and Infrastructure Committee for information.



Ulli S. Watkiss
City Clerk

City Clerk's Office

Secretariat
Marilyn Toft
Council Secretariat Support
City Hall, 12th Floor, West
100 Queen Street West
Toronto, Ontario M5H 2N2

Tel: 416-392-7032
Fax: 416-392-2980
e-mail: mtoft@toronto.ca
web: www.toronto.ca

In reply please quote:
Ref.: 10-PW32.7

May 17, 2010

Dr. Alok Mukherjee
Chair
Toronto Police Services Board
40 College Street
Toronto, Ontario
M5G 2J3

Dear Dr. Mukherjee:

**Subject: Public Works and Infrastructure Committee Item 32.7
Delegation of Regulation of Parades and the Issuance of Permits
(Ward: All)**

City Council on May 11 and 12, 2010, considered this Item, and a copy is attached for your information or appropriate action.

Yours truly,

COPY

for City Clerk

M. Toft/csb

Attachment



Considered by City Council on
May 11, 2010
May 12, 2010

Public Works and Infrastructure Committee

PW32.7		Adopted		Ward: All
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Delegation of Regulation of Parades and the Issuance of Permits

City Council Decision

City Council on May 11 and 12, 2010, adopted the following:

1. City Council delegate to the Toronto Police Services Board the authority to regulate parades on highways in the City of Toronto and to prevent the obstruction of highways during parades, including the authority to issue permits for parades.
2. City Council request that the Toronto Police Services Board, in carrying out its delegated authority pursuant to Recommendation 1 above, act by way of by-law and that such by-law be drafted by the Toronto Police Services Board in consultation with the General Manager of Transportation Services.

Committee Recommendations

The Public Works and Infrastructure Committee recommends that:

1. City Council delegate to the Toronto Police Services Board the authority to regulate parades on highways in the City of Toronto and to prevent the obstruction of highways during parades, including the authority to issue permits for parades.
2. City Council request that the Toronto Police Services Board, in carrying out its delegated authority pursuant to Recommendation 1 above, act by way of by-law and that such by-law be drafted by the Toronto Police Services Board in consultation with the General Manager of Transportation Services.

Origin

(April 1, 2010) Report from General Manager, Transportation Services

Summary

To report on the regulation of parades and to seek Council authority to delegate to the Toronto Police Services Board the authority to regulate parades and issue permits for them. Historically, the Toronto Police Service has issued parade permits pursuant to By-law No. 71, being a by-law "To regulate parades on highways, and for preventing the obstruction thereof during parades or public demonstrations". The authority for By-law No. 71 was previously contained in section 235, paragraph 1 of the former *Municipal Act*, which paragraph authorized boards of commissioners of police to pass by-laws for the regulation of parades and

processions, preventing the obstructions of highways during public processions or public demonstrations and various other matters involving traffic and use of roads. However, when *Municipal Act, 2001* came into force, repealing the old Municipal Act, it did not contain a similar authority.

Background Information (Committee)

PW32.7-Delegation of Regulation of Parades and the Issuance of Permits - Staff Report
(<http://www.toronto.ca/legdocs/mmis/2010/pw/bgrd/backgroundfile-29124.pdf>)