



Ontario
Association of
Police Services
Boards

OPP Detachment Boards



Detachment Board Structure & Information Session

- What is an OPP Detachment Board?
- Authority?
- What does your detachment Board look like?
- What agreements do you have with the Municipality? How do you report back to each Municipality?
- Community and Safety well being plan
- Local Plans

As a Detachment Board member, you are representing the Detachment not just the Municipality.



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What have you done to date?

On Mar 18, 2021, Heads of Council and First Nations Chiefs received a letter from the Solicitor General requesting a proposal be submitted by June 7, 2021.

- Did you submit the proposal?
- Have you heard from the Ministry?
- Has the proposal changed?

From the Ministry Letter

OPP DETACHMENT BOARD PROPOSAL PROCESS

FACT SHEET

CONTEXT

- Ontario passed the Comprehensive Ontario Police Services Act 2019 (CSPA) and established the Community Safety and Policing Act 2019 (CSPA) which, once in force, will repeal the Police Services Act, 1990 (PSA).
- Section 67 of the CSPA requires there be an Ontario Provincial Police (OPP) detachment board, or more than one OPP detachment board, for each detachment of the OPP that provides policing in a municipality or in a First Nation community.
- The Ministry is required to develop a regulation related to the composition of each OPP detachment board. To achieve this, the ministry has developed an "OPP Detachment Board Framework".

FRAMEWORK

- The new OPP Detachment Board Framework will provide civilian governance to 326 municipalities and 43 First Nations including those that:
 - Are directly policed by the OPP;
 - Employ their own First Nations Constables but receive administrative support from the OPP; and
 - Receive "OPP Dedicated" policing (i.e. North Caribou Lake and Wapekeka First Nations).
- By enhancing civilian governance, the OPP Detachment Board Framework under the CSPA will:
 - Ensure each municipality and First Nation receiving OPP services and supports has an opportunity to represent their local perspectives, needs, and priorities; and
 - Provide opportunities for municipalities and First Nations to collaborate on efforts to improve community safety.

TIMELINES

Launch OPP Detachment Board Proposal Process: March 18, 2021

Proposals Due to Ministry: June 7, 2021

Establish OPP Boards: Fall 2021

PROCESS

- To ensure the objectives of the OPP Detachment Board Framework are met, the ministry has developed a flexible approach that allows municipalities and First Nations to determine the preferred composition of their detachment boards by submitting a proposal using a digital form provided by the ministry.
 - Link to Digital Form: [OPP Board Proposal Form](#)
- Municipalities and First Nations within a detachment will be required to work together to develop and submit one proposal indicating the composition of their boards. The proposal must meet the minimum composition requirements established by the ministry (See Page 2 & 3a and 4a).
- Municipalities and First Nations will not be required to identify the names of the individuals that will be participating on the detachment board but will be required to identify the number of seats each municipality and First Nation will be allocated on the detachment board as well as the number of community representatives and provincial appointments.
- The ministry will work with each municipality and First Nation to obtain outstanding information and provide support to ensure each detachment submits a completed proposal. However, if a proposal does not meet the minimum requirements set by the ministry or a proposal is not submitted, and/or if a detachment is unable to come to a consensus, the ministry will determine the composition of the detachment boards.
- The ministry is offering virtual information sessions for municipalities and First Nation communities to address outstanding questions and clarify concerns related to the proposal requirements and process, upon request.

Ministry of the Solicitor General

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Detachment Boards

- O.P.P. detachment board
- **67** (1) There shall be an O.P.P. detachment board, or more than one O.P.P. detachment board in accordance with the regulations, for each detachment of the Ontario Provincial Police that provides policing in a municipality or in a First Nation reserve.
- **Composition**
 - (2) The composition of the O.P.P. detachment board shall be as provided in the [regulations](#).
- **Term of office and remuneration**
 - (3) The term of office and remuneration and expenses of the members of the O.P.P. detachment board shall be as provided in the [regulations](#).
- **Code of conduct**
 - (4) Every member of an O.P.P. detachment board shall comply with the prescribed code of conduct.
- [We are all waiting on regulations. Boards do need to start working on framework](#)



- In terms of the roles and responsibilities of board members, the role of OPP detachment boards will include additional responsibilities not required for section 10 boards under the PSA (1990) such as:
 - considering any community safety and well-being plan adopted by a municipality that receives policing from the detachment;
 - **establishing local policies**, in consultation with the detachment commander, with respect to policing in the area receiving policing from the detachment;
 - ensuring local action plans prepared by the detachment commander **address the objectives and priorities determined by the Board**

Under the CSPA compared to PSA,

- OPP detachment board members will be required to:
 - provide an **annual report** to the municipalities and band councils served by the OPP.
 - OPP detachment boards will also provide a venue for the municipalities and First Nations within a detachment area to coordinate and collaborate on strategies to address common issues.



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- **78 (1) The First Nation O.P.P. board shall have all of the powers, duties and functions of an O.P.P. detachment board set out in sections 68 and 69 with respect to a detachment that provides policing under an agreement made under section 76, with necessary modifications.**
- Other applicable provisions
- (2) The provisions listed in subsection 67 (6) apply to First Nation O.P.P. boards, with necessary modifications, as if they were police service boards.

Application of other provisions

- 67 (6) The following provisions apply to O.P.P. detachment boards, with necessary modifications, as if they were police service boards:
 - 1. Section 33 (Appointment).
 - 2. Subsections 35 (1), (2) and (3) (Oath, training and conduct).
 - 3. Section 36 (Election of chair).
 - 4. Section 42 (Delegation).
 - 5. Section 43 (Meetings).
 - 6. Section 44 (When meetings may be closed to public).
 - 7. Section 45 (Evidence of by-laws).
 - 8. Section 46 (Rules and procedures).
 - 9. Section 48 (Protection from personal liability).
 - 10. Section 49 (Police service board may contract, sue and be sued).



Detachment Boards

- Role of Detachment Boards as per CSPA:
- **68** (1) The O.P.P. detachment board shall,
 - (a) consult with the Commissioner regarding the [selection of a detachment commander](#) and otherwise participate, in accordance with the regulations, in the selection of the detachment commander;
 - (b) [determine objectives and priorities for the detachment](#), not inconsistent with the strategic plan prepared by the Minister, after consultation with the detachment commander or his or her designate;
 - (c) [advise the detachment commander](#) with respect to policing provided by the detachment;
 - (d) [monitor the performance](#) of the detachment commander;
 - (e) [review the reports](#) from the detachment commander regarding policing provided by the detachment; and
 - (f) [on or before June 30 in each year, provide an annual report](#) to the municipalities and band councils regarding the policing provided by the detachment in their municipalities or First Nation reserves.



Detachment Boards

Section 68

Consideration of [community safety and well-being plan](#)

(4) In exercising its functions, the O.P.P. detachment board shall consider any community safety and well-being plan adopted by a municipality or First Nation that receives policing from the detachment.

Local policies

69 (1) An O.P.P. detachment board [may establish local policies](#), after consultation with the detachment commander or his or her designate, with respect to policing in the area receiving policing from the detachment.



Questions



Where are you as an OPP Board?

Items to think about:

- Overview and summary of Board's obligations
- Templates for board agendas, minutes, where is the centralized location for these documents?
- Establishment of initial board competencies matrix;
- By-laws and rules and procedures for the board;
- How are the documents accessed by members and public
- Board member orientation, onboarding and training materials
- Board member indemnity by-law and Board insurance requirements.
- Budget
- Administrator
 - Do you appoint one? Roles?
- Local Action Plan
- Evaluation of Detachment Commander
 - How?
 - Skills required?
 - Provide to whom? Will there be a format?



Detachment Boards- Budget

Estimates, O.P.P. detachment boards

71 (1) An O.P.P. detachment board shall prepare estimates, in accordance with the [regulations](#), of the total amount that will be required to pay the expenses of the board's operation, other than the remuneration of board members.

Submit to municipalities

(2) The O.P.P. detachment board shall submit the estimates to every municipality that receives policing from the detachment along with a statement of the municipality's share of the costs, which are to be determined in accordance with the regulations.

Budget

(3) Subject to subsection (4), the municipalities shall contribute their share of the costs to the O.P.P. detachment board's budget in accordance with the estimates.

What should a Board consider within a budget:



- Costs to create a local action plan
- Costs to create annual report for municipalities
- Administrator, do you have one? Why would you need one?
- Document storage costs?
- Social media costs, Website
- Conferences, travel for meeting and meals
- Training costs
- Technology costs.
- IT expertise who will support IT systems?

Detachment Boards- Framework agreement



Boards need to look to creating a framework agreement?

- Goals of Board
- What does membership look like
- Voting
- How to apportion budget
- What is the Board evaluation process
- What other committees should Boards be sitting at, how is that decided?

What does information sharing back to Municipalities look like:

- Minutes
- Social media
- Budget requests
- Annual report

Detachment Boards

Local action plan

70 (1) A detachment commander shall, in accordance with the regulations, if any, prepare and adopt a local action plan for the provision of policing provided by the detachment, which shall address **at least** the following matters:

1. **How adequate and effective policing will be provided in the area served by the detachment**, in accordance with the needs of the population in the area and having regard for the diversity of the population in the area.
2. **The objectives and priorities for the detachment determined by the O.P.P. detachment board** and such other objectives and priorities determined by the detachment commander.
3. **Quantitative and qualitative performance objectives and indicators of outcomes relating to,**
 - i. the provision of community-based crime prevention initiatives, community patrol and criminal investigation services,
 - ii. community satisfaction with the policing provided,
 - iii. emergency calls for service,
 - iv. violent crime and clearance rates for violent crime,
 - v. property crime and clearance rates for property crime,
 - vi. youth crime and clearance rates for youth crime,
 - vii. police assistance to victims of crime and re-victimization rates,
 - viii. interactions with persons described in paragraphs 4 and 5 of this subsection,
 - ix. road safety, and
 - x. any other prescribed matters.
4. **Interactions with,**
 - i. youths,
 - ii. members of racialized groups, and
 - iii. members of First Nation, Inuit and Métis communities.
5. **Interactions with persons who appear to have a mental health condition**



How will Detachment Boards fund this process of engagement to produce the requirements?

OAPSB

- OAPSB is here to assist with the process.
- We will be:
 - ✓ Building a community- allowing for communication and best practices
 - ✓ Developing a repository of best practices and guidelines
 - ✓ Having discussion forums for Boards
 - ✓ Answering questions
 - ✓ Providing support and training
 - ✓ Advocacy



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Questions