



P.O. Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

REVISED

Jan 10/23

Attached Terms of
Reference only.

Item No. 10.3.1

Request for Board of Police Commissioners Consideration	
<input checked="" type="checkbox"/> Agenda Item (Submitted to Municipal Clerk's Office by Noon at least 5 working days prior to the meeting)	<input type="checkbox"/> Added Item (Submitted to Municipal Clerk's Office by Noon at least one working day prior to meeting)
<input type="checkbox"/> Request from the Floor	
Date of Meeting: January 11, 2022	
Subject: Terms of Reference for BOPC Policy Subcommittee	
Motion for Board of Police Commissioners to Consider:	
That the Board of Police Commissioners approve the proposed Terms of Reference for the Board's newly created Policy Subcommittee.	
Outcome Sought:	
Noted above	
<i>Commissioner Harry Critchley</i>	January 3, 2023

**TERMS OF REFERENCE
HALIFAX BOARD OF POLICE COMMISSIONERS POLICY SUBCOMITTEE**

WHEREAS s. 55(1) of the *Police Act* S.N.S. 2004, c. 31 (“the Act”) provides that the function of a Board of Police Commissioners is to provide (a) civilian governance on behalf of the Council of a municipality in relation to the enforcement of law, the maintenance of law and order and the prevention of crime in the community, and (b) the administrative direction, organization and policy required to maintain an adequate, effective and efficient police department, but shall not exercise jurisdiction relating to (c) complaints, discipline or personal conduct except in relation to the chief officer (the “Chief of Police” or the “Chief”); (d) a specific prosecution or investigation; or (e) the actual day-to-day direction of the police department;

AND WHEREAS s. 55(3) of the *Act* provides that, without limiting the generality of s. 55(1), a Board shall, among other things, determine, in consultation with the Chief Officer, priorities, objectives and goals respecting police services in the community, and ensure the Chief Officer establishes programs and strategies to implement those priorities, objectives and goals; ensure that community needs and values are reflected in policing priorities, objectives, goals, programs and strategies; and ensure that police services are delivered in a manner consistent with community values, needs and expectations;

AND WHEREAS s. 8 of the *Halifax Regional Municipality By-law P-100* (“P-100”) provides, in part, that the Halifax Board of Police Commissioners (“the Board”) shall provide civilian governance in regards to strategic planning and policy driven budget planning for police service delivery within the communities serviced by the Halifax Regional Police (“the HRP”), and pursuant to s. 8(2)(h), may carry out any studies or investigations regarding its civilian governance responsibilities;

AND WHEREAS s. 8 of *P-100* also permits the Board to make rules respecting standards, guidelines and policies for the administration of the police service and for the efficient discharge of duties by the employees;

MOTION:

That the Board of Police Commissioners:

Establishes a Policy Subcommittee (the “Subcommittee”) in order to have a more formalized means of furthering its governance and oversight functions vis-à-vis the HRP, including in respect of the HRP’s ongoing policy refresh. The Subcommittee will have no decision-making jurisdiction. Instead, it will instead bring focus to the Board’s work from the governance lens of the Board’s fiduciary and strategic responsibilities.

The Subcommittee will be composed of no more than three (3) members of the Board, no fewer than one (1) of whom will be a Member of the Halifax Regional Council. As the Subcommittee deems necessary, the Subcommittee may consult any number of members of the Halifax Regional Police, HRM, and the public. One member of the Board shall serve as Chair of the Subcommittee.

All members of the Subcommittee shall be appointed by the Board and serve for a term of one (1) year.

The Subcommittee will meet on a monthly basis at such dates and times as are mutually agreed to by its members.

For greater specificity, the subject matter of the Subcommittee's work will be:

1. Identifying possible priority areas for policies in need of refresh or development;
2. Providing feedback to the Board on existing policy priorities identified by HRP;
3. Providing feedback to the Board on proposed policy amendments and new draft policies; and
4. Together with HRP, finalizing drafts of new or amended policies for the Board's review.

AND to conduct the Review, the Subcommittee shall be provided with such resources as are required, subject to budgetary approval by the Board; and

AND the Subcommittee may request the Chief of Police, members of the Board, and any member employed by the Board or the HRP to provide relevant information or documents to the Subcommittee, as necessary to further the Subcommittee's work.

Approved at Halifax, on January 11, 2023.

Per: Lindell Smith, Chair, Halifax Board of Police Commissioners