

1992 BILL 276

Fourth Session, 22nd Legislature, 41 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 276

POLICE AMENDMENT ACT

MR. PAYNE

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 276
Mr. Payne

BILL 276

1992

POLICE AMENDMENT ACT

(Assented to , 1992)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

1 The Police Act is amended by this Act.

2 Section 1 is amended by adding the following after subsection (1)(b):

(b.1) "committee" means a complaint review committee established under section 28.1;

3 The following is added after section 28:

28.1(1) Every municipality which is required by section 28 to establish a municipal police commission shall appoint a complaint review committee.

(2) The members of the complaint review committee shall be appointed and hold office subject to the same terms and conditions as set out in section 28 for a municipal police commission.

4 Section 43 is amended

(a) in subsection (1) by striking out "referred to the chief of police" and substituting "referred to the committee";

Explanatory Notes

1 This Bill will amend chapter P-12.01 of the Revised Statutes of Alberta.

2 This amendment will allow for an independent review process when citizen complaints are launched against a member of a municipal police force.

(b) in subsection (4) by striking out "chief of police" and substituting "committee".

5 Section 45 is amended

(a) in subsection (1) by striking out "the chief of police shall cause" and substituting "the committee shall cause";

(b) in subsection (2) by striking out "chief of police" and substituting "committee" and by striking out the word "he" wherever it occurs and substituting "the committee";

(c) in subsection (3) by striking out "chief of police" and "he, or a police officer designated by him" and substituting "the committee";

(d) in subsection (4) by striking out "chief of police" and "he" and substituting "the committee";

(e) by repealing subsections (5) and (6).

6 Section 47 is amended

(a) in subsection (1) by striking out "the person conducting the hearing" wherever it occurs and substituting "the committee";

(b) in subsection (4) by striking out "the chief of police or his designate" wherever it occurs and substituting "the committee"; and

(c) in clause (5)(a) by striking out "the chief of police" and substituting "the committee".