

Sections of the Police Act Regulations regarding Police Advisory Board Members

Advisory board member selection process

- 82 (1)** The selection process used by a council in appointing an advisory board member to a vacancy on the advisory board, except an advisory board member appointed by the Minister under clause 57(3)(c) of the Act, must include all of the following:
- (a) the advisory board vacancy must be advertised and applications must be solicited for the vacancy;
 - (b) an applicant must be required to go through a screening process, including an interview, conducted by a panel established by the council;
 - (c) each applicant must be notified of the outcome of the selection process.
- (2)** In the process of selecting an advisory board member, the council must consider each candidate's education and work experience.

Advisory board member qualifications

- 83 (1)** To be a candidate for appointment as an advisory board member under Section 82, a person must demonstrate all of the following qualifications to the satisfaction of the council:
- (a) residence in the municipality served by the board, or considerable interest in serving on the advisory board;
 - (b) considerable knowledge of community issues and an understanding of policing values and governance;
 - (c) a good character;
 - (d) willingness to make the commitment of time and effort required to carry out advisory board responsibilities.
- (2)** To be a candidate for appointment as an advisory board member under Section 82, a person must consent to criminal and background checks.
- (3)** A person must not be appointed as an advisory board member if criminal and background checks show that the person has been convicted of any criminal offence or has been or is the subject of a disciplinary proceeding in any jurisdiction that, in the opinion of the council, would reasonably be expected to have a negative impact on their acting as an advisory board member or on the advisory board generally.

Code of conduct for advisory board members

- 84 (1)** An advisory board member must do all of the following:

- (a) uphold the letter and spirit of the code of conduct set out in this Section and discharge their duties in a manner that will inspire public confidence in the abilities and integrity of the advisory board;
 - (b) unless they have a reasonable excuse, attend every advisory board meeting;
 - (c) not interfere with the police department's operational decisions and responsibilities or with the day-to-day operation of the police department, including the recruitment and promotion of officers;
 - (d) keep confidential any information disclosed or discussed at an advisory board meeting;
 - (e) not claim to speak on behalf of the advisory board unless authorized by the chair of the advisory board to do so;
 - (f) if publicly disagreeing with a decision of the advisory board, make it clear that they are expressing a personal opinion;
 - (g) discharge their duties loyally, faithfully, impartially and according to the Act, any other Act and any regulation, rule or by-law;
 - (h) discharge their duties in a manner that respects the dignity of individuals and is in accordance with the *Human Rights Act* and the [*Canadian*] *Charter of Rights and Freedoms* (~~Canada~~);
 - (i) not use their position inappropriately to advance their interests or the interests of any person or organization with whom or with which they are associated;
 - (j) immediately resign from the advisory board if applying for employment with a police department, including employment on contract or on fee for service;
 - (k) refrain from engaging in professional or personal conduct that could discredit or compromise the integrity of the advisory board or the police department;
 - (l) if their conduct or performance is the subject of investigation or inquiry, temporarily withdraw from all advisory board activities and duties as a member of the advisory board until the completion of the investigation or inquiry.
- (2) If the chair or the majority of the advisory board determines that an advisory board member has breached the code of conduct for advisory board members, the advisory board must record that determination in its minutes.
- (3) On determining that an advisory board member has breached the code of conduct for advisory board members, the advisory board may take one or more of the following actions:
- (a) issue a reprimand to the advisory board member;

- (b) order a period of suspension for the advisory board member;
- (c) recommend to the Minister or the council that the [advisory] board member be dismissed under subsection 57(7) of the Act.