



WESTERN CANADA EDITION

12th Annual

LAW OF POLICING CONFERENCE

 **November 8–9, 2021**  **Virtual Conference**

Critical Insights on Serving the Public, Building Trust and Protecting Your Team

CONFERENCE CO-CHAIRS

Keitha Elvin-Jensen
Senior Counsel
Justice Canada

R. Kyle Friesen
General Counsel, Legal Services
Surrey Police Service

With Participation from:

Alberta Office of the Information and Privacy Commissioner

British Columbia Prosecution Services

Calgary Police Commission

City of Surrey

City of Winnipeg

Edmonton Police Service

Halifax Regional Police Association

Independent Investigation Office BC

Metro Vancouver Transit Police

Ontario Media Relations Officers Network

OPP

Public Prosecution Service of Canada

Royal Canadian Mounted Police

Surrey Police Service

Tsuut'ina Nation Police Service

Vancouver Police Department

And many more distinguished organizations!

New for 2021:

Join practical, in-depth sessions that are top of mind for police services and their counsel, including:

- » **End of School Liaison Officers**, and the Impact on Relationships Between Agencies and Schools
- » **Civil Liability Exposure of Cities**: Year in Review of Top Cases and Need-to-Know Development
- » Preparing to **Testify in Court**: Real-World Tips and Traps to Avoid
- » Action Points for **Handling Public Complaints and Misconduct Offences**: Key Trends and Takeaways for Policy, Training and Complaint Management
- » Production Orders for **Electronic Evidence versus Special Warrants**

ASSOCIATE SPONSOR EXHIBITOR MEDIA PARTNERS



Register Now

CanadianInstitute.com/PoliceWest • 1 877 927 7936

Part of C5 Group's
LEGAL GLOBAL SERIES

A Message from Your Co-Chairs

Police agencies are being held to a higher account. As public mistrust continues to grow, so does the number of complaints against officers and agencies, from allegations of negligent investigations to racial profiling. As well, there is greater demand for transparency in the complaint process, with increased calls for access to information on discipline and conduct proceedings. *Does your police agency have the resources and strategy to address and reduce complaints?*

Don't miss **The Canadian Institute's 12th Annual Law of Policing Conference, Western Edition**, taking place virtually, where experts will delve into legislative updates, precedent-setting case law, police liability and the most critical challenges affecting law enforcement professional standards in Canada. Here are just some of the timely topics we will delve into this year:

- » Top Trends and Action Points for Handling Public Complaints and Misconduct Offences
- » How to Manage Employee Performance and When to Escalate to a Discipline Investigation
- » Civil Liability Exposure of Cities: Year in Review of Top Cases and Need-to-Know Development
- » Preserving the Integrity of Digital Evidence Management Prior to Courtroom Proceedings
- » Preparing to Testify in Court: Real-World Tips and Traps to Avoid

Join two days of balanced perspectives on the most pressing issues facing police services, police associations, police boards, independent police oversight agencies, and their counsel. Hear from a distinguished and diverse faculty of speakers as they provide practical solutions and optimal tools for your organization.

If this is your first time attending, or if you are a returning delegate, we look forward to seeing you *virtually* this November!

Keitha Elvin-Jensen
Senior Counsel
Justice Canada

R. Kyle Friesen
General Counsel, Legal Services
Surrey Police Service

Legal Accreditation



This 2-day conference program can be applied towards **8 of the 9 substantive hours** and 1 of the 3 professionalism hours of annual Continuing Professional Development (CPD) as required by the **Law Society of Ontario**.

The same number of hours may be applied to your continuing legal educational requirements in **British Columbia**.



The **Barreau du Québec** recognizes this training activity, the latter having been accredited by another Law Society subject to the MCLE.

For Alberta lawyers, consider including this course as a CPD learning activity in your mandatory annual Continuing Professional Development Plan as required by the **Law Society of Alberta**.







The **Law Society of Saskatchewan** recognizes another province's CPD credits so long as the hours are submitted to the Director of Admissions & Education for approval.









DISTINGUISHED FACULTY







CONFERENCE CO-CHAIRS









- **Keitha Elvin-Jensen**
Senior Counsel
Justice Canada
- **R. Kyle Friesen**
General Counsel, Legal Services
Surrey Police Service

SPEAKERS

- **Sgt. David Bell-Irving LL.M.**
RCMP National Security
(British Columbia)
- **Keith Blake**
Chief of Police
Tsuut'ina Nation Police Service
- **David Butcher Q.C.**
Lawyer
Wilson Butcher Barristers
- **Doug Brown**
Director of Legal Services,
City Solicitor
City of Winnipeg
- **Supt. Lisa Byrne**
Investigative Services Section
Vancouver Police Department
- **Jonathan P.R. Desbarats**
Counsel
Pender Litigation

- **Joseph M. Doyle, Q.C.**
Johnson Doyle
- **Michael Duffy**
Counsel, Policy and Research
Police Association of Ontario
- **Tom Engel**
Counsel
Engel Law
- **Cherri Greeno**
Manager of Corporate
Communications and Public
Information, Executive Branch
Waterloo Regional Police Service
Chair, Ontario Media Relations
Officers Network
- **Jim Hughes**
Chief Legal Technology Counsel
British Columbia
Prosecution Services
- **David Jones**
Chief Officer
Metro Vancouver Transit Police
- **Kevin Kobi**
Intake Manager,
Professional Standards Branch
Edmonton Police Service
- **Naomi Krueger**
Associate
Alexander Holburn Beaudin +
Lang LLP

- **A/Commr. Maureen E. Levy**
District Commander
Lower Mainland District
RCMP E Division
- **Kelechi "Kaycee" Madu, QC**
Minister of Justice and
Solicitor General
Government of Alberta
- **Trevor Martin**
Associate
Martland & Saulnier Barristers
and Solicitors
- **David T. McKnight**
Partner
Alexander Holburn Beaudin +
Lang LLP
- **Norm Lipinski, O.O.M., M.B.A., LL.B**
Chief Constable
Surrey Police Service
- **Gavin Marshall**
Partner
Roper Greyell LLP
- **Doug McCallum**
Mayor
City of Surrey
- **Nasha Nijhawan**
Legal Counsel
Nijhawan McMillan
Petrunia Barristers

- **Brittany Ouellette**
Executive Officer
Tsuut'ina Nation Police Service
- **Supt. Mark Le Page, MOM, MBA, CPHR**
A/Human Resources Officer,
O I/C Employee & Management
Relations Section
Royal Canadian Mounted Police
- **Deborah Petriuk**
Public Complaint Director
& Legal Counsel
Calgary Police Commission
- **Ron Reed**
Unit Chief, Civil Rights Unit
FBI Criminal Investigative Division
- **Cara-Lynn Stelmack**
Director, Mediation and Investigation
Alberta Office of the Information
and Privacy Commissioner
- **Dean Stienburg**
President
Halifax Regional
Police Association
- **Shelley Tkatch**
General Counsel
Public Prosecution Service
of Canada
- **Fiona Wilson**
Deputy Chief Constable
Vancouver Police Department

DAY ONE

November 8 (PST)

8:30

Opening Remarks from the Co-Chairs

 **Keitha Elvin-Jensen**, Senior Counsel, **Justice Canada**

R. Kyle Friesen, General Counsel, Legal Services,
Surrey Police Service

8:45

Interview with Vancouver Police Department: End of School Liaison Officers and the Impact on Relationships Between Agencies and Schools

 **Fiona Wilson**, Deputy Chief Constable,
Vancouver Police Department

In the wake of some school boards ending their liaison officer programs, this important opening session will discuss how the removal of school liaison officers came to be, the anticipated impact on youth and what the relationship between police and schools will look like in the future.

- Identifying hallmarks of why the school board ended the program
- Lessons learned and takeaways for other jurisdictions
- What does an “evolving” relationship with school boards mean going forward?
- Emerging critical challenges under YCJA
 - » Attending school property
 - » Search and seizure on school property, such as lockers
 - » Apprehension of a minor on school property

9:15

LIVE AUDIENCE POLLING



Action Points for Handling Public Complaints and Misconduct Offences: Key Trends and Takeaways for Policy, Training and Complaint Management

 **Kevin Kobi**, Intake Manager, Professional Standards
Branch, **Edmonton Police Service**

Naomi Krueger, Associate, **Alexander Holburn Beaudin
+ Lang LLP**

Deborah Petriuk, Public Complaint Director & Legal
Counsel, **Calgary Police Commission**

A broad look at the most common complaints against police officers from dis-credible conduct to racial profiling, and discussing their validity. Participate in live anonymous polling as we discuss what positive actions can be taken to reduce complaints and manage them effectively.

PART I:

Taking stock of emerging complaints

- Analyzing the most common complaints against officers, including:
 - » Validating the complaint
 - » Gauging the level of severity
 - » Performance actions taken against the officers
 - » Actions communicated to the complainant and/or general public

PART II:

Action Items

- How can the role of a police agency as a customer service provider reduce complaints?
- What role can public education campaigns and community policing initiatives play in reducing complaints?
- Discuss the correlation between training initiatives and a reduction in complaints

10:15 Break

S

10:45

How to Manage Employee Performance and When to Escalate to a Discipline Investigation: Contrasting the Police Acts and Labour Law Considerations

 **Michael Duffy**, Counsel, Policy and Research,
Police Association of Ontario

Gavin Marshall, Partner, **Roper Greyell LLP**

- The anatomy of a discipline investigation under the provinces' respective *Police Service Act* and *Police Act*
- Triaging workplace complaints against a police employee
- Actions to resolve employee conflicts and or performance challenges internally
- Examining the threshold for escalating a performance challenge to a discipline investigation
- Best practices for “no contact provisions”
- Examining specific challenges for employees under probation
- Examining the threshold for dismissal

11:45

FOIPOP: Responding to a Surge in Information Requests while Protecting Individual Privacy— From BWCs to Police Misconduct

 **Tom Engel**, Counsel, **Engel Law**

Cara-Lynn Stelmack, Director, Mediation and
Investigation, **Alberta Office of the Information and
Privacy Commissioner**

MODERATOR: **R. Kyle Friesen**, General Counsel,
Legal Services, **Surrey Police Service**

As police agencies across the country adopt body-worn cameras, the number of FOIPOP requests are increasing. This session will delve into the *Freedom of Information and Protection of Privacy Act* (FOIPOP) which allows members of the general public access to documents, record or file held by the government, regardless of format.

- Best practices for streamlining FOIPOP requests
- Balancing an individual's right to access documents, and an individual's right to privacy

- Clarifying the exceptions including:
 - » Protecting against unreasonable invasion of personal privacy
 - » Protecting law enforcement activities
 - » Safeguarding the business conducted by government
- Addressing the challenges with FOIPOP requests for body-worn or car camera footage
- Resolving challenges with FOIPOP requests for officer disciplinary reviews

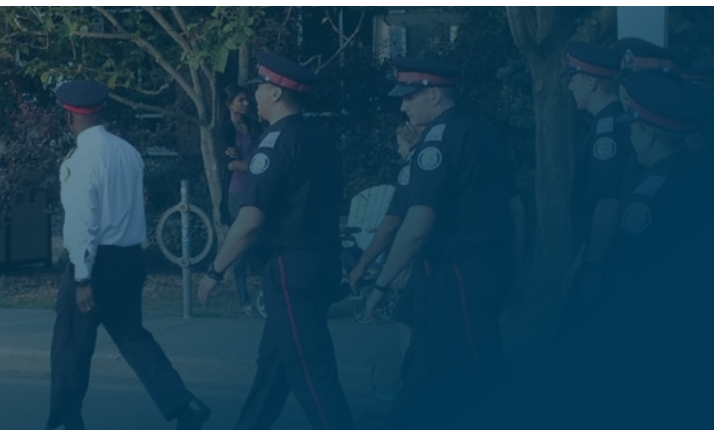
 **12:45**
1:1 Networking

Make new connections, face-to-face through a series of random 1:1 meet-ups. Expand your network and exchange contact details!

1:00 Lunch Break

1:45
Overview of Color of Law and Statutes


 **Ron Reed, Unit Chief, Civil Rights Unit, FBI Criminal Investigative Division**



2:30

Civil Liability Risks for Municipalities: Year in Review of Top Cases and Need-to-Know Developments

S

 **Doug Brown, Director of Legal Services, City Solicitor, City of Winnipeg**

Supt. Mark Le Page, MOM, MBA, CPHR, A/Human Resources Officer, O I/C Employee & Management Relations Section, Royal Canadian Mounted Police


MODERATOR: R. Kyle Friesen, General Counsel, Legal Services, Surrey Police Service

- Validating claims against police and the Crown, and disproving false claims
- Evaluating trends in civil suites
- Grounds for litigation against police: False imprisonment, malicious prosecution, negligent investigation, door breaches and Charges stayed and dismissed
- Vehicle crashes involving third parties
- Duty of care and wrongful death investigations

3:30 Break

3:45 **HYPOTHETICAL SCENARIOS**

? Media Coverage and Public Confidence: Perspectives on Engaging with News Media in Good Times and in Bad

 **Cherri Greeno, Manager, Corporate Communications and Public Information, Executive Branch, Waterloo Regional Police Service, Chair, Ontario Media Relations Officers Network**

During this practical, interactive session, faculty members will take you through a series of hypothetical scenarios and provide best practices for:

- Crisis communication dos and don'ts when interacting with news media and social media





I found the conference interesting and informative.

Sergeant/Professional Standards, RCMP

- Handling corrections, misinformation and fake news swiftly and efficiently
- Exploring how everyday interactions with news media representatives can build common ground
- Showcasing "good news" stories to promote your police agency and improve community relations

4:30 **LIVE AUDIENCE POLLING**

 **Building Public Trust through Community Policing Initiatives: "On the Ground" Experiences and Takeaways**

 **Keith Blake, Chief of Police, Tsuut'ina Nation Police Service**

Brittany Ouellette, Executive Officer, Tsuut'ina Nation Police Service

A look at how a police service has worked with its Indigenous community members to create a unique policing strategy, build community trust, and improve police investigations amid socio-political tensions and historical trauma. Delegates will be invited to benchmark with fellow participants during this live anonymous polling session.

- Identifying your community's unique values and priorities, and what can be learned through surveys
- Establishing two-way communication with community members before there is an incident
- Building community trust amid historical trauma and or during ongoing political-social tension
- Calculating the return on investment

5:15

Closing Remarks from the Co-Chairs

Register Now

CanadianInstitute.com/PoliceWest • 1 877 927 7936

Part of C5 Group's
LEGAL GLOBAL SERIES

DAY TWO

November 9 (PST)

8:50

Opening Remarks from the Co-Chairs

9:00

Keynote Address: Strengthening Public Confidence in Police Officers, Departments and Law Enforcement Agencies

🗣️ Kelechi "Kaycee" Madu, QC, *Minister of Justice and Solicitor General*, **Government of Alberta**

9:30

Preserving the Integrity of Digital Evidence Management Prior to Courtroom Proceedings

🗣️ David Jones, *Chief Officer*, **Metro Vancouver Transit Police**

Jim Hughes, *Chief Legal Technology Counsel*, **British Columbia Prosecution Services**

- Securing the evidence trail
- Authenticating digital evidence obtained from private citizens
- What constitutes manipulated digital evidence
- Presenting digital evidence in court



10:30 Break

11:00 **CASE STUDY: Surrey Police Service Update**

Transitioning from Federal to Municipal Policing

🗣️ Doug McCallum, *Mayor*, **City of Surrey**

Norm Lipinski, O.O.M., M.B.A, LL.B, *Chief Constable*, **Surrey Police Service**

In 2018, the City of Surrey initiated the transition to a municipal policing model. This session will look at the 2019 Surrey Policing Transition Plan and the two-year implement timeline.

- Reconciling the public support and the statistical data for a municipal police service
- Highlighting elements from the proposed policing model
 - » Staffing levels and community partnerships
 - » Financial projections
- Maintaining existing assets versus acquiring new
- Managing active investigation files amid transition

11:45

Lessons Learned from Street Check Moratoriums: Common Misconceptions and the Latest Changes in Authority to Arrest and Detention Procedures

🗣️ Nasha Nijhawan, *Legal Counsel*, **Nijhawan McMillan Petrunia Barristers**

Dean Stienburg, *President*, **Halifax Regional Police Association**

As police departments across Canada phased out street checks and carding, this session will delve into the evolving legal challenges around arrest and detention parameters. Gain best practices for handling some of the more challenging circumstances.

- Ensuring the subject is aware of their rights, with considerations for possible:
 - » Impairment
 - » Mental health
 - » Physical and intellectual disabilities
 - » Language barriers

12:15

Handling Human Rights Complaints from Racial Profiling to Street Checks

🗣️ David T. McKnight, *Partner*, **Alexander Holburn Beaudin + Lang LLP**

12:45 Lunch Break

1:30 **FIRESIDE CHAT**

Police Reform and the Ongoing Commitment to Public Safety

🗣️ A/Commr. Maureen E. Levy, *District Commander*, **Lower Mainland District, RCMP E Division**

Provinces and territories across Canada are reviewing the police legislation, including British Columbia where a Special Committee on Reforming the Police Act is tasked with making recommendations to modernize policing under the *Police Act*. This session will look at the ongoing review work including processes, timelines, and any early findings.

2:00

MOCK TESTIMONY

Preparing to Testify in Court: Real-World Tips and Traps to Avoid

🗣️ David G. Butcher Q.C., *Lawyer*, **Wilson Butcher Barristers**

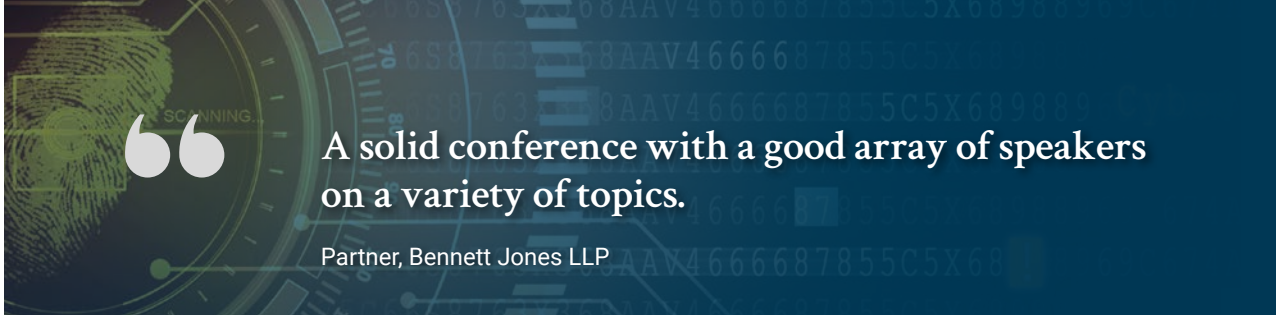
Joseph M. Doyle, Q.C., **Johnson Doyle, Barristers and Solicitors**

Trevor Martin, *Associate*, **Martland & Saulnier Barristers and Solicitors**

Watch the speakers perform a mock testimony and cross examination. Then take a critical look at what worked and what didn't work, and the lessons learned.

- Dissecting your interaction with a person from start-to-finish and analyzing how that interaction will be reviewed in court
- Articulating your authority and actions
- Asserting your credibility, demeanor, and other considerations during testimony—best practices for effective witnesses
- How your notebook can save the day

3:00 Break



A solid conference with a good array of speakers on a variety of topics.

Partner, Bennett Jones LLP

3:15 HYPOTHETICAL SCENARIOS

Search and Seizure of Electronic Devices: Critical Factors for Search of Contents of Devices and How Recent Case Laws are Changing Procedure

Sgt. David Bell-Irving LL.M., RCMP National Security (British Columbia)

Shelley Tkatch, General Counsel, Public Prosecution Service of Canada

During this practical, interactive session, faculty members will take you through a series of hypothetical scenarios and provide best practices for:

- Devices search warrants dos and don'ts, case law updates and practical applications, including when a warrant is needed, and use of limiting terms or search protocols in warrants
- Considerations for consent searches
- Current law on search of cell phones at the border
- Navigating challenges to the Canadian Charter of Rights and Freedoms and Assessing the reasonable expectation of information privacy in the wake of *R v. Marakah* (2017) and *R. v. Jones* (2017)



4:15

Production Orders for Electronic Evidence Vs. Special Warrants: When You Need Them and When You Don't—From Phone Records to Financials

Supt. Lisa Byrne, Investigative Services Section, Vancouver Police Department

**Keitha Elvin-Jensen, Senior Counsel, Justice Canada
Jonathan P.R. Desbarats, Counsel, Pender Litigation**

- Evaluating when a production order is required over a simple request
- Determining the reasonable expectation of privacy in the records of their cell phone activity with a look at *R. v. Rogers Communications Partnership* (2016),
- Issuing production orders for digital records including, handling, collecting and managing evidence
- Establishing reasonable grounds that an offence has occurred
- Presenting electronic evidence in court
- When can a media source contest a production order, with a look at *R. v. Vice Media Inc.* (2018)

5:15

Closing Remarks from the Co-Chairs



Join Our Email List to Stay Connected

SIGN UP TO RECEIVE EXCLUSIVE DISCOUNTS, OFFERS AND PROGRAM UPDATES

CanadianInstitute.com/elist/



Join Us Virtually this November!

Participate in Meaningful Networking



Enjoy an Easy to Use, Dynamic Online Platform



Immerse Yourself in Live Presentations and Panel Discussions



Engage with Attendees and Speakers in an Interactive Format



Meet 1-on-1 with Your Fellow Attendees

Register Now

CanadianInstitute.com/PoliceWest • 1 877 927 7936

Part of C5 Group's LEGAL GLOBAL SERIES

Who Should Attend

- Police Commissioners, Chiefs, Superintendents, and their Counsel
- Professional Standards Directors and Investigators
- Executives of Police Associations and their Counsel
- Senior Law Enforcement Officers
- Police Discipline Adjudicators
- Criminal Law Practitioners
- Crown Attorneys
- Members of the Plaintiff Bar
- City Solicitors
- Government Policy Drafters



BECOME A SPONSOR

With conferences in the United States, Europe, Asia Pacific, and Latin America, the C5 Group of Companies: American Conference Institute, The Canadian Institute, and C5 Group, provides a diverse portfolio of conferences, events and roundtables devoted to providing business intelligence to senior decision makers responding to challenges around the world.

Don't miss the opportunity to maximize participation or showcase your organization's services and talent. For more information please contact us at:

The Canadian Institute.
SponsorInfo@CanadianInstitute.com

About us:





The C5 Group, comprising American Conference Institute, The Canadian Institute and C5 in Europe, is a leading global events and business intelligence company.


For over 35 years, C5 Group has provided the opportunities that bring together business leaders, professionals and international experts from around the world to learn, meet, network and make the contacts that create the opportunities.

Our conferences and related products connect the power of people with the power of information, a powerful combination for business growth and success.

3 Ways to Register

 **ONLINE:**
CanadianInstitute.com/PoliceWest

 **EMAIL:**
CustomerService@CanadianInstitute.com

 **PHONE:**
1-877-927-7936 or 416-927-7936

PRICING	Register & Pay by August 27, 2021	Register & Pay by October 1, 2021	Register & Pay after October 1, 2021
*APPLICABLE TAXES WILL BE ADDED TO ALL REGISTRATIONS			
Virtual Conference - Law Enforcement	\$1,195	\$1,395	\$1,495
Virtual Conference - Industry	\$1,495	\$1,695	\$1,795

*All program participants will receive an online link to access the conference materials as part of their registration fee.
Additional copies of the Conference Materials available for \$199 per copy.*

*To update your contact information and preferences, please visit <https://www.CanadianInstitute.com/preference-centre/>.
Terms & conditions and refund/cancellation policies can be found at [CanadianInstitute.com/company/faq/](https://www.CanadianInstitute.com/company/faq/)*

REGISTRATION CODE:
B00-372-372L22.WEB

CONFERENCE CODE:
372L22-VAN

Bringing a Team?

3-4	10% Conference Discount**
5+	Call 1-877-927-7936

**The amount of tax charged on your order will be determined based on the product type purchased and tax regulations.*

***Team/group registrations must be from the same organization/firm and register together in one transaction.*