

# Policing Oversight Update 2006

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# Introduction

- Purpose is to provide a status update on Civilian Oversight of Law Enforcement, internationally, nationally and locally.
- Presenter has 25 years experience in Criminal Justice related public service with 10 of those years at the IRP.
- Presenter is President-Elect of the National Association for Civilian Oversight of Law Enforcement (NACOLE)

# Topics of Discussion

- International Network for the Independent Oversight of Policing (INIOP)
- National Organizations in the U.S.A. and Canada
- Different Models
- Recent changes in California and Florida

# International Developments

- Independent Police Complaints Commission (IPCC), [www.ipcc.gov.uk](http://www.ipcc.gov.uk)
- [INIOP.secretariat@ipcc.gsi.gov.uk](mailto:INIOP.secretariat@ipcc.gsi.gov.uk)
- European Partners Against Corruption (EPAC), [www.epac.at](http://www.epac.at) , the EU's national police monitoring & inspection bodies and anti-corruption agencies

# International Developments

- Canadian Association for Civilian Oversight of Law Enforcement (CACOLE), [www.cacole.ca](http://www.cacole.ca)
- Police Ombudsman Northern Ireland, Mrs. Nuala O'Loan  
[www.policeombudsman.org](http://www.policeombudsman.org)  
*"We provide an independent and impartial complaints service for members of the public about the conduct of police officers in Northern Ireland."*
- Republic of Ireland - **Garda Ombudsman Commission**  
The Garda Ombudsman Commission is empowered to:  
Directly and independently investigate complaints against members of the Garda Síochána  
Investigate any matter, even where no complaint has been made, where it appears that a Garda may have committed an offence or behaved in a way that would justify disciplinary proceedings  
Investigate any practise, policy or procedure of the Garda Síochána with a view to reducing the incidence of related complaints

# International Developments

Most provinces in Canada have some form of civilian oversight of law enforcement. Although agency size, statutory authority and responsibilities vary from province to province, civilian oversight agencies share a common goal: a positive relationship between the public and the police. This is achieved through an accessible and transparent complaint process, conscientiously monitored by independent and impartial civilian agencies. Commissions and provincial agencies responsible for civilian oversight of investigations into alleged police misconduct are mandated to ensure complaint investigations are thorough, fair and balanced to both the complainant and the respondent.

# Canada

- Alberta [Edmonton Police Commission](#) [Calgary Police Commission](#) [Alberta Law Enforcement Review Board](#)
- British Columbia [Office of the Police Complaint Commissioner](#)
- First Nations [First Nations Police Governance Authorities](#)
- Manitoba [Manitoba Law Enforcement Review Agency \(LERA\)](#)
- New Brunswick [New Brunswick Police Commission](#)
- Newfoundland [Royal Newfoundland Constabulary Public Complaints Commission](#)
- Nova Scotia [Nova Scotia Police Commission \(NSPC\)](#) [Nova Scotia Police Commission](#)
- Military Police [Canadian Military Police Complaints Commission \(MPCC\)](#)
- Ontario [Special Investigations Unit](#) [Ontario Civilian Commission on Police Services](#)
- Prince Edward Island Does not have a provincial police oversight agency. Legislation is in the drafting stages. We expect it to be in force within a few months.
- Quebec [Commissaire à la déontologie policière \(Police Ethics Commissioner\)](#) [Comité de déontologie policière\(Police Ethics Committee\)](#) [Portal, Ministère de la Sécurité publique du Québec](#)
- RCMP [Canadian Commission for Public Complaints Against the RCMP](#) [RCMP External Review Committee](#)
- Saskatchewan [Saskatchewan Public Complaints Commission](#)

# International Developments

- Africa – South Africa
- Latin America – Ombudsman “Defensor del Pueblo”
- Australia - Police Integrity Commission  
[www.pic.nsw.gov.au](http://www.pic.nsw.gov.au)

# United Nations

- UNITED NATIONS CRIME AND JUSTICE INFORMATION NETWORK [Compendium of United Nations Standards and Norms in Crime Prevention and Criminal Justice](#)
- Code of Conduct for Law Enforcement Officials  
[www.uncjin.org/Standards/standards.html](http://www.uncjin.org/Standards/standards.html)
- Basic Principles on the Use of Force and Firearms by Law Enforcement
- Officials Articles 6 and 7 of the UN International Covenant on Civil and Political Rights requires there to be an investigation independent of the alleged perpetrators in relation to torture, inhumane and degrading treatment and deaths at the hand of the state.

# ALTUS Global Alliance

- Altus is a global alliance working across continents and from a multicultural perspective to improve public safety and justice.  
( [www.altus.org](http://www.altus.org) )

In April 2004, six established NGOs and academic centers joined together to form a unique alliance called Altus. With members spanning five continents, Altus offers a truly global perspective on issues of safety and justice, a greater capacity to work across borders, and a larger role for civil society in advancing justice.

Altus places special emphasis on police accountability and the quality of police oversight, serving as a source of knowledge and innovation for governments, police leaders, human rights activists, legislators, journalists and citizens around the world, concerned about the effective and fair control of policing.

# Developments U.S.A.

- Click [www.nacole.org](http://www.nacole.org) to hear NACOLE Conference pod-casts see 138 mapped agencies and join police oversight list serve
- NACOLE Board Members:
  - President** [Pierce Murphy](#) Boise, Idaho
  - President-Elect** [Eduardo Diaz](#) Miami-Dade, FL
  - Secretary** [Charles Reynolds](#) Dover, N.H., Past President of the International Association of Chiefs of Police (IACP), former Vice Chair of the Commission on Accreditation for Law Enforcement Agencies (CALEA)
  - Treasurer** [Dante Goss](#), Detroit, Michigan
  - Past President** [Barbara Attard](#) , San Jose, CA
  - Board Members at Large:**
    - [Kelvyn Anderson](#), Philadelphia, PA
    - [Sam Pailca](#), Seattle, WA
    - [Phil Eure](#), Washington D.C.
    - [Robin Lolar](#), Minneapolis, MN
    - [Richard Rosenthal](#), Denver, CO
    - [Carol Scott](#), Knoxville, TN

# NACOLE and CACOLE Conferences

- Dr. David Harris - *Profiles in Injustice: Why Racial Profiling Cannot Work* and *Good Cops: The Case for Preventive Policing*  
<http://law.utoledo.edu/students/faculty/Harris/harris.htm>
- Dr. Lorie Fridell – *Racially Biased Policing: A Principled Response* [www.policeforum.org](http://www.policeforum.org)
- Dr. Sam Walker - *BEST PRACTICES IN POLICE ACCOUNTABILITY* [www.policeaccountability.org](http://www.policeaccountability.org)
- Dr. Colleen Lewis - *Civilian Oversight of Police: Governance, Democracy and Human Rights* (2000, with Andrew Goldsmith) [Colleen.Lewis@arts.monash.edu.au](mailto:Colleen.Lewis@arts.monash.edu.au)
- Police Assessment Resource Center - [www.parc.info](http://www.parc.info)

# California Issues

- Copley Press Inc. vs. Superior Court of San Diego
- August ruling of the California Supreme Court.
- Limited records relating to the discipline of public safety employees.
- Profound consequences on public access to proceedings.

# Local Developments

- IRP Ordinance change
- City of Miami Civilian Investigative Panel (CIP)
- Key West
- Orange County
- St. Petersburg
- Ft. Lauderdale

# Racial Profiling

- Miami-Dade Racial Profiling Board  
[www.miamidade.gov/irp](http://www.miamidade.gov/irp)
- Tools for Tolerance for Law Enforcement  
[www.toolsfortolerance.com](http://www.toolsfortolerance.com)
- Biased Based Policing Prevention
- Investments in Training versus Data Collection

# Training

- The IRP staff is prepared to help any department prevent complaints by offering training. In addition, any community group that wants to know what to do to take constructive conflict action can avail itself of our services. We are committed to help improve police/community relations.

# IRP and Local Municipalities

- **Sec. 2-11.52. Municipal utilization of Panel authorized.** At the request of any municipality, on a case-by-case basis or for a time certain, the Panel may assume jurisdiction to consider complaints of citizens against any employee, agency or instrumentality of said municipality. The Panel may proceed to consider, review, investigate and conduct hearings relative to such complaint or grievance. In such event, all references to the County or County officers, employees or representatives shall be determined to be references to the municipality and to the municipal officers, employees or representatives who serve in comparable capacities.

# Contact Information

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*"Delivering Excellence Every Day"*