Peterborough Police Service Board

Policy
Detainee Care and Control and Detainee Transportation
2026-LE-040

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1.0 Authority

1.1 Subsection 37(1) of the *Community Safety and Policing Act, 2019, S.O. 2019, c. 1, Sched. 1,* ("CSPA") provides that a Board shall provide adequate and effective policing in the in the area for which it has policing responsibility as required by section 10 of the CSPA;

1.2 Subsection 38 (2) of the CSPA provides that a Police Service Board may establish policies respecting matters related to the police service or the provision of policing;

1.3 O. Reg. 392/23: Adequate and Effective Policing (General) prescribes standards for adequacy and effectiveness of police services;

1.4 The Board has deemed it appropriate and consistent with the principles set out in section 1 of the CSPA, with its objectives and priorities determined pursuant to sections 37 and 38 of the CSPA that the board have a policy on persons in custody, detainee care and control and detainee transportation;

NOW THEREFORE THE PETERBOROUGH POLICE SERVICE BOARD APPROVES AND ADOPTS THE FOLLOWING:

2.0 Definitions

In this Policy:

2.1 **"Act" or "CSPA"** means the *Community Safety and Policing Act, 2019, S.O. 2019, c. 1, Sched. 1*, as amended;

2.2 **"Board"** means the Peterborough Police Service Board;

2.3 **"Chief"** means the Chief of the Peterborough Police Service;

2.4 **"Member"** means a member of the Peterborough Police Service;

2.5 **"Detainee"** means any person detained, arrested by, or in the custody of the Peterborough Police Service. This includes young persons as defined in the *Youth Criminal Justice Act*.

2.6 **"Service"** means the Peterborough Police Service.

3.0 Board Policy

3.1 The Board recognizes the rights of persons in custody, and it is therefore the policy of this Board that such persons be dealt with in a professional and thorough manner, and in accordance with procedures established by the Chief as directed in this Policy.

4.0 Direction to the Chief

4.1 **Procedures**

4.1.1 The Chief shall develop a procedure for the care and control of detainees including a procedure for the effective monitoring of detainees.

4.1.2 The procedure shall include ensuring the secure custody of persons in custody in respect of court proceedings in accordance with subsection 243 (1) 3 of the CSPA.

4.2 **Procedures – Escape from Custody**

4.2.1 The Chief shall establish a procedure for responding to an escape from police custody by a detainee.

4.3 Procedures – Detainee Transportation

4.3.1 The Chief shall develop procedures on detainee transportation, including the use of vehicles that adequately protect Service Members transporting detainees, detainees being transported and the public.

4.4 Training

4.4.1 The Chief shall ensure that Members involved in detainee care and control have the knowledge, skills and abilities required for the care and control of detainees.

4.4.2 The Chief shall ensure that Members used to escort persons in custody have the knowledge, skills and abilities required to perform the function.

4.5 Equipment

4.5.1 The Chief shall ensure that Members used to escort persons in custody have available and use the appropriate safety equipment in performing this function.

4.6 Review of Procedures

4.6.1 The Chief shall review the procedures, processes and practices of the Service for detainee care and control following an escape or in-custody death.

5.0 Report to the Board

5.1 Reporting Requirements – Escape From Custody

5.1.1 The Chief shall conduct an investigation into the circumstances surrounding an escape from custody, and provide a written report to the Board upon completion.

5.2 Reporting Requirements - Inquest

5.2.1 The Chief shall make a written report to the Board summarizing the findings of a coroner's jury following an inquest into the death of an individual in police custody and a further report within six (6) months reporting on compliance with the said recommendations.

5.3 **Reporting Requirements – General**

5.3.1 The Chief shall report to the Board on the Service implementation of this Policy as follows:

(1) In response to questions from the Board regarding Service procedures developed pursuant to the policy, either verbally at a meeting when the question is asked, or in writing at the next regularly scheduled Board meeting, as directed by the Board; and

(2) Within thirty days of the Chief becoming aware of a breach of Service procedures developed pursuant to this policy that the Chief in his sole discretion determines to be a significant breach that is likely to result in liability for or reputational damage to the Board or the Service, the Chief shall:

a) report to the Board verbally regarding the matter at its next regularly scheduled meeting;

b) provide periodic verbal updates as directed by the Board at subsequent meetings pending completion of internal and external proceedings regarding the matter; and

c) after the conclusion of all internal and external proceedings regarding the matter, provide a written report to the Board explaining:

i) the breach;

ii) the circumstances surrounding the breach;

iii) the Chief's liability or reputational concerns; and

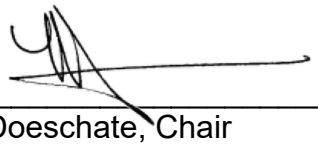
iv) the corrective measures taken, including amendments to the procedure to guard against future breaches.

6.0 Implementation

6.1 That the Board approves and adopts this Policy #2026-LE-040 Detainee Care and Control and Detainee Transportation which shall come into force on October 21, 2026.

6.2 That Policy #LE-016 Prisoner Care and Control, enacted on October 20, 2014, is hereby repealed effective October 21, 2026.

6.3 That Policy #LE-033 Prisoner Transportation, enacted on October 20, 2014, is hereby repealed effective October 21, 2026.



Mary ten Doeschate, Chair
Peterborough Police Service Board

October 20, 2026
Date



Lisa Wilson, Executive Assistant
Peterborough Police Service Board

October 20, 2026
Date