

BYLAW 20497

Amendments to Bylaw 14040 - Edmonton Police Commission

RECOMMENDATION

That Bylaw 20497 be given the appropriate readings.

Purpose

To amend Bylaw 14040 - Edmonton Police Commission to:

- Align to changes made by the Government of Alberta to the *Police Act*, Section 28, Commissions, which are changes to appointment provisions.

Readings

Bylaw 20497 is ready for three readings

A majority vote of City Council on all three readings is required for passage.

If Council wishes to give three readings during a single meeting, then before moving third reading, Council must unanimously agree “That Bylaw 20497 be considered for third reading.”

Position of Administration

Administration supports this Bylaw.

Report Summary

On December 15, 2022, the *Police Amendment Act, 2022* received Royal Assent. On March 29, 2023, amendments to Section 28, Commissions were proclaimed. Changes include a limit to the number of Council-appointed commissioners (members), and the addition of Minister-appointed members. Changes to Bylaw 14040 - Edmonton Police Commission are required to align with these changes.

REPORT

Police Act Changes as of March 29, 2023

- Under the *Police Act*:
 - Council may appoint up to nine members.

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- If Council appoints nine members, the Minister may appoint up to three, taking the total to 12.
- The Minister may appoint more than three members, if the Minister considers it necessary, as long as the total number does not exceed 15 and as long as the number appointed by the Minister is less than 50 per cent of the total number of members.
- The Minister may appoint members for terms of up to three years.
- Minister-appointed members may only be revoked by the Minister.
- If Council has appointed more than nine members before the changes made to Section 28 come into force (March 29, 2023), the existing members remain appointed, but Council may not reappoint a member or appoint a new member unless the reappointment or appointment keeps the total Council-appointed members to no more than nine.

Bylaw 20497 Changes to Bylaw 14040 - Edmonton Police Commission

- A definition of “Minister” is added.
- Section 5, Membership, is deleted and replaced.
 - Commission membership aligns with *Police Act* changes above.

COMMUNITY INSIGHT

As these bylaw amendments are the result of changes made to the provincial *Police Act*, community insight was not used to prepare recommendations.

ATTACHMENT

1. Bylaw 20497 - Amendments to Bylaw 14040 - Edmonton Police Commission

OTHERS REVIEWING THIS REPORT

- M. Plouffe, City Solicitor