

HALTON REGIONAL POLICE SERVICES BOARD POLICY MANUAL

Policy: Legal Indemnification/Criminal Statutory Offenses

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Prepared by: Executive Director

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1. In accordance with Article XXVIII of the Collective Agreements (Senior Officer and Uniform), that the Chief be granted the authority to **"approve in principle"** legal indemnification requests for those criminal and statutory offenses because of acts done in good faith during the performance of a members duties as a police officer.
2. In accordance with Article XXVII, "approval in principle" also includes the approval of the counsel to be retained. Applications to the Chief of Police should include the name of the counsel.
3. The Chief of Police shall then notify the officer in writing of the "approval in principle" pending acquittal of the charge in accordance with Section 50(2) of the Police Services Act. This procedure would then inform the member that they must be acquitted before legal indemnification can be provided.
4. Upon acquittal of the charge, the invoice will be presented to the Board for approval. At that time, if there is concern regarding the excessiveness of the invoice, the Board will then direct that it be assessed as provided for in the collective agreement.
5. This invoice will be placed on the Confidential Agenda and must be accompanied by a recommendation from the Chief of Police.
6. Once the Board has approved the payment, correspondence should be sent to the Director of Administration, along with a copy of the invoice, informing him of the Board's decision.

ADOPTED BY THE BOARD ON THURSDAY, JULY 27, 1995.