



Province of Alberta

## **POLICE ACT**

### Revised Statutes of Alberta 2000 Chapter P-17

Current as of January 1, 2026

Office Consolidation

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### Note

All persons making use of this consolidation are reminded that it has no legislative sanction, that amendments have been embodied for convenience of reference only. The official Statutes and Regulations should be consulted for all purposes of interpreting and applying the law.

### Regulations

The following is a list of the regulations made under the *Police Act* that are filed as Alberta Regulations under the Regulations Act

	<b>Alta. Reg.</b>	<i>Amendments</i>
<b>Police Act</b>		
Exempted Areas Police Service		
Agreements .....	164/2014	141/2024
Independent Agency Police Service .....	163/2025	
Police Conduct and Oversight .....	263/2025	33/2026
Police Funding .....	7/2020	207/2024, 301/2025
<i>NOTE: AR 301/2025, except s5, comes into force Apr 1, 2026</i>		
Police Governance .....	156/2024	85/2025
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# **POLICE ACT**

## Chapter P-17

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### **Preamble**

WHEREAS police services perform a critical role in ensuring public safety and security in Alberta;

WHEREAS the Government of Alberta recognizes the importance of articulating a framework based on the Peelian principles to guide police services in Alberta;

WHEREAS it is desirable that First Nations be able to establish policing services for First Nations reserves where an agreement exists to that effect;

WHEREAS the public is best served by police services that have robust public oversight; and

WHEREAS independent oversight of complaints against police officers and police services will enhance public trust in police services in Alberta;

THEREFORE HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

**Definitions**

**1** In this Act,

- (a) “Board” means the Law Enforcement Review Board;
- (b) “Chair” means the Chair of the Board;
- (b.1) “chief executive officer” means the chief executive officer of the Police Review Commission;
- (c) “commission” means a police commission established under section 25, 28 or 33.1(2), but does not include the Police Review Commission;
- (d) “complainant” means a person who makes a complaint under section 42.1;
- (d.1) “complaint” means a complaint under section 42.1;
- (e) “council” means
  - (i) the council of a city, town, village, summer village, specialized municipality, municipal district or Metis settlement;
  - (ii) in the case of a hamlet, the council of the municipal district in which the hamlet is situated;
  - (iii) in the case of an improvement district, the Minister responsible for the *Municipal Government Act*;
  - (iv) in the case of a special area, the Minister responsible for the *Special Areas Act*;
- (f) “Director” means the Director of Law Enforcement appointed under section 8;
- (f.1) “First Nation” means a band as defined in the *Indian Act* (Canada);
- (f.2) “First Nation police service” means a police service established under Part 3.1;
- (f.3) “fiscal year” means the period beginning April 1 of one year and ending on March 31 of the next year;
- (f.4) “independent agency police service” means a police service established under Part 3.2;

- (g) “Minister” means the Minister designated under section 16 of the *Government Organization Act* as the Minister responsible for this Act;
- (h) “municipal police service” means a police service established under section 27;
- (i) “municipality” means a city, town, village, summer village, specialized municipality or municipal district and includes a Metis settlement;
- (i.01) “officer in charge” means the officer in charge of the unit of the police service that is providing policing services to a municipality under section 22;
- (i.1) “Oversight Board” means the Independent Agency Police Service Oversight Board established under section 33.8;
- (j) “peace officer” means a person employed for the purposes of preserving and maintaining the public peace;
- (k) “police officer” means an individual who
  - (i) is appointed under section 36 as a police officer or a chief of police,
  - (ii) is a member of the Royal Canadian Mounted Police,
  - (ii.1) is appointed under section 5 as a police officer,
  - (iii) is a member of the provincial police service,
  - (iv) is a member of a First Nation police service, or
  - (v) is a member of an independent agency police service;
- (k.1) “Police Review Commission” means the Police Review Commission established under section 42.01(1);
- (l) “police service” means
  - (i) a regional police service;
  - (ii) a municipal police service;
  - (iii) the provincial police service;
  - (iv) a police service established under an agreement made pursuant to section 5;
  - (v) a First Nation police service;

- (vi) an independent agency police service;
- (m) “policing committee” means a policing committee established under section 28.03 or 28.04;
- (n) “provincial police service” means the Royal Canadian Mounted Police where an agreement is entered into under section 21(1);
- (o) repealed 2010 c21 s2;
- (p) “regional police service” means a police service established under section 24.
- (q) repealed 2006 cP-3.5 s38.  
RSA 2000 cP-17 s1;2005 c31 s2;2006 cP-3.5 s38;2010 c21 s2;  
2020 c37 s2;2022 c22 s3;2024 c6 s2(2)

## **Part 1 Administration**

### **Guiding principles**

**1.1** Policing in Alberta should be conducted in accordance with the following principles:

- (a) policing should be guided by the need to ensure the safety and security of all persons and property in Alberta;
- (b) policing should safeguard the fundamental rights guaranteed by the *Canadian Charter of Rights and Freedoms* and the *Alberta Human Rights Act*;
- (c) there should be co-operation between the providers of police services and the members of the communities they serve;
- (d) when providing policing services to the public, it is desirable for police officers to consider the health-related situations, conditions or impediments affecting an individual;
- (e) it is desirable that policing services be provided in a manner that recognizes the history and cultures of First Nations, Inuit and Metis peoples in Alberta;
- (f) police services should strive to reflect the pluralistic character of society and the communities they serve;
- (g) police officers at all levels should promote a culture of accountability within their roles as police officers;

- (h) policing complaint processes should be objective and transparent, and should promote public confidence in the complaints process.

2022 c22 s4

**Responsibility of Ministers**

**2(1)** The Minister is charged with the administration of this Act.

**(2)** Notwithstanding anything in this Act, all police services and peace officers shall act under the direction of the Minister of Justice in respect of matters concerning the administration of justice.

RSA 2000 cP-17 s2;2005 c31 s3;2013 c10 s34;2022 c22 s5

**Responsibility of Government for policing**

**3** The Government of Alberta is responsible for ensuring that adequate and effective policing is maintained throughout Alberta.

RSA 2000 cP-17 s3;2005 c31 s4

**Minister's responsibility for policing standards**

**3.1** The Minister may, subject to the regulations,

- (a) establish standards for
  - (i) police services,
  - (ii) police commissions,
  - (ii.1) the Oversight Board, and
  - (iii) policing committees,

(a.1) establish priorities for policing in the province, and

- (b) ensure that standards are met.

2005 c31 s5;2005 c43 s2;2022 c22 s6;2024 c6 s2(3)

**Responsibility for providing policing services**

**4(1)** As part of providing provincial policing services generally,

- (a) every municipal district and, subject to subsection (6), a specialized municipality, and
- (b) every town, village and summer village that has a population that is not greater than 5000,

shall, subject to subsection (3), receive general policing services provided by the provincial police service and shall pay a cost for these services if required by the regulations.

**(1.1)** As part of providing provincial policing services generally, every Metis settlement shall, subject to subsection (3), receive general policing services provided by the provincial police service at no direct cost to the Metis settlement.

**(2)** Notwithstanding subsections (1) and (1.1), a municipality referred to in subsection (1) or (1.1) may, for the purpose of providing policing services specifically for the municipality, do one of the following:

- (a) engage the provincial police service as a municipal police service under section 22(1);
- (b) enter into an agreement for the provision of municipal policing services under section 22(3);
- (c) establish a regional police service under section 24;
- (d) establish a municipal police service under section 27;
- (e) enter into an agreement for the provision of municipal policing services under section 33.75.

**(3)** Subsections (1) and (1.1) do not apply to a municipality while it is receiving municipal policing services pursuant to subsection (2).

**(4)** Repealed 2005 c31 s6.

**(5)** A city, town, village or summer village that has a population that is greater than 5000 shall, for the purpose of providing policing services specifically for the municipality, do one of the following:

- (a) enter into an agreement for the provision of municipal policing services under section 22(2) or (3);
- (b) establish a regional police service under section 24;
- (c) establish a municipal police service under section 27;
- (d) enter into an agreement for the provision of municipal policing services under section 33.75.

**(6)** A specialized municipality is responsible for the policing of an urban service area with a population greater than 5000 within that specialized municipality in accordance with subsection (5).

RSA 2000 cP-17 s4;2005 c31 s6;2019 c18 s11;2025 c14 s2

### **Exceptions**

**5(1)** The Minister may

- (a) exempt any part of Alberta from the operation of all or any provision of this Act, and
- (b) make any arrangements or agreements the Minister considers proper for the policing of that part of Alberta exempted under clause (a), including appointing police officers.

(2) and (3) Repealed 2005 c31 s7.

(4) When a town, village or summer village attains a population that is greater than 5000, that municipality shall assume responsibility for providing its policing services under section 4(5) on April 1 in the 2nd year following the year

- (a) in which it was determined that the municipality had attained a population that is greater than 5000, or
- (b) in the case where an order is made under subsection (5), in which the Minister is satisfied that the population of the municipality will continue to remain in excess of 5000.

(5) Notwithstanding subsection (4), if the Minister is of the opinion that the population of a municipality referred to in subsection (4) will not remain in excess of 5000, the Minister may by order exempt that municipality from the operation of subsection (4) until the Minister is satisfied that the population of the municipality will continue to remain in excess of 5000.

RSA 2000 cP-17 s5;2005 c31 s7

#### **Determination of population**

**6** For the purposes of this Act, the population of a municipality shall be determined by the Minister responsible for section 1(i) of the *Local Government Fiscal Framework Act*.

RSA 2000 cP-17 s6;2020 c37 s2;2022 c22 s7

#### **Hamlets, improvement districts and special areas**

**7** This Act and the regulations apply to

- (a) a hamlet as if it were a village, and
- (b) an improvement district or special area as if it were a municipal district.

1988 cP-12.01 s7

#### **Director of Law Enforcement**

**8(1)** In accordance with the *Public Service Act*, there shall be appointed a Director of Law Enforcement.

(2) The duties of the Director include the following:

- (a) monitoring police services to ensure that adequate and effective policing is maintained both municipally and provincially;
- (a.1) repealed 2022 c22 s8;
- (b) developing and promoting crime prevention and restorative justice programs;
- (c) developing and promoting programs to enhance professional practices, standards and training for police services, commissions, the Oversight Board, policing committees and the Provincial Police Advisory Board;
- (d) assisting in the co-ordination of policing services;
- (e) consulting with and advising councils, commissions, the Oversight Board, policing committees, the Provincial Police Advisory Board, chiefs of police services and authorized employers of peace officers appointed under the *Peace Officer Act* on matters relating to police and policing;
- (f) developing, maintaining and managing programs and statistical records and conducting research studies in respect of offences and enforcement practices.

RSA 2000 cP-17 s8;2005 c31 s8;2006 cP-3.5 s38;  
2010 c21 s3;2022 c22 s8;2024 c6 s2(4)

## Part 2 Law Enforcement Review Board

### Law Enforcement Review Board

**9(1)** The Lieutenant Governor in Council shall establish a board to be known as the “Law Enforcement Review Board” composed of not fewer than 3 members appointed by the Lieutenant Governor in Council.

**(2)** At least one member of the board shall be an active member of The Law Society of Alberta.

**(3)** A member of the Board must be appointed for a term of not more than 3 years and, subject to the *Alberta Public Agencies Governance Act* and any applicable regulations under that Act, is eligible for reappointment.

**(3.1)** Notwithstanding subsection (3), a member of the Board who has been designated as the Chair of the Board may be appointed for a term of not more than 5 years.

(4) Notwithstanding that the term of office of a member of the Board may have expired, the member continues to hold office until

- (a) the member is reappointed,
- (b) a successor is appointed, or
- (c) a period of 6 months has elapsed,

whichever occurs first.

(5) The members of the Board shall be paid

- (a) fees or remuneration, and
- (b) expenses for subsistence and travelling while absent from their ordinary places of residence in the course of their duties as members of the Board,

as prescribed by the Lieutenant Governor in Council in accordance with any applicable regulations under the Alberta Public Agencies Governance Act.

(6) If regulations under the Alberta Public Agencies Governance Act apply in respect of fees, remuneration or expenses to be paid to members of the Board, those regulations prevail, to the extent of any conflict or inconsistency, over any regulations prescribing fees, remuneration or expenses under subsection (5).

RSA 2000 cP-17 s9;2009 cA-31.5 s65;2022 c22 s9

#### **Board Chair**

**10(1)** The Lieutenant Governor in Council shall designate one of the members of the Board who is an active member of The Law Society of Alberta as Chair of the Board.

**(1.1)** The Chair may designate a member of the Board to be acting Chair when the Chair is absent.

**(1.2)** An acting Chair has all the functions, powers and duties of the Chair, unless the designation provides otherwise.

**(2)** If the Chair is unable to act as Chair for any reason and is unable to designate a member as acting Chair under subsection (1.1), the member in attendance with the longest period of service on the Board shall act in the place of the Chair.

**(3)** For the purposes of subsection (2), if 2 or more persons have an equal period of service on the Board, the member in attendance named earliest in the order appointing the members shall act in the place of the Chair.

RSA 2000 cP-17 s10;2005 c43 s3

#### **Vacancies on Board**

**11(1)** When any member of the Board

- (a) is absent from Alberta, or
- (b) in the opinion of the Lieutenant Governor in Council, is by reason of illness or any other cause incapable of performing the member's duties,

the Lieutenant Governor in Council may by order appoint a person to act in the place of the absent or incapacitated member, on the terms and at the remuneration prescribed by the Lieutenant Governor in Council.

**(2)** The person appointed under subsection (1) has all the rights and powers of a member of the Board and may, during the period of time for which the person is appointed, discharge the duties of a member of the Board.

1988 cP-12.01 s11

#### **Signing of documents**

**12** An order or other document setting out a decision, recommendation or direction of the Board may be signed by the Chair or acting Chair and shall be admitted in evidence as proof, in the absence of evidence to the contrary,

- (a) that the decision, recommendation or direction is that of the Board, and
- (b) that the person signing the order or other document was authorized to do so at the time of the signing,

without proof of the signature or appointment of the person signing as Chair or acting Chair.

1988 cP-12.01 s12

#### **Board secretary**

**13(1)** The Minister may appoint a secretary to the Board, who shall

- (a) keep a record of all proceedings conducted before the Board;

- (b) have the custody and care of the records and documents of the Board;
  - (c) act as a registrar of all notices of appeal and complaints received by the Board;
  - (d) prepare reports required by the Minister or the Chair of the Board.
- (2) A member of the Board may act as secretary in the absence of the secretary.
- (3) If the secretary is not an employee of the Government,
- (a) the Lieutenant Governor in Council shall prescribe the fees or remuneration to be paid to the secretary, and
  - (b) the secretary shall be paid expenses as prescribed by regulation for subsistence and travelling while absent from the secretary's ordinary place of residence in the course of the secretary's duties as the secretary to the Board.

1988 cP-12.01 s13;1994 cG-8.5 s54

#### **Annual report**

**14** After the end of each fiscal year the Board shall file with the Minister a report showing the number and nature of the appeals and inquiries that it held, summaries of the findings made and any other matter that the Minister directs.

RSA 2000 cP-17 s14;2022 c22 s10

#### **Legal counsel**

**15** On the request of the Board or the Chair, the Minister of Justice may appoint a lawyer to assist the Board in respect of an appeal or an inquiry.

RSA 2000 cP-17 s15;2013 c10 s34;2022 c22 s11

#### **Powers of Board**

**16** The Board and each member of the Board have

- (a) all the powers of a commissioner appointed under the *Public Inquiries Act*, and
- (b) the powers given to the Board under the regulations.

1988 cP-12.01 s16

#### **Jurisdiction of the Board**

**17(1)** The Board

- (a) may, on its own motion, conduct inquiries respecting complaints,

- (a.1) shall conduct reviews of decisions of the Police Review Commission or its chief executive officer referred to the Board under section 42.2(5) or 43(7)(b)(i),
- (b) shall conduct appeals referred to the Board under section 48 in accordance with section 19.2,
- (c) shall at the request of the Minister conduct inquiries in respect of any matter respecting policing or police services, and
- (d) shall conduct appeals under section 21 of the *Peace Officer Act*.

*(NOTE: Section 12 of the Police Amendment Act, 2022 purports to amend section 17 as follows:*

*12 Section 17 is amended*

*(a) in subsection (1)*

*(ii) in clause (b) by adding “43.5(5) or” after “section”;*

*The amendment has not been incorporate because “section” occurs twice in section 17(1)(b).)*

**(2)** If the Board is of the opinion that the actions of a police officer who is the subject of an appeal or an inquiry may constitute an offence under an Act of the Parliament of Canada or the Legislature of Alberta, the Board shall refer the matter to the Minister of Justice.

**(3)** Notwithstanding that the actions of the police officer have been referred to the Minister of Justice under subsection (2), if the Board is of the opinion that those actions also constitute a contravention of the regulations governing the discipline of police officers, the matter, as it relates to that contravention, may be proceeded with by the Board unless the Minister of Justice directs otherwise.

RSA 2000 cP-17 s17;2005 c31 s9;2006 cP-3.5 s38;2010 c21 s4;  
2013 c10 s34;2022 c22 s12;2024 c6 s2(5)

#### **Appeal to Court of Appeal**

**18** The decision of the Board in respect of a matter appealed to it under section 43.5(5) or 48 may,

- (a) within 30 days from the day that the Board gives its decision, and

- (b) with the permission of a single judge of the Court of Appeal,  
be appealed to the Court of Appeal on a question of law.  
RSA 2000 cP-17 s18;2008 c23 s2;2014 c13 s36;2022 c22 s13

### **Conduct of Board business**

- 19(1)** The Board shall hold meetings as it considers necessary.
- (2)** The Board may hold sittings and conduct appeals or inquiries at any place in Alberta.
- (3)** The Chair, or the secretary to the Board at the direction of the Chair, may
- (a) arrange for matters to be set down before the Board;
  - (b) adjourn matters set down before the Board;
  - (c) perform the administrative functions that are necessary to enable the Board to carry out its duties under this Act or the *Peace Officer Act*.
- (3.1)** The Board may hold meetings, hold sittings, conduct appeals or inquiries and otherwise conduct Board business by telephone or other electronic means.
- (4)** Repealed 2005 c43 s4.  
RSA 2000 cP-17 s19;2005 c43 s4;2006 cP-3.5 s38;2022 c22 s14

### **Panels**

- 19.1(1)** The Chair may designate any 2 or more members of the Board, which may include the Chair, to sit as a panel of the Board and may direct that panel to conduct any appeal, inquiry or review that the Board may conduct.
- (2)** A quorum of a panel is 2 members.
- (3)** Notwithstanding subsections (1) and (2), where the Chair considers it appropriate to do so, the Chair may designate one member of the Board, which may include the Chair, to sit as a panel of the Board to deal with preliminary or procedural matters incidental to an appeal, inquiry or review.
- (4)** A decision made or action taken by a panel is a decision or action of the Board.
- (5)** A panel of the Board may exercise and perform all the powers and duties of the Board under this Act or any other enactment with respect to the matter it is directed to deal with.

(6) For the purposes of subsection (5), any reference to the Board in this Act or any other enactment is a reference to a panel of the Board.

(7) If the Chair is not a member of a panel, the Chair must designate one of the members of the panel to preside over the panel.

(8) When an appeal, inquiry or review is conducted by a panel and one or more members of the panel for any reason do not attend on any day or part of a day, the remaining members present may, if they constitute a quorum, exercise and perform all the powers and duties of the panel with respect to that appeal, inquiry or review.

(9) Two or more panels may sit simultaneously or at different times.

2005 c43 s5

#### **Review and hearing**

**19.2(1)** Prior to scheduling an appeal for a hearing, the Board shall, within 30 days of receipt of written notice of the appeal, review the written notice of appeal and the record of the hearing and may

- (a) dismiss the matter if in the opinion of the Board the appeal is frivolous, vexatious or made in bad faith, or
- (b) notwithstanding section 20(2)(b), make a decision in respect of the appeal based on the review of the record and consideration of the factors set out in the regulations respecting appeals, without conducting a hearing.

(2) Where the Board is unable to dismiss or conclude an appeal in accordance with subsection (1), the Board may schedule a hearing of the appeal.

(3) The Board may give directions to the affected parties in respect of a review or a hearing and may extend or modify its directions on reasonable request by a party.

2010 c21 s5

#### **Dismissal by Board**

**19.3** The Board may dismiss an appeal if a direction given by the Board under section 19.2(3) has not been complied with by a party or if a party has not responded to the Board's direction.

2010 c21 s5

**Matters governing hearings, inquiries,  
appeals and reviews**

**20(1)** For the purpose of conducting an appeal or an inquiry before the Board, the following applies:

- (a) a notice of the time, place and purpose of the appeal or inquiry shall be served on the person who is the subject of the appeal or inquiry at least 10 days before the commencement of the appeal or inquiry;
- (b) a notice of the time, place and purpose of the appeal or inquiry shall be served at least 10 days before the commencement of the appeal or inquiry on any other person, in addition to the person referred to in clause (a), as the Board directs;
- (c) the Board has, with respect to the holding of an appeal or an inquiry, the same power as is vested in the Court of King's Bench for the trial of civil actions
  - (i) to summon and enforce the attendance of witnesses,
  - (ii) to compel witnesses to give evidence on oath or otherwise, and
  - (iii) to compel witnesses to produce documents, records and things;
- (d) the Board may require
  - (i) the chief executive officer in respect of an investigation or a hearing conducted under section 43.5, or
  - (ii) the person charged with the conduct of an investigation or a hearing under section 43.5,to produce to the Board, prior to an appeal or an inquiry, copies of all investigation reports, statements, correspondence or other documents or things relating to the matter;
- (e) if a person fails to attend, to answer questions or to produce an item as required under clause (c) or (d), the Board may
  - (i) with respect to that person, exercise its power of contempt as provided under the *Public Inquiries Act*, or
  - (ii) where it is unable to exercise the power of contempt referred to in subclause (i), apply to the Court of King's Bench for an order committing that person for contempt

in the same manner as if that person were in breach of an order or judgment of that Court;

- (e.1) if a complainant fails to attend, to answer questions or to produce an item as required under clause (c) or (d) or refuses to participate or to follow processes or conducts himself or herself in an inappropriate manner, the Board may dismiss the matter;
- (e.2) if a witness fails to attend or to answer questions or refuses to participate or to follow processes or conducts himself or herself in an inappropriate manner, the Board may dismiss the witness and continue with the matter;
- (f) the Board may accept any evidence that the Board considers to be relevant to the determination of the issues and is not bound by the rules of law respecting evidence applicable to judicial proceedings;
- (g) in the case where the Board is conducting an appeal, the Board may
  - (i) receive new evidence that was not available, or
  - (ii) refuse to receive new evidence if, in the opinion of the Board, that evidence was available but not presented, when the matter was initially heard or considered;
- (h) repealed 2005 c43 s6;
- (i) all oral evidence received shall be taken down in writing or recorded by electronic means;
- (j) all the evidence taken down in writing or recorded by electronic means and all documentary evidence and things received in evidence at an appeal or an inquiry form the record of the proceeding;
- (k) the Board may
  - (i) from time to time adjourn matters that are before the Board, and
  - (ii) in respect of an appeal, before or after the expiration of the time for service of a notice of appeal, extend the time for service for a further period not exceeding 30 days;
- (l) an appeal or an inquiry shall be held in public;

- (m) notwithstanding clause (l), an appeal or an inquiry, or any portion of it, may be held in private if, in the opinion of the Board, it is in the public interest to do so;
- (n) a person who is likely to be affected by an appeal or an inquiry is entitled
  - (i) subject to clause (p), to appear before the Board,
  - (ii) to make representations to the Board, and
  - (iii) to be represented by a lawyer or an agent;
- (o) a witness, other than one employed for a police service, attending a proceeding before the Board is entitled to the same fees and allowances as a witness summoned to attend at the Court of Justice unless otherwise provided for by a regulation made under this Act;
- (p) notwithstanding clause (n), in conducting an appeal the Board may with the consent of the parties to the proceeding decline to hold a hearing in respect of the appeal and base its decision on
  - (i) the record of the proceeding being appealed from, and
  - (ii) the written submissions of the parties to the appeal.

**(1.1)** On an application for review of a decision of the Police Review Commission or its chief executive officer under section 42.2(5) or 43(7)(b)(i), the Board shall without a hearing review the record of the proceedings under section 42.2(3)(a) or 43(3) or (4), as the case may be, and the reasons for the decision and may

- (a) affirm the decision of the Police Review Commission or its chief executive officer, or
- (b) refer the complaint back to the Police Review Commission or its chief executive officer with directions that the complaint be dealt with in accordance with Part 5.

**(1.2)** If at any time after a written notice of appeal has been filed with the Board in accordance with section 43.5(5) or 48 the parties agree to a resolution of the matter, the Board may issue an order respecting the agreement.

**(1.3)** An order issued under subsection (1.2) concludes the appeal process.

**(2)** Where the Board concludes an appeal

- (a) in the case of an appeal commenced under section 48 from a matter in respect of which a hearing was held, the Board may
  - (i) allow the appeal,
  - (ii) dismiss the appeal,
  - (iii) vary the decision being appealed,
  - (iv) direct that the matter, subject to any directions that the Board may give, be reheard under section 43.5,
  - (v) affirm or vary the punishment imposed, or
  - (vi) take any other action that the Board considers proper in the circumstances,and
- (b) in the case of an appeal commenced under section 43.5(5) from a matter in respect of which a hearing has not been held, the Board may
  - (i) affirm the decision made under section 43.5(4)(b),
  - (ii) direct that a hearing be conducted under section 43.5(4)(a),
  - (iii) direct the Police Review Commission to lay a charge under the regulations governing the discipline of police officers,
  - (iv) direct the chief executive officer to have the matter investigated again,
  - (iv.1) take any action required by the *Peace Officer Act*, or
  - (v) take any other action that the Board considers proper in the circumstances.

**(2.1)** A decision of the Board under subsection (2) must be made in writing within 60 days after the Board concludes the appeal.

**(2.2)** Notwithstanding subsection (2.1), the Board may extend the 60-day time period set out in subsection (2.1) on written notice in accordance with subsection (3) to all of the parties whether or not the period has expired.

(3) When the Board conducts a review, an appeal or an inquiry, the following must be informed in writing of the findings of the Board:

- (a) the appellant, in the case of an appeal commenced under section 48(1);
- (b) the complainant and the police officer against whom the complaint is made, in the case of a review referred to the Board under section 42.2(5) or 43(7)(b)(i) or an appeal commenced under section 43.5(5) or 48(2);
- (c) the Police Review Commission;
- (c.1) the Oversight Board;
- (d) the Minister.

(4) If the Board is of the opinion that a party or counsel to a party to an appeal or an inquiry has acted in a frivolous or vexatious manner, or where the Board considers an award of costs warranted in the circumstances, the Board may

- (a) award costs against a party or counsel to a party in an amount considered appropriate by the Board, and
- (b) direct that the costs referred to in clause (a) be paid
  - (i) to any other party to the appeal or inquiry,
  - (ii) to the Crown in right of Alberta, or
  - (iii) partly to any other party to the appeal or inquiry and partly to the Crown in right of Alberta.

RSA 2000 cP-17 s20;2005 c31 s10;2005 c43 s6;2006 cP-3.5 s38;  
2010 c21 s6;2022 c22 s15;AR 217/2022;AR 75/2023;  
2024 c6 s2(6)

**20.1** Repealed 2022 c22 s16.

### **Part 3**

## **Police Services and Commissions**

#### **Provincial police service**

**21(1)** The Lieutenant Governor in Council may, from time to time, authorize the Minister on behalf of the Government of Alberta to enter into an agreement with the Government of Canada for the Royal Canadian Mounted Police to provide a provincial police service.

(2) When an agreement referred to in subsection (1) is in force, the Royal Canadian Mounted Police are responsible for the policing of all or any part of Alberta as provided for in the agreement.

(3) The Royal Canadian Mounted Police with respect to their duties as the provincial police service shall, subject to the terms of the agreement referred to in subsection (1), be under the general direction of the Minister in matters respecting the operations, policies and functions of the provincial police service other than those matters referred to in section 2(2).

1988 cP-12.01 s21;1994 cG-8.5 s54

### **Municipal policing by another police service**

**22(1)** The Government of Alberta may enter into an agreement with the council of a municipality referred to in section 4(2) for the provision of policing services specifically for the municipality by the provincial police service subject to the sharing of costs as determined by the Minister.

(2) Notwithstanding subsection (1), where the Minister considers it necessary, the Minister may authorize a municipality that has a population that is greater than 5000 to enter into an agreement with the Government of Alberta for the provision of policing services specifically for the municipality by the provincial police service subject to the sharing of costs as determined by the Minister.

(3) Subject to the prior approval of the Minister, the council of a municipality may enter into an agreement with

- (a) the Government of Canada for the employment of the Royal Canadian Mounted Police, or
- (b) the council of another municipality,

for the provision of policing services to the municipality.

(4) If a municipality has entered into a policing agreement under subsection (1), (2) or (3), it shall not, without the prior approval of the Minister, withdraw from or alter the type of policing service that it is receiving.

(5) Repealed 2005 c31 s11.

RSA 2000 cP-17 s22;2005 c31 s11

**23** Repealed 2022 c22 s16.

### **Regional police services**

**24(1)** Subject to the prior approval of the Minister, the councils of 2 or more municipalities may enter into an agreement to be policed by one regional police service.

(2) The Government of Alberta may be a party to an agreement referred to in subsection (1) if the region to be policed under the agreement includes an area not contained within the limits of a municipality that is subject to the agreement.

(3) If the council of a municipality has entered into an agreement under this section, it shall not withdraw from the agreement without the prior approval of the Minister.

1988 cP-12.01 s24;1994 cG-8.5 s54

### **Regional police commissions**

**25(1)** The parties to an agreement entered into under section 24 shall, in accordance with the agreement and subject to the regulations, establish a regional police commission and appoint members to the commission.

(1.1) If the parties to the agreement have appointed

- (a) 3 or fewer members to the commission, the Minister may appoint one member to the commission,
- (b) 4 to 6 members to the commission, the Minister may appoint up to 2 members to the commission, and
- (c) 7 or more members to the commission, the Minister may appoint one member for each group of 3 members appointed to the commission, including any remaining group that is less than 3 members.

(1.2) Notwithstanding subsection (1.1), the Minister may appoint additional members to a regional police commission if the Minister considers it necessary, so long as the total number of members appointed by the Minister is less than 50% of the total number of commission members.

(2) Subject to subsection (2.1), the appointment of a member to a regional police commission may be revoked only for cause and in accordance with the agreement entered into under section 24.

(2.1) The appointment of a member to a regional police commission appointed by the Minister may be revoked only by the Minister at the discretion of the Minister.

(3) All persons appointed to a regional police commission shall take the oath set out in Schedule 1.

RSA 2000 cP-17 s25;2022 c22 s17

### **Responsibility of a regional police commission**

**26** A regional police commission shall, on behalf of the parties to an agreement entered into under section 24, establish and maintain

an adequate and effective regional police service under the general supervision of the regional police commission.

1988 cP-12.01 s26

#### **Municipal police services**

**27(1)** A municipality that has assumed responsibility for establishing a municipal police service under section 4(2)(d) or (5)(c) shall establish and maintain an adequate and effective municipal police service under the general supervision of a municipal police commission.

**(2)** A municipality maintaining a municipal police service shall not withdraw from providing that service except with the prior approval of the Minister.

RSA 2000 cP-17 s27;2005 c31 s13

#### **Municipal police commissions**

**28(1)** A council, other than one that is party to an agreement entered into under section 22 or 24, that

- (a) has a municipal police service, or
- (b) has the approval of the Minister to establish a municipal police service,

shall establish a municipal police commission.

**(2)** A council that has established a commission shall prescribe, subject to the regulations, the rules governing the operations of the commission.

**(2.1)** Subject to subsection (3), a commission shall consist of not fewer than 3 nor more than 12 members appointed in accordance with subsections (2.2) and (2.3).

**(2.2)** The council that has established the commission may appoint, subject to the regulations, up to 9 members to the commission.

**(2.3)** If the council has appointed

- (a) 1 to 3 members to the commission, the Minister may appoint one member to the commission,
- (b) 4 to 6 members to the commission, the Minister may appoint up to 2 members to the commission, or
- (c) 7 to 9 members to the commission, the Minister may appoint up to 3 members to the commission.

**(3)** Notwithstanding subsection (2.3), the Minister may appoint additional members to a commission if the Minister considers it necessary, so long as the total number of members

- (a) appointed to the commission does not exceed 15 members, and
- (b) appointed by the Minister is less than 50% of the total number of commission members.

**(3.1)** For greater certainty, subsection (2.3) does not apply to a police commission for a First Nation police service.

**(4)** If

- (a) 4 or fewer members are appointed under subsection (2.2), one of them may be a member of the council or an employee of the municipality, or
- (b) 5 or more members are appointed under subsection (2.2), 2 of them may be members of the council or employees of the municipality.

**(4.1)** A member of a commission shall not be a full-time member of the commission.

**(5)** The council may provide for the payment of reasonable remuneration or of a gratuity or allowance to members of the commission.

**(6)** The term of office of a person appointed to a commission is

- (a) 3 years, or
- (b) a term of less than 3 years, but not less than 2 years, as may be fixed by bylaw.

**(6.1)** Notwithstanding subsection (6)(b), a person appointed to a commission by the Minister may be appointed for a term of office of up to 3 years.

**(7)** Notwithstanding subsection (6), a majority of the members appointed to a newly established commission shall be appointed for 3 years, and the remaining members shall be appointed for 2 years.

**(8)** A member of a commission is eligible for reappointment if the reappointment does not result in more than 10 consecutive years of service by that member.

- (9) If a person who is a member of a council is a member of the commission, that person's appointment to the commission terminates on that person's ceasing to be a member of the council.
- (10) The members of the commission shall, at the first meeting of the commission in each year, elect from among their members a chair and one or more vice-chairs.
- (11) A member who is a member of the council or an employee of the municipality is not eligible to be elected as chair or vice-chair of the commission.
- (12) The appointment of a member to a commission may not be revoked by the council except for cause.
- (12.1) Despite anything to the contrary in subsection (12), the appointment of a member to a commission who was appointed by the Minister may not be revoked by the council, but may be revoked by the Minister at the discretion of the Minister.
- (13) All persons appointed to a commission shall take the oath set out in Schedule 1.
- (14) Notwithstanding subsection (2.2), if a council has appointed more than 9 members to a commission prior to the coming into force of this subsection,
- (a) the members that were appointed prior to that time remain as members of the commission, but the council may not reappoint a member or appoint a new member unless the reappointment or appointment complies with subsection (2.2), and
  - (b) the Minister may appoint additional members to the commission as if the council had appointed 9 members to the commission.

RSA 2000 cP-17 s28;2005 c31 s14;2010 c21 s8;2022 c22 s18;  
2023 c9 s24;2024 c6 s2(7)

#### **Provincial Police Advisory Board**

**28.01(1)** The Provincial Police Advisory Board is established, consisting of not more than 15 persons appointed by the Minister in accordance with the regulations, one of whom shall be designated as the Chair.

(2) A member of the Provincial Police Advisory Board must be appointed for a term of not more than 3 years and, subject to the *Alberta Public Agencies Governance Act* and any applicable regulations under that Act, is eligible for reappointment.

(3) Notwithstanding that the term of office of a member of the Provincial Police Advisory Board may have expired, the member continues to hold office until

- (a) the member is reappointed,
- (b) a successor is appointed, or
- (c) a period of 6 months has elapsed,

whichever occurs first.

(4) The Provincial Police Advisory Board must include

- (a) at least one member from a First Nation, nominated by the First Nation,
- (b) at least one member from
  - (i) a Metis settlement established by the *Metis Settlements Act*, or
  - (ii) a Metis community, as defined in the regulations, nominated by the Metis settlement or community, as the case may be, and
- (c) other persons prescribed by the Minister in the regulations.

(5) Notwithstanding subsection (4), the Provincial Police Advisory Board may continue to perform its duties and functions despite the vacancy of a member required by subsection (4).

(6) Each member of the Provincial Police Advisory Board shall take the oath set out in Schedule 1.

2022 c22 s19

#### **Powers, duties and functions of the Provincial Police Advisory Board**

**28.02** The Provincial Police Advisory Board shall have the powers and perform the duties and functions set out in the regulations.

2022 c22 s19

#### **Municipal policing committees**

**28.03(1)** A municipality

- (a) with a population that is greater than 15 000, and

- (b) that has entered into an agreement with the Government of Canada for the employment of the Royal Canadian Mounted Police for the provision of policing services to the municipality

shall establish a municipal policing committee in accordance with the regulations.

(2) With the approval of the Minister, 2 or more municipalities may establish a joint municipal policing committee in accordance with the regulations.

2022 c22 s19

#### **Regional policing committees**

**28.04(1)** Subject to subsection (2), municipalities that

- (a) have a population not greater than 15 000,
- (b) have entered into an agreement with the Government of Canada for the employment of the Royal Canadian Mounted Police for the provision of policing services to the municipality, and
- (c) are located within a prescribed regional governance zone

shall establish a regional policing committee in accordance with the regulations.

(2) With the approval of the Minister, a municipality referred to in subsection (1) with a population of at least 5000 but not greater than 15 000 may establish a municipal policing committee in accordance with the regulations instead of a regional policing committee.

2022 c22 s19

#### **Members of municipal and regional committees**

**28.05(1)** All persons appointed to a municipal or regional policing committee shall take the oath set out in Schedule 2.

(2) A council that has established a municipal policing committee or the councils that have established a regional policing committee may provide for the payment of reasonable remuneration or of a gratuity or allowance to members of the committee in accordance with the regulations.

2022 c22 s19

#### **Powers and duties of policing committees**

**28.06** A policing committee shall have the powers and perform the duties and functions set out in the regulations.

2022 c22 s19

**28.1 to 28.3** Repealed 2022 c22 s20.

### **Police budgets and plans**

**29(1)** For the purposes of this section, “financial year” means calendar year.

**(1.1)** Every commission, in consultation with the chief of police, shall cause to be prepared

- (a) estimates of all money required for the financial year to
  - (i) pay the remuneration of the police officers and other persons employed for the police service, and
  - (ii) provide and pay for the maintenance of accommodation, equipment and operating costs of the police service,
- and
- (b) a yearly plan specifying the level of police service and programs to be provided in respect of the municipality,

and shall submit those estimates and plans to the council.

**(2)** In developing a budget, the council may obtain any information from the commission that may be necessary to enable it to assess the efficiency and the financing requirements of the police service.

**(3)** The council is responsible for establishing the total budget for the purposes of the police service, and the commission is responsible for allocating the funds provided for under the budget.

RSA 2000 cP-17 s29;2024 c6 s2(9)

### **Ministerial intervention**

**30(1)** When, in the opinion of the Minister, a municipality that is responsible for providing and maintaining policing services is not

- (a) providing or maintaining adequate and effective policing services, or
- (b) complying with this Act or the regulations,

the Minister may notify the council of that fact and request the council to take the action the Minister considers necessary to correct the situation.

**(1.1)** Without limiting the generality of subsection (1), the Minister, when requested to do so by a police service, a

commission or a policing committee, may request a council to take the action the Minister considers necessary.

**(1.2)** If there is a disagreement between any police service, commission, policing committee or council relating to the provision or maintenance of policing services, one of the parties to the disagreement may refer the matter to the Minister, or the Minister may determine that it is desirable to become involved in the matter, and the Minister may do one or more of the following:

- (a) commence, or appoint a person by order to conduct, an investigation;
- (b) appoint a mediator to assist the parties in resolving the disagreement;
- (c) make a decision to settle the disagreement and order any of the parties to take any action the Minister considers appropriate.

**(2)** If the council does not comply with a request made under subsection (1), the Minister may

- (a) appoint police officers for that municipality and prescribe their remuneration,
- (b) request the provincial police service to provide policing services to the municipality on an interim basis, or
- (c) do any other thing necessary to create an adequate and effective police service within the municipality.

**(3)** Where

- (a) the Minister appoints police officers for a municipality under subsection (2)(a), and
- (b) the municipality has a police service,

the Minister may prescribe that the remuneration of the police officers appointed under subsection (2)(a) be in accordance with any collective agreement that has been entered into in respect of that police service.

**(4)** The remuneration of police officers appointed by the Minister under subsection (2) and any other costs incurred under subsection (2) shall be paid by the municipality.

**(5)** If a municipality is in default of payment under subsection (4), the amount shall be paid by the Government and may be recovered

by the Government by deducting the amount from any grant payable to the municipality or by an action in debt.

RSA 2000 cP-17 s30;2022 c22 s21

### **Commission's responsibility**

**31(1)** Where a commission has been established, the commission shall, in the carrying out of its responsibilities, oversee the police service and shall do the following:

- (a) establish the priorities of the police service, taking into account the priorities for policing in the province established under section 3.1, and report these priorities and any modification of them to the Minister within 30 days of establishing or modifying them;
  - (a.1) report annually or on request to the Minister on the implementation of programs and services to achieve the priorities of the police service;
  - (a.2) allocate the funds that are provided by the council;
  - (b) establish policies providing for efficient and effective policing;
  - (c) issue instructions, as necessary, to the chief of police in respect of the policies referred to in clause (b);
  - (d) ensure that sufficient persons are employed for the police service for the purposes of carrying out the functions of the police service;
  - (e) develop a community safety plan in conjunction with the police service that includes a plan for collaboration with community agencies, and report annually to the Minister on the implementation of and any updates to the plan;
  - (f) develop, with a focus on merit and increased community engagement, a diversity and inclusion plan in conjunction with the police service;
  - (g) exercise other powers and perform other duties and functions specified by the regulations.
- (2)** Subject to Part 3.2, every police officer
- (a) is, after the establishment of a commission, subject to the jurisdiction of the commission, and
  - (b) shall obey the directions of the commission.

(3) Notwithstanding subsections (1) and (2), a commission shall not issue an instruction to a police officer other than to the chief of police.

(4) Where an employee other than a police officer is employed for the police service, the commission may release the employee from the police service subject to the provisions of any collective agreement that applies to that employee.

(5) Where a commission has been established, the council shall not, except as permitted under this Act or the *Police Officers Collective Bargaining Act*,

- (a) perform any function or exercise any power in respect of the police service that the commission is empowered to perform or exercise, or
- (b) issue any instructions to a police officer.

(6) The council is,

- (a) for the purposes of the *Police Officers Collective Bargaining Act*, the employer of police officers, and
- (b) for the purposes of the *Labour Relations Code*, the employer of persons other than police officers,

who are employed for the police service.

(7) The council is liable for any legal liability that is incurred by the commission.

RSA 2000 cP-17 s31;2022 c22 s22;2024 c6 s2(10);2025 c18 s5

### **Commission inquiry**

**32(1)** A commission may conduct an inquiry into any matter respecting the police service or the actions of any police officer or other person employed for the police service.

(2) A commission may designate from among its members a committee of one or more persons to conduct an inquiry under this section.

(3) Subject to subsection (5)(a), where more than one person is to conduct an inquiry under this section, the commission shall designate one of its members to act as the chair of the inquiry.

(4) Where a commission intends to conduct an inquiry under this section, it shall before commencing the inquiry advise the Minister of its intention to conduct the inquiry.

- (5) The Lieutenant Governor in Council may by order appoint a person
- (a) to act as the chair of the inquiry, or
  - (b) to conduct the inquiry on behalf of the commission.
- (6) Where the Lieutenant Governor in Council makes an order under subsection (5)(b), the person so appointed shall, in the place of the commission or any committee of the commission, conduct the inquiry under this section on behalf of the commission.
- (7) The persons conducting an inquiry under this section have, for the purpose of conducting that inquiry, all the powers of a commissioner under the *Public Inquiries Act*.
- (8) Where, from the evidence before the inquiry, the chair of the inquiry is of the opinion that there is sufficient evidence that the actions of a specific police officer constitute or may constitute a contravention of the regulations governing the discipline of police officers, the chair shall report that matter to the commission.
- (9) On receiving a report under subsection (8), the commission shall proceed to have the actions of the specific police officer dealt with under Part 5 by forwarding the matter to the Police Review Commission.
- (10) Notwithstanding that a report is made under subsection (8), the persons conducting the inquiry may proceed with the inquiry but shall not make any recommendations concerning the disposition under Part 5 of the matter in respect of which the report was made.
- (11) When an inquiry is completed, the chair of the inquiry shall provide a written report of the findings of the inquiry and any recommendations
- (a) to the commission, and
  - (b) to the Minister.
- (12) The Board shall not commence an inquiry under section 17(1)(a) with respect to a matter that is the subject of an inquiry being conducted under this section until the inquiry under this section is completed.
- (13) Where the Board is conducting an inquiry under section 17(1)(a), a commission shall not commence an inquiry under this section with respect to a matter that is the subject of the Board's inquiry until the Board's inquiry is completed.

(14) The expenses of an inquiry conducted under this section must, unless otherwise provided for by an order of the Lieutenant Governor in Council, be paid for by the council.

RSA 2000 cP-17 s32;2022 c22 s23

#### **Police officers serving outside their municipality**

**33(1)** The Minister may at any time with the consent of the chair of a commission of a police service that is established under section 24 or 27 direct a police officer of that police service to serve in any part of Alberta that is outside the boundaries of the area for which the commission is responsible.

(2) The commission shall be reimbursed by the Minister for the remuneration and expenses of any police officer providing services pursuant to a direction made under subsection (1).

1988 cP-12.01 s33;1994 cG-8.5 s54

### **Part 3.1 First Nation Police Services**

#### **First Nation police service agreements**

**33.1(1)** The Government of Alberta, the Government of Canada and one or more First Nations, or an entity representing a group of First Nations, may enter into an agreement to establish a police service to provide policing services to a First Nation reserve or group of First Nation reserves.

(2) An agreement referred to in subsection (1) must provide for the establishment of a police commission for the First Nation police service.

(3) If the Government of Alberta, the Government of Canada and one or more First Nations, or an entity representing a group of First Nations, have entered into an agreement to establish a police service to provide policing services to a First Nation reserve or group of First Nation reserves, the agreement is deemed to be an agreement entered into under subsection (1).

2020 c37 s2

#### **Jurisdiction of First Nation police service**

**33.2** A First Nation police service may act as the police service only in the areas specified in the agreement referred to in section 33.1, or any additional areas specified in amendments to that agreement made by the parties set out in that section.

2020 c37 s2

#### **Application**

**33.3(1)** All of the provisions of this Act apply, with necessary changes, to a First Nation police service and its police chief, police officers and police commission.

- (2) If there is a conflict between this Act and the agreement establishing a First Nations police service, the agreement prevails.

2020 c37 s2

## **Part 3.2**

### **Independent Agency Police Services**

#### **Independent agency police services**

**33.4(1)** On the recommendation of the Minister, the Lieutenant Governor in Council may, by regulation, establish independent agency police services for the provision of policing services to all or any part of Alberta as specified in the regulations and for any additional purposes prescribed in the regulations.

(2) An independent agency police service is a corporation, and a regulation made under subsection (1) may address any matters that the Lieutenant Governor in Council considers necessary or advisable for the establishment and operation of an independent agency police service as a corporation or for the winding up of the affairs of an independent agency police service.

(3) An independent agency police service has the capacity and, subject to this Act and the regulations, the rights, powers and privileges of a natural person.

(4) An independent agency police service shall be, subject to section 33.94(2), under the general direction of the Minister in matters respecting the provision of policing services to all or any part of Alberta and in matters respecting any additional purposes prescribed for the purpose of subsection (1).

(5) An independent agency police service shall perform additional duties and responsibilities prescribed in the regulations.

2024 c6 s2(11);2025 c14 s2

#### **Appointment of chiefs of independent agency police services**

**33.5(1)** The Minister, on the recommendation of the Oversight Board, shall appoint the chief of an independent agency police service.

(2) For the purpose of subsection (1), the Oversight Board may make more than one recommendation to the Minister, and the Minister may ask for additional recommendations from the Oversight Board, if necessary.

(3) To be eligible to be appointed as a chief of an independent agency police service, a person must be a Canadian citizen and meet the other qualifications specified by the regulations.

(4) The chief of an independent agency police service appointed under subsection (1), before commencing the chief's duties, shall take the oath set out in Schedule 3, with necessary modifications.

2024 c6 s2(11)

#### **Appointment of police officers of independent agency police services**

**33.6(1)** The chief of an independent agency police service shall appoint the police officers of that independent agency police service.

(2) To be eligible to be appointed as a police officer of an independent agency police service, a person must be a Canadian citizen or lawfully admitted to Canada for permanent residence and meet the other qualifications specified by the regulations and the Oversight Board.

(3) Each police officer appointed under subsection (1), before commencing the police officer's duties, shall take the oath set out in Schedule 3, with necessary modifications.

(4) Subject to the regulations, the chief of an independent agency police service may establish a probationary period of service for a person who is

- (a) appointed to the independent agency police service as a police officer, or
- (b) appointed to or promoted to a position or a higher rank within the independent agency police service.

2024 c6 s2(11);2025 c18 s5

#### **Duties of chiefs of independent agency police services**

**33.7(1)** The chief of an independent agency police service is responsible for the following:

- (a) the preservation and maintenance of the public peace and the prevention of crime as specified in the regulations;
- (b) the maintenance of discipline and the performance of duty within the independent agency police service, subject to the regulations governing the discipline and the performance of duty of police officers of the independent agency police service;
- (c) the day to day administration of the independent agency police service;
- (d) the application of professional police procedures;

- (e) the enforcement of policies made by the Minister with respect to the independent agency police service;
- (f) additional functions prescribed in the regulations.

(2) For the purposes of subsection (1), the chief of an independent agency police service shall issue orders and make directives as the chief of the independent agency police service considers necessary.

(3) The chief of an independent agency police service is accountable to the Oversight Board for the following:

- (a) the operation of the independent agency police service;
- (b) the manner in which the chief of the independent agency police service carries out the responsibilities under subsection (1);
- (c) the administration of the finances and operations of the independent agency police service in keeping with the yearly plan or any amendments to it that the Oversight Board may make;
- (d) the reporting to the Oversight Board of any information concerning the activities of the independent agency police service that the Oversight Board may request, other than information concerning individual investigations or intelligence files;
- (e) the reporting to the Oversight Board and the Police Review Commission of any complaint focused on the policies or services provided by an independent agency police service, any actions taken to address the complaint and the disposition of the complaint.
- (f) additional responsibilities prescribed in the regulations.

(4) Repealed 2025 c14 s2.

2022 c22 s23.1;2024 c6 s2(11);2025 c14 s2

**Power of chiefs of independent agency police services to release employees**

**33.71** Where an employee other than a police officer is employed for an independent agency police service, the chief of the independent agency police service may release the employee from the independent agency police service subject to the provisions of any collective agreement that applies to that employee.

2024 c6 s2(11);2025 c14 s2

**Independent agency police service records, reports, accounts, returns**

**33.72** An independent agency police service shall prepare and keep records, reports, accounts and returns and submit them to the Minister in accordance with the regulations.

2025 c14 s2

**Independent agency police service budgets and fiscal updates**

**33.73(1)** An independent agency police service shall prepare budgets and fiscal updates and submit them to the Minister in accordance with the regulations.

**(2)** The Minister shall review a budget submitted under subsection **(1)** and, subject to an annual appropriation from the Legislature, allocate funds to the independent agency police service that submitted the budget.

**(3)** The independent agency police service that submitted the budget shall disburse the funds allocated by the Minister.

2025 c14 s2

**Independent agency police service annual reports**

**33.74** An independent agency police service shall prepare annual reports and submit them to the Minister in accordance with the regulations.

2025 c14 s2

**Independent agency police service agreements**

**33.75** The council of a municipality referred to in section 4(2) or (5) may enter into an agreement with an independent agency police service for the provision of policing services specifically for the municipality.

2025 c14 s2

**Independent agency police service policing committees**

**33.76(1)** A council that has entered into an agreement for the provision of municipal policing services under section 33.75 shall establish an independent agency police service policing committee in accordance with the regulations.

**(2)** An independent agency police service policing committee shall have the powers and perform the duties and functions set out in the regulations.

**(3)** Each member of an independent agency police service policing committee shall take the oath set out in Schedule 2, with necessary modifications.

(4) A council that has established an independent agency police service policing committee may provide for the payment of reasonable remuneration or of a gratuity or allowance to members of the committee in accordance with the regulations.

2025 c14 s2

#### **Independent Agency Police Service Oversight Board**

**33.8(1)** The Independent Agency Police Service Oversight Board is established, consisting of the Deputy Minister of Public Safety and Emergency Services and up to 8 other members appointed by the Minister in accordance with the regulations.

(2) A member of the Oversight Board must be appointed for a term of not more than 3 years and, subject to the *Alberta Public Agencies Governance Act* and any applicable regulations under that Act, is eligible for reappointment.

(3) Notwithstanding that the term of office of a member of the Oversight Board may have expired, the member continues to hold office until

- (a) the member is reappointed,
- (b) a successor is appointed, or
- (c) a period of 6 months has elapsed,

whichever occurs first.

(4) Notwithstanding subsection (1), the Oversight Board may continue to perform its duties and functions despite the vacancy of a member required by subsection (3).

(5) A member of the Oversight Board shall not be a full-time member of the Oversight Board.

(6) A member of the Oversight Board shall not be

- (a) a member of the Legislative Assembly of Alberta, or
- (b) a member of an independent agency police service.

(7) Each member of the Oversight Board shall be a resident of Alberta and shall remain a resident of Alberta during the term of office of that member.

(8) The members of the Oversight Board shall be paid

- (a) fees or remuneration, and

- (b) expenses for subsistence and travelling while absent from their ordinary places of residence in the course of their duties as members of the Oversight Board,

as prescribed by the Lieutenant Governor in Council in accordance with any applicable regulations under the *Alberta Public Agencies Governance Act*.

(9) If regulations under the *Alberta Public Agencies Governance Act* apply in respect of fees, remuneration or expenses to be paid to members of the Oversight Board, those regulations prevail, to the extent of any conflict or inconsistency, over any regulations prescribing fees, remuneration or expenses under subsection (8).

(10) Each member of the Oversight Board shall take the oath set out in Schedule 1, with necessary modifications.

(11) The members of the Oversight Board, at the first meeting of the Oversight Board in each year, shall elect from among their members, other than the Deputy Minister of Public Safety and Emergency Services, a chair.

2024 c6 s2(11);2025 c14 s2

#### **Powers, duties and functions of the Oversight Board**

**33.9(1)** Subject to subsection (1.1), the Oversight Board shall oversee the policing services provided by independent agency police services, including additional duties and responsibilities performed by independent agency police services under this Act and the regulations.

(1.1) The Oversight Board shall not

- (a) provide direction to any member of an independent agency police service other than the chief,
- (b) issue any instruction respecting policies that is inconsistent with the duties and responsibilities conferred on a chief of an independent agency police service under section 33.7,
- (c) provide any direction, policy, priority, strategy or plan to the chief of an independent agency police service respecting
  - (i) specific investigations,
  - (ii) the conduct of specific operations,
  - (iii) the discipline of any specific member of the independent agency police service,

- (iv) the day to day administration of the independent agency police service, or
  - (v) any other matters prescribed in the regulations,
- or
- (d) provide any direction, policy, priority, strategy or plan that
    - (i) requires a member of an independent agency police service to do anything or refrain from doing anything that is inconsistent with the member's duties under this Act, or
    - (ii) prohibits a member of an independent agency police service from collecting information for the purpose of investigating an offence or assisting with the prosecution of an offence.
- (2)** The Oversight Board, in consultation with the chiefs of the independent agency police services, shall
- (a) - (c) repealed 2025 c14 s2,
  - (d) develop, with a focus on merit and increased community engagement, a diversity and inclusion plan in conjunction with the independent agency police services, and
  - (e) exercise other powers and perform other duties and functions specified by the regulations.
- (3)** Repealed 2025 c14 s2.

2024 c6 s2(11);2025 c14 s2

**Accountability of police officers**

**33.91** Every police officer of an independent agency police service

- (a) shall be subject to the jurisdiction of the chief of that independent agency police service and the Oversight Board, and
- (b) shall obey the directions of the chief of that independent agency police service and the Oversight Board.

2024 c6 s2(11)

**Oversight Board inquiry**

**33.92(1)** The Oversight Board may conduct an inquiry into any matter respecting an independent agency police service or the

actions of any police officer or other person employed for an independent agency police service.

(2) The Oversight Board may designate from among its members a committee of one or more persons to conduct an inquiry under this section.

(3) Subject to subsection (5)(a), where more than one person is to conduct an inquiry under this section, the Oversight Board shall designate one of its members to act as the chair of the inquiry.

(4) Where the Oversight Board intends to conduct an inquiry under this section, it shall advise the Minister, before commencing the inquiry, of its intention to conduct the inquiry.

(5) The Lieutenant Governor in Council may by order appoint a person

(a) to act as the chair of the inquiry, or

(b) to conduct the inquiry on behalf of the Oversight Board.

(6) Where the Lieutenant Governor in Council makes an order under subsection (5)(b), the person so appointed shall, in the place of the Oversight Board or any committee of the Oversight Board, conduct the inquiry under this section on behalf of the Oversight Board.

(7) The persons conducting an inquiry under this section, for the purpose of conducting that inquiry, have all the powers of a commissioner under the *Public Inquiries Act*.

(8) Where, from the evidence before the inquiry, the chair of the inquiry is of the opinion that there is sufficient evidence that the actions of a specific police officer constitute or may constitute a contravention of the regulations governing the discipline or the performance of duty of police officers, the chair shall report that matter to the Oversight Board.

(9) On receiving a report under subsection (8), the Oversight Board shall proceed to have the actions of the specific police officer dealt with under Part 5 by forwarding the matter to the Police Review Commission.

(10) Notwithstanding that a report is made under subsection (8), the persons conducting the inquiry may proceed with the inquiry but shall not make any recommendations concerning the disposition under Part 5 of the matter in respect of which the report was made.

(11) When an inquiry is completed, the chair of the inquiry shall provide a written report of the findings of the inquiry and any recommendations

- (a) to the Oversight Board, and
- (b) to the Minister.

(12) The Board shall not commence an inquiry under section 17(1)(a) with respect to a matter that is the subject of an inquiry being conducted under this section until the inquiry under this section is completed.

(13) Where the Board is conducting an inquiry under section 17(1)(a), the Oversight Board shall not commence an inquiry under this section with respect to a matter that is the subject of the Oversight Board's inquiry until the Board's inquiry is completed.

(14) The expenses of an inquiry conducted under this section must be paid for by the Crown in right of Alberta, unless otherwise provided for by an order of the Lieutenant Governor in Council.

2022 c22 s23.2;2024 c6 s2(11)

#### **Uniforms and insignia**

**33.93** A member of an independent agency police service shall wear only the uniform and insignia approved by the Oversight Board.

2024 c6 s2(11)

#### **Minister's responsibilities**

**33.94(1)** Subject to subsection (2), the Minister shall

- (a) develop policies and priorities for independent agency police services,
- (b) provide general directions to the Oversight Board regarding the operations of independent agency police services, and
- (c) perform additional duties and functions provided for in the regulations for the purposes of this Part.

(2) The Minister shall not

- (a) perform the powers, duties or functions of the Oversight Board,
- (b) provide direction to any member of an independent agency police service, including to the chief,

- (c) provide any direction, policy, priority, strategy or plan respecting
  - (i) specific investigations,
  - (ii) the conduct of specific operations,
  - (iii) the discipline of any specific member of an independent agency police service,
  - (iv) the day to day administration of an independent agency police service, or
  - (v) any other matters prescribed in the regulations,
- or
- (d) provide any direction, policy, priority, strategy or plan that
  - (i) requires a member of an independent agency police service to do anything or refrain from doing anything that is inconsistent with the member's duties under this Act, or
  - (ii) prohibits a member of an independent agency police service from collecting information for the purpose of investigating an offence or assisting with the prosecution of an offence.

**(3)** The Minister shall publish on the website of the Minister's department the policies and priorities developed for independent agency police services under subsection (1)(a).

2024 c6 s2(11);2025 c14 s2

### **Part 3.2 regulations**

**33.95** The Lieutenant Governor in Council may make regulations

- (a) specifying for the purpose of section 33.4(1) whether an independent agency police service may provide policing services to all or a part of Alberta and, if an independent agency police service may provide policing services to a part of Alberta, the part of Alberta to which the independent agency police service may provide policing services;
- (b) prescribing additional purposes for the purpose of section 33.4(1);
- (c) respecting any matters that the Lieutenant Governor in Council considers necessary or advisable for the establishment and operation of an independent agency

- police service as a corporation or for the winding up of the affairs of an independent agency police service, including regulations
- (i) determining or providing for the manner of determining the head office of an independent agency police service,
  - (ii) respecting the appointment of corporate officers of an independent agency police service,
  - (iii) respecting the size and composition of the board of directors of an independent agency police service,
  - (iv) respecting the appointment of members of the board of directors of an independent agency police service, eligibility and qualifications for membership, the terms of office of members, the termination and disqualification of members, the filling of vacancies and the remuneration and expenses payable to members,
  - (v) respecting the designation of a chair and vice-chair of the board of directors of an independent agency police service,
  - (vi) respecting the powers of the board of directors of an independent agency police service, including regulations respecting the ability of the board of directors to delegate those powers,
  - (vii) respecting the bylaws of an independent agency police service, including regulations authorizing or requiring the board of directors of an independent agency police service to make bylaws respecting the general conduct, operation, management and financial matters of the independent agency police service,
  - (viii) respecting the financial matters of an independent agency police service, including regulations respecting
    - (A) the borrowing and investment powers of an independent agency police service and matters relating to borrowing and investment by an independent agency police service,
    - (B) the giving of indemnities and guarantees by an independent agency police service, including regulations authorizing the giving of indemnities and guarantees, respecting the persons to whom indemnities and guarantees may be given and

- respecting any terms and conditions that apply to indemnities and guarantees,
- (C) the acquisition, leasing and disposal of assets and equipment by an independent agency police service,
  - (D) money donated to an independent agency police service,
  - (E) the surpluses and deficits of an independent agency police service, and
  - (F) requirements relating to the preparation of the financial records of an independent agency police service,
- (ix) specifying whether an independent agency police service is an agent of the Crown in right of Alberta, and
  - (x) authorizing the Minister to wind up or provide for the winding up of the affairs of an independent agency police service;
- (d) prescribing and governing, subject to this Act, additional duties and responsibilities of an independent agency police service for the purpose of section 33.4(5);
  - (e) prescribing and governing, subject to this Act, additional functions and responsibilities of a chief of an independent agency police service for the purposes of section 33.7(1)(f) and (3)(f);
  - (f) respecting the records, reports, accounts and returns of an independent agency police service for the purpose of section 33.72, including regulations
    - (i) specifying the information that records, reports, accounts and returns must contain,
    - (ii) respecting the form and manner in which records, reports, accounts and returns must be kept, and
    - (iii) respecting the time at or within which and the form and manner in which records, reports, accounts and returns must be submitted to the Minister;
  - (g) respecting the budgets and fiscal updates of an independent agency police service for the purpose of section 33.73(1), including regulations

- (i) specifying the information that budgets and fiscal updates must contain, and
- (ii) respecting the time at or within which and the form and manner in which budgets and fiscal updates must be submitted to the Minister;
- (h) respecting the annual reports of an independent agency police service for the purpose of section 33.74, including regulations
  - (i) specifying the information that annual reports must contain, and
  - (ii) respecting the time at or within which and the form and manner in which annual reports must be submitted to the Minister;
- (i) respecting the establishment of independent agency police service policing committees;
- (j) governing the powers, duties and functions of independent agency police service policing committees;
- (k) respecting the payment of remuneration, gratuities and allowances to members of independent agency police service policing committees under section 33.76(4);
- (l) respecting, subject to this Act, the appointment of members of the Oversight Board by the Minister for the purpose of section 33.8(1);
- (m) prescribing matters for the purpose of section 33.9(1.1)(c)(v);
- (n) respecting, subject to this Act, other powers, duties and functions of the Oversight Board for the purpose of section 33.9(2)(e);
- (o) respecting, subject to this Act, additional duties and functions of the Minister for the purpose of section 33.94(1)(c);
- (p) prescribing matters for the purpose of section 33.94(2)(c)(v).

## Part 4 Police Officers

### Qualifications re police officers

**34** Subject to Part 3.2, to be eligible to be appointed as a police officer, other than a chief of police, a person must be a Canadian citizen or lawfully admitted to Canada for permanent residence and meet the other qualifications specified by the regulations and the commission.

RSA 2000 cP-17 s34;2006 cP-3.5 s38;2024 c6 s2(12)

### Qualifications re chiefs of police

**35** To be eligible to be appointed as a chief of police of a police service established under section 24 or 27, a person must be a Canadian citizen and meet the other qualifications specified by the regulations and the commission.

1988 cP-12.01 s35

### Appointments of chiefs of police and police officers

**36(1)** Subject to Part 3.2, the commission shall, for a police service,

- (a) appoint the chief of police, subject to subsection (1.1), and
- (b) appoint police officers.

**(1.1)** The initial appointment of any individual as chief of police must be ratified by council.

**(2)** Notwithstanding subsection (1), the commission may delegate the power to appoint police officers other than a chief of police to the chief of police.

**(3)** Each police officer appointed under this section shall, before commencing his or her duties, take the oath set out in Schedule 3.

**(4)** Subject to the regulations, the commission may establish a probationary period of service for a person who is

- (a) appointed to the police service as a police officer, or
- (b) appointed to or promoted to a position or a higher rank within the police service.

RSA 2000 cP-17 s36;2005 31 s16;2024 c6 s2(13)

### Dismissals and lay-offs of police officers

**37(1)** Police officers may, subject to Part 5, be dismissed by the chief of the police service for disciplinary reasons in accordance with the regulations.

(2) Notwithstanding the provisions of a collective agreement, and subject to subsection (3) and the regulations, the chief of a police service may terminate a police officer from the service by serving a notice of termination to the police officer

- (a) for reasons other than disciplinary reasons, or
- (b) if the chief of the police service is of the opinion that the police officer is unfit to be employed as a police officer.

(3) For a notice of termination served under subsection (2) to take effect, the commission or the Oversight Board, as the case may be, must confirm the termination of the police officer within 30 days of serving the notice of termination.

(4) Subject to subsection (3), where a collective agreement provides a process for terminating a police officer for the reasons referred to in subsection (2)(a) or (b), that process shall be used for terminating the services of a police officer under subsection (2).

(5) Sections 43.5, 47 and 48 do not apply in respect of a police officer terminated from the police service under subsection (2).

RSA 2000 cP-17 s37;2022 c22 s24;2024 c6 s2(14)

#### **Authority, duties and jurisdiction of police officers**

**38(1)** Every police officer is a peace officer and has the authority, responsibility and duty

- (a) to perform all duties that are necessary
    - (i) to carry out the police officer's functions as a peace officer,
    - (ii) to encourage and assist the community in preventing crime,
    - (iii) to encourage and foster a co-operative relationship between the police service and the members of the community, and
    - (iv) to apprehend persons who may lawfully be taken into custody,
- and
- (b) to execute all warrants and perform all related duties and services.

(2) A police officer has jurisdiction throughout Alberta.

(3) Notwithstanding subsection (2), where a commission is established in respect of a police service, the commission may restrict the territorial jurisdiction of any police officer of that police service.

(4) Where the territorial jurisdiction of a police officer is restricted under subsection (3), that police officer may, notwithstanding that restriction, carry out the police officer's functions and exercise the police officer's powers beyond that jurisdiction if the police officer is in immediate pursuit of a person who the police officer has reasonable and probable grounds to believe has committed an offence against any law that the police officer is empowered to enforce.

1988 cP-12.01 s38

**Authority to collect, record, retain, store,  
use and disclose information**

**38.1(1)** This section only applies where a police officer has no other authority, responsibility or duty to collect, record, retain, store, use or disclose information from a member of the public.

(2) For the purposes of this section,

- (a) "carding" means any attempt to collect information, including personal information, from a member of the public if
  - (i) any part of the reason for the attempted collection of the information is based on a prohibited ground of discrimination, the person's socio-economic status, or the police officer's perception that the member of the public has a characteristic associated with a prohibited ground of discrimination or a person's socio-economic status, or
  - (ii) the attempted collection is done in an arbitrary way,
- (b) "personal information" means personal information as defined in the *Protection of Privacy Act*, and
- (c) "prohibited ground of discrimination" means a person's race, religious beliefs, colour, gender, gender identity, gender expression, physical disability, mental disability, age, ancestry, place of origin, marital status, source of income, family status or sexual orientation.

(3) Subject to subsections (4) and (5), every police officer has the authority to collect, record, retain, store, use and disclose information, including personal information, voluntarily provided

by a member of the public, obtained as a result of a non-detention, non-arrest interaction with a police officer, in accordance with the regulations.

**(4)** A police officer may only collect, record, retain, store, use or disclose information, including personal information, voluntarily provided by a member of the public, obtained as a result of a non-detention, non-arrest interaction with a police officer, under this section if that information is obtained during the course of one or more of the following activities:

- (a) crime prevention activities;
- (b) gathering information for the purpose of intelligence related to individuals known or reasonably suspected to be engaged in illegal activities;
- (c) inquiring into offences that may have been or might be committed;
- (d) inquiring into suspicious activities that may lead to detecting illegal activities;
- (e) another lawful law enforcement activity.

**(5)** A police officer is prohibited from carding.

**(6)** Notwithstanding subsection (2)(a), a police officer is not engaging in carding if the police officer considers a prohibited ground of discrimination or a person's socio-economic status as part of the reason for attempting to collect information, including personal information, from a member of the public and

- (a) the police officer is seeking a particular person,
- (b) a prohibited ground of discrimination or a person's socio-economic status forms part of a credible, reasonably specific description relating to the person, or is evident from a visual representation of the person, and
- (c) the description of the person consists of 2 or more prohibited grounds of discrimination or a prohibited ground of discrimination and one or more other credible, reasonably specific descriptions relating to the person.

**(7)** For the purposes of subsection (2)(a)(ii), an attempted collection of information, including personal information, from a member of the public by a police officer is done in an arbitrary way unless the police officer has a reason for attempting to collect the information that complies with all of the following criteria:

- (a) the reason includes details about the member of the public or the circumstances that caused the police officer to reasonably suspect that collecting information, including personal information, from the person may contribute to or assist with one of the activities referred to in subsection (4);
  - (b) the reason does not include either of the following:
    - (i) that the person has declined to answer a question from the police officer which the person is not legally required to answer;
    - (ii) that the person has attempted or is attempting to discontinue interaction with the police officer in circumstances in which the person has the legal right to do so;
  - (c) the reason is not only that the person is present in a high-crime location;
  - (d) the reason complies with any criteria established by regulation.
- (8)** Personal information that is collected under this section may be disclosed by any person, organization or public body
- (a) for the purpose of complying with a review, reporting or other requirement to ensure compliance with the Act, regulations or standards established by the Minister or Minister's delegate, and
  - (b) for other purposes as authorized by the regulations.
- (9)** The Lieutenant Governor in Council may make regulations respecting the collection, recording, retention, storage, use and disclosure of information, including personal information, voluntarily provided by a member of the public, obtained as a result of a non-detention, non-arrest interaction with a police officer, including
- (a) defining any word or expression for the purposes of a regulation made under this section;
  - (b) prescribing and respecting the circumstances in which a police officer is permitted to collect, record, retain, store, use or disclose information, including personal information, or is prohibited from collecting, recording, retaining, storing, using or disclosing information, including personal information;

- (c) respecting the conduct of non-detention, non-arrest interactions between a police officer and a member of the public, including the duties that a police officer must fulfill prior to collecting information, including personal information, from a member of the public, or following the collection or attempted collection of that information from a member of the public;
- (d) respecting the retention, storage, use and disclosure of information, including personal information, including the placement of that information in a police database or report and use of that database or report;
- (e) respecting the establishment, implementation and review of standards regarding
  - (i) the collection, recording, retention, storage, use or disclosure of information, including personal information, voluntarily provided by a member of the public, and
  - (ii) records or reports that must be kept or made in relation to the collection, recording, retention, storage, use or disclosure of information, including personal information, voluntarily provided by a member of the public;
- (f) respecting the training of any police officer who may collect, record, retain, store, use or disclose information, including personal information, voluntarily provided by a member of the public, including respecting requirements for police services to establish and implement a training program for police officers with respect to the collection, recording, retention, storage, use or disclosure of that information;
- (g) respecting reviews, reporting or other requirements to ensure compliance with the Act, regulations or standards established by the Minister or Minister's delegate, including
  - (i) authorizing and respecting the disclosure and the direct or indirect collection of personal information for the purpose of a review, reporting or other requirement, and
  - (ii) respecting actions that shall be taken to remedy any non-compliance with the Act, regulations or standards;
- (h) authorizing the direct or indirect collection of personal information collected under this section for other purposes;
- (i) prescribing additional criteria for the purposes of subsection (7);

- (j) authorizing the disclosure of personal information collected under this section for other purposes as contemplated by subsection (8)(b);
- (k) mandating that a police service establish a public education program regarding the collection, recording, retention, storage, use and disclosure of information, including personal information, including requirements for what the education program must include;
- (l) respecting the review of any regulation made under this section;
- (m) respecting any other matter that the Lieutenant Governor in Council considers necessary or advisable to carry out the intent and purpose of this section.

2021 c14 s2;AR 141/2025

**Liability re municipal police services**

**39(1)** For the purposes of this section, “employee” means any civilian employee or any peace officer appointed under the *Peace Officer Act* employed for a police service established under section 24, 27 or 33.1(1).

**(2)** The chief of police is liable in respect of a tort committed by a police officer or other employee as a master is liable for a tort committed by the master’s servant in the course of the servant’s employment, if

- (a) the police officer or employee was under the direction and control of the chief at the time that the tort was committed, and
- (b) the tort was committed in the performance or purported performance of the duties of the police officer or employee.

**(3)** The chief of police shall be treated for all purposes as a joint tort-feasor in respect of a tort referred to in subsection (2).

**(4)** The chief of police is liable for a tort committed by the chief in the performance or purported performance of the duties of the chief.

**(5)** The council, and not the chief of police, shall pay the following in respect of any action brought against the chief under this section:

- (a) any damages and costs awarded against the chief;

- (b) any costs incurred by the chief in respect of the action insofar as those costs are not recovered by the chief in the action;
- (c) any sum payable under a settlement that is entered into by the council in respect of the action.

(6) Where damages and costs, or either of them, are awarded against a chief of police of a regional police service, each party to the agreement under which the regional police service is established is jointly and severally liable for any damages, costs or settlement referred to in subsection (5).

(7) For the purposes of this section, if the office of the chief of police is vacant, the police officer responsible for the direction and control of the police service shall be considered to be the chief of police.

(8) Where a civil legal action is brought against a police officer arising out of the performance of the police officer's duties, the municipality may in respect of that action indemnify the police officer, in whole or in part, for the following:

- (a) any damages and costs, or either of them, awarded against the police officer;
- (b) any costs incurred and not recovered by the police officer;
- (c) any sum payable under a settlement.

RSA 2000 cP-17 s39;2006 cP-3.5 s38;2020 c37 s2

#### **Liability re other persons**

**40(1)** For the purposes of this section, "employee" means any civilian employee or any peace officer appointed under the *Peace Officer Act* employed by a municipality to provide services for a police service that is providing policing services to the municipality under an agreement referred to in section 22.

(2) A municipality is liable in respect of a tort committed by an employee as a master is liable for a tort committed by the master's servant in the course of the servant's employment if the tort was committed in the performance or purported performance of the duties of the employee.

RSA 2000 cP-17 s40;2006 cP-3.5 s38

#### **Duties of chiefs of police**

**41(1)** The chief of police of a police service established under section 24, 27 or 33.1(1) is responsible for the following:

- (a) the preservation and maintenance of the public peace and the prevention of crime within the municipality;
  - (b) the maintenance of discipline within the police service, subject to the regulations governing the discipline of police officers;
  - (b.1) the performance of duty within the police service;
  - (c) the day to day administration of the police service;
  - (d) the application of professional police procedures;
  - (e) the enforcement of policies made by the commission with respect to the police service.
- (2)** For the purposes of subsection (1), the chief of police shall issue orders and make directives as the chief of police considers necessary.
- (3)** The chief of police is accountable to the commission for the following:
- (a) the operation of the police service;
  - (b) the manner in which the chief of police carries out the responsibilities under subsection (1);
  - (c) the administration of the finances and operations of the police service in keeping with the yearly plan or any amendments to it that the commission may make;
  - (d) the reporting to the commission of any information concerning the activities of the police service that the commission may request, other than information concerning individual investigations or intelligence files;
  - (e) the reporting to the commission of any Level 5 complaint, any actions taken to address the complaint and the disposition of the complaint.
- (3.1)** Where the Police Review Commission is responsible for administering a Level 1, Level 2 or Level 3 complaint and a police service referred to in subsection (1) is responsible for a related Level 4 or Level 5 complaint made by the same complainant, the chief of the police service referred to in subsection (1) is accountable to report to the Police Review Commission the disposition of the Level 4 or Level 5 complaint under section 42.2(7)(d) or (e).

(4) A commission shall not issue an instruction under section 31(1)(c) that is inconsistent with the duties and responsibilities conferred on the chief of police under this section.

RSA 2000 cP-17 s41;2005 c31 s17;2020 c37 s2;2022 c22 s25

**42** Repealed 2006 cP-3.5 s38.

## **Part 5**

### **Police Review Commission, Complaints and Discipline**

#### **Police Review Commission**

**42.01(1)** The Police Review Commission is established.

(2) The Minister may appoint

- (a) a chief executive officer for the Police Review Commission, and
- (b) a registrar for the Police Review Commission.

(3) The registrar appointed under subsection (2)(b) shall have the following powers and duties, subject to the regulations:

- (a) appointing and maintaining a roster of presiding officers;
- (b) arranging for and administering a hearing;
- (c) receiving submissions of the record of proceedings;
- (d) collecting the record of investigation of complaints;
- (e) any other powers and duties set out in the regulations.

(4) The chief executive officer and registrar appointed under subsection (2) may delegate their powers to any person in the Police Review Commission.

(5) The chief of each police service

- (a) shall designate a liaison to the Police Review Commission, and
- (b) may delegate their powers to any person within their own police service.

(6) For the purposes of this Part, the Minister may, in the public interest, refer a matter to the Police Review Commission.

(7) Any employees that are necessary for the purposes of carrying out the business and affairs of the Police Review Commission may be appointed in accordance with the *Public Service Act*.

2022 c22 s26

### Complaints

**42.1(1)** Subject to subsection (2), a person may make a complaint respecting the conduct of a police officer.

(2) The following persons may make a complaint referred to in subsection (1):

- (a) a person to whom the conduct complained of was directed;
- (b) a person who was present at the time the incident occurred and witnessed the conduct complained of;
- (c) an agent of a person referred to in clause (a);
- (d) a person who
  - (i) was in a personal relationship with the person referred to in clause (a) at the time the incident occurred, and
  - (ii) suffered a loss, damage, distress, danger or inconvenience as a result of the conduct complained of;
- (e) the chief of a police service;
- (f) the chief executive officer.

(3) Any person may make a complaint in respect of a policy or service of a police service.

(4) A complaint must be made in writing, or in a manner that the chief executive officer considers appropriate, and must include the following information:

- (a) the full name of the complainant;
- (b) the complainant's contact information;
- (c) if the complaint is made by an agent of the complainant, the agent's full name and contact information;
- (d) if the complaint is in respect of the conduct of a police officer,
  - (i) the date of the alleged conduct, if known,
  - (ii) the identification of the police officer, if known, and

- (iii) a description of the incident that gave rise to the alleged conduct;
- (e) if the complaint is in respect of a policy or service of a police service, sufficient information to identify the policy or service complained of;
- (f) any other information requested by the chief executive officer;
- (g) any other information prescribed in the regulations.

**(4.1)** A complaint shall be submitted to the Police Review Commission.

**(5)** A complaint may be transmitted by electronic mail.

**(6)** A complaint is considered to be made on the date it is received by the Police Review Commission or, in the case of a Level 4 or Level 5 complaint under section 42.2(5), by the relevant police service, as the case may be.

2010 c21 s11;2022 c22 s27

#### **Complaint intake and assessment**

**42.2(1)** Subject to subsections (2) and (9), when the chief of a police service, the officer in charge of a police service, a commission or the Oversight Board receives a Level 1, Level 2 or Level 3 complaint as described in subsection (5), the chief of the police service, officer in charge, commission or Oversight Board must review and forward the complaint to the Police Review Commission, as soon as practicable, to be administered in accordance with this section.

**(2)** The chief of a police service or officer in charge of a police service, on receiving a complaint with respect to that police service, shall not forward the complaint to the Police Review Commission if the chief of the police service or officer in charge determines that it is a Level 4 or Level 5 complaint under subsection (5).

**(3)** When it is determined under subsection (2) that it is a Level 4 or Level 5 complaint, the chief of the police service or officer in charge may forward the complaint to another police service or the Police Review Commission if the chief of the police service or officer in charge considers it not appropriate to investigate the complaint by the originating police service, and the Police Review Commission or the other police service, as the case may be, shall investigate the complaint in accordance with this Part.

- (4) After receiving a Level 1, Level 2 or Level 3 complaint forwarded to the Police Review Commission under subsection (1), the chief executive officer shall assess the complaint and may
- (a) categorize the complaint in accordance with subsection (5), or
  - (b) in the case of a Level 2 or Level 3 complaint, dismiss the complaint if it appears to the chief executive officer that the complaint is frivolous, vexatious or made in bad faith.
- (5) The chief executive officer shall assess and categorize a complaint based on the following criteria:

Complaint Level	Criteria
Level 1	<p>An incident has occurred involving serious injury to or the death of any person that may have resulted from the actions of a police officer, or a complaint alleges that</p> <ul style="list-style-type: none"> <li>(a) serious injury to or the death of any person may have resulted from the actions of a police officer, or</li> <li>(b) there is a matter of a serious or sensitive nature related to the actions of a police officer.</li> </ul>
Level 2	<p>A complaint alleges that a police officer has committed an offence under an Act of the Parliament of Canada or the Legislature of Alberta, but the complaint does not relate to an incident or complaint meeting the criteria of a Level 1 complaint.</p>

Level 3	A complaint alleges that a police officer has committed a contravention of the regulations governing the discipline of police officers and relates to non-criminal conduct or conduct where the criminal matter has concluded, but the complaint does not relate to an incident or complaint meeting the criteria of a Level 1 or Level 2 complaint.
Level 4	A complaint alleges unsatisfactory performance by a police officer, but the complaint does not meet the threshold of a Level 1, Level 2 or Level 3 complaint.
Level 5	A complaint focuses on the policies of or services provided by a police service.

(6) After assessing and categorizing a complaint in accordance with subsection (5), the chief executive officer shall, if the complaint is a Level 1, Level 2 or Level 3 complaint, advise, as soon as practicable and in writing, the following persons of the findings of the assessment, the disposition of the complaint, any action taken or to be taken and the right of appeal provided for under this Act:

- (a) the complainant;
- (b) the member of the police service against whom the complaint is made and the chief of that police service or officer in charge of that police service;
- (c) in the case of a complaint made against the chief of a police service, the commission or Oversight Board, as applicable.

(7) If the chief executive officer, after an assessment under subsection (5), determines that

- (a) a complaint is a Level 1 complaint, the complaint shall be administered in accordance with section 43.2 and the regulations,
- (b) a complaint is a Level 2 complaint, the complaint shall be administered in accordance with sections 43 and 43.4 and the regulations,

- (c) a complaint is a Level 3 complaint, the complaint shall be administered in accordance with sections 43, 43.1, 43.5, 47 and 48 and the regulations,
- (d) a complaint is a Level 4 complaint, the chief executive officer shall, subject to subsection (8), forward the complaint to the chief of the relevant police service, who shall administer the complaint in accordance with any internal performance management procedures of the police service, any applicable collective agreement that has been entered into in respect of that police service, section 43.6 and the regulations, and
- (e) a complaint is a Level 5 complaint, the chief executive officer shall, subject to subsection (8), forward the complaint to the chief of the relevant police service, who shall administer the complaint in accordance with sections 43 and 44 and the regulations.

**(8)** The chief executive officer may forward a Level 4 or Level 5 complaint to another police service if the chief executive officer considers it appropriate, and the other police service shall investigate the complaint in accordance with this Part.

**(9)** Subject to subsection (10), if the chief executive officer receives a complaint against a member of the Royal Canadian Mounted Police, the chief executive officer shall, as soon as practicable, forward the complaint to

- (a) the Royal Canadian Mounted Police, and
- (b) the Civilian Review and Complaints Commission for the Royal Canadian Mounted Police or the Public Complaints and Review Commission under the *Public Complaints and Review Commission Act* (Canada), as applicable.

**(10)** If the Royal Canadian Mounted Police agree that complaints relating to members of the Royal Canadian Mounted Police shall be assessed and administered by the Police Review Commission, this section and sections 42.1 and 43 to 48 apply to the complaints relating to members of the Royal Canadian Mounted Police with necessary modifications.

2022 c22 s28

#### **Dismissal of complaints**

**43(1)** The chief executive officer shall dismiss any Level 2 or Level 3 complaint that is made more than one year after

- (a) the conduct complained of occurred, or

(b) the complainant first knew or ought to have known that the conduct complained of had occurred, whichever occurs later.

(2) Despite subsection (1), the chief executive officer may extend the time for making a complaint in accordance with the regulations.

(3) If, at any time before or during an investigation into a Level 2 or Level 3 complaint, it appears to the chief executive officer that

- (a) the complaint is frivolous, vexatious or made in bad faith, or
- (b) having regard to all the circumstances, the investigation or further investigation is not necessary or practicable,

the chief executive officer may dismiss the complaint.

(4) If a complainant in a Level 2 or Level 3 complaint refuses or fails to participate in an investigation, the chief executive officer may dismiss the complaint.

(5) Where a Level 5 complaint is forwarded to a police service under section 42.2(6)(e) and it appears to the chief of the police service at any time that the complaint is frivolous, vexatious or made in bad faith, the chief of the police service may dismiss the complaint.

(6) If a complainant in a Level 5 complaint refuses or fails to participate in an investigation, the chief of the police service may dismiss the complaint.

(7) If the chief executive officer or the chief of a police service decides under subsection (3), (4), (5) or (6) to dismiss a complaint, the chief executive officer or chief of the police service, as the case may be, shall notify the complainant and the police officer who is the subject of the complaint, if any, in writing of

- (a) the decision and the reasons for the decision, and
- (b) the right of the complainant, within 30 days of receiving the notice, to request
  - (i) the Board, with regard to a complaint or portion of a complaint as to the actions of a police officer or a chief of a police service, to review the decision under section 20(1.1), or
  - (ii) the commission in charge of the police service or the Oversight Board, as the case may be, with regard to a complaint or portion of a complaint as to the policies of

or services provided by a police service, to review the decision as if the complaint or portion of the complaint was a decision to dispose of a complaint under section 44(1).

**(8)** If the chief executive officer dismisses a complaint under subsection (1), the chief executive officer shall notify the complainant and the police officer who is the subject of the complaint, if any, of the decision in writing.

**(9)** A request by a complainant under subsection (7)(b) for review of a decision of the chief executive officer or the chief of a police service must be in writing and set out the complainant's reasons for requesting the review.

RSA 2000 cP-17 s43;2005 c31 s18;2010 c21 s12;2022 c22 s29;  
2024 c6 s2(15)

#### **Informal resolution of complaint**

**43.1(0.1)** The chief executive officer shall, where appropriate, offer an alternative dispute resolution process to the complainant and the police officer who is the subject of the complaint prior to commencing a formal investigation of the complaint.

**(1)** At any time before or during an investigation into a complaint with respect to the actions of a police officer other than the chief of the police service, if the complainant and the police officer who is the subject of the complaint consent, the chief executive officer may attempt to resolve the complaint informally.

**(2)** At any time before or during an investigation into a complaint with respect to the actions of a chief of a police service, if the complainant and the chief consent, the chief executive officer may attempt to resolve the complaint informally.

**(3)** This section does not apply to a Level 1 complaint or a Level 2 complaint that is being administered as a Level 1 complaint.

2005 c31 s19;2010 c21 s13;2022 c22 s30;2024 c6 s2(16)

#### **Level 1 complaints**

**43.2(1)** For the purposes of subsection (2)(b)(ii), and subject to the regulations, "serious" means an allegation of conduct that, if true, violates federal or provincial legislation related to the administration of law or justice, or that would be a breach of trust or breach of public confidence by a police officer or police service.

**(2)** The chief of a police service as soon as practicable shall notify the relevant commission or the Oversight Board, as the case may be, and the chief executive officer where

- (a) an incident occurs involving serious injury to or the death of any person that may have resulted from the actions of a police officer, or
  - (b) a complaint is made alleging that
    - (i) serious injury to or the death of any person may have resulted from the actions of a police officer, or
    - (ii) there is any matter of a serious or sensitive nature related to the actions of a police officer.
- (3)** The chief executive officer, when notified under subsection (2) or section 42.2 of an incident or complaint described in subsection (2), shall notify the Minister within a period of 24 hours.
- (4)** The chief executive officer, when notified under subsection (2) or section 42.2 of an incident or complaint, or on the chief executive officer's own initiative where the chief executive officer becomes aware of an incident or complaint described in subsection (2), shall do one or more of the following:
- (a) request or direct another police service to conduct an investigation into the incident or complaint, which may include taking over an ongoing investigation at any stage;
  - (b) appoint one or more members of the public as overseers to observe, monitor or review an investigation to ensure the integrity of the process of the investigation;
  - (c) in accordance with section 43.3, direct the head of an integrated investigative unit to conduct an investigation into the incident or complaint, which may include taking over an ongoing investigation at any stage.
- (5)** The chief of a police service or officer in charge of a police service acting under subsection (4)(a) or (c), or a person appointed under subsection (4)(b), shall report as required to the chief executive officer.
- (6)** If, during or on the conclusion of an investigation, the chief executive officer forms the opinion that the actions of the police officer that are the subject of the investigation constitute
- (a) an offence under an Act of the Parliament of Canada or the Legislature of Alberta, the chief executive officer shall
    - (i) refer the matter to the Minister of Justice, and

- (ii) advise the commission or the Oversight Board, as the case may be, and the chief of the police service under investigation of the findings of the investigation, unless the Minister of Justice otherwise directs,
  - (b) a contravention of the regulations governing the discipline of police officers, but not an offence under an Act of the Parliament of Canada or the Legislature of Alberta, the matter shall be administered in accordance with sections 43, 43.1, 43.5, 47 and 48, or
  - (c) a matter of the policies of or services provided by the police service under investigation, the chief executive officer shall refer the matter to the chief of the police service to be administered in accordance with sections 43 and 44.
- (7) The Minister may delegate to the Director or the chief executive officer the power to authorize and provide for the payment of remuneration and expenses to a person appointed under subsection (4)(b).
- (8) A chief of a police service or police officer in charge of another police service who is conducting an investigation under subsection (4)(a) or (c) has, for the purposes of assisting with or conducting that investigation, the same powers and duties as the Police Review Commission is prescribed by regulation.
- (9) A chief of a police service or police officer in charge of another police service referred to in subsection (8) must advise a complainant, if any, in writing at least once every 60 days as to the status of the complaint.
- (10) A copy of the document sent to a complainant under subsection (9) must be provided to the police service being investigated.
- (11) Where a chief of a police service or police officer in charge of another police service carries out any functions pursuant to a request or direction made under subsection (4), that police officer may also be requested to present the case at a hearing of the complaint.
- (12) Repealed 2025 c14 s3(14).
- (13) The costs and expenses that result from
- (a) a request or direction made by the chief executive officer under subsection (4)(a) or (c) shall be borne by the police

service that is the subject of the investigation, unless otherwise directed by the Minister, and

- (b) an appointment by the chief executive officer under subsection (4)(b) shall be borne by the Government of Alberta.

**(14)** For the purposes of this section and section 43.5, “police service” includes the Royal Canadian Mounted Police and a regional, provincial, municipal or First Nation police service established under an enactment of another province or territory.

2022 c22 s31

#### **Integrated investigative unit**

**43.3(1)** The Minister may by order establish an integrated investigative unit and authorize it to act as another police service for the purposes of conducting an investigation under section 43.2 or 43.4 of this Act or section 19(3) or (3.1) of the *Peace Officer Act* or as required by a regulation made under the *Legislative Assembly Act* with respect to a matter or incident involving a legislative security officer.

**(2)** The Minister may

- (a) designate a person as head of the integrated investigative unit, and
- (b) appoint peace officers appointed under the *Peace Officer Act* as investigators under the authority of the head of the integrated investigative unit.

**(3)** For the purposes of section 43.2(5), (8), (9) and (10), subject to the terms of the Minister’s authorization under subsection (1),

- (a) the head of the integrated investigative unit is deemed to be
  - (i) a chief of police, or
  - (ii) a peace officer for the purposes of the *Peace Officer Act*, and
- (b) any person acting as an investigator is deemed to be a police officer.

**(4)** Where the head of the integrated investigative unit is conducting an investigation under section 43.2(4)(c) of this Act or section 19(3) or (3.1) of the *Peace Officer Act* and becomes aware of a further incident that warrants investigating, the head of the integrated investigative unit may, on the individual’s own

initiative, conduct an investigation into that further incident, which may include taking over an ongoing investigation at any stage.

(5) Where the head of the integrated investigative unit intends to conduct an investigation into a further incident in accordance with subsection (4), the head of the integrated investigative unit shall notify the chief executive officer of the Police Review Commission as soon as possible.

2022 c22 s31

### **Level 2 complaints**

**43.4(1)** A Level 2 complaint may be investigated by the integrated investigative unit or another police service.

(2) A chief of another police service or officer in charge of another police service conducting an investigation of a Level 2 complaint must advise a complainant, if any, in writing at least once every 60 days as to the status of the complaint.

(3) Where a police officer of another police service or any other person who is not a police officer conducts an investigation according to arrangements made by the chief executive officer under section 43.5(2),

- (a) the police officer has, for the purpose of conducting the investigation, the same powers as the Police Review Commission as prescribed in the regulations, and
- (b) the other person is deemed to be a police officer for the purpose of conducting the investigation under this section.

(4) Except to the extent that they are inconsistent with this Act, and subject to the regulations, all provisions of Part XV of the *Criminal Code* (Canada) respecting search and seizure powers apply in respect of a Level 2 complaint.

(5) A chief of a police service or officer in charge of a police service conducting an investigation of a Level 2 complaint shall, as soon as practicable, notify the chief executive officer when the chief of the police service or officer in charge becomes aware of a statutory matter dealt with under another piece of legislation not otherwise reported as a Level 1 complaint.

(6) The chief executive officer, when notified under subsection (5), shall review the outcome of the investigation of the Level 2 complaint or, if the chief executive officer considers it necessary, conduct further investigation of the complaint.

- (7) At any time during an investigation into a Level 2 complaint, the chief executive officer may, if the chief executive officer considers it proper, resolve the matter through an alternative dispute resolution process.
- (8) The chief executive officer may dismiss a Level 2 complaint if, at any time before or during an investigation into the complaint, it appears to the chief executive officer that
- (a) the complaint is frivolous, vexatious or made in bad faith,
  - (b) the complainant refuses to cooperate, or
  - (c) having regard to all the circumstances, the investigation or further investigation is not necessary or practicable.

2022 c22 s31

**Level 3 complaints**

- 43.5(1)** Where the Police Review Commission has received a Level 3 complaint, subject to sections 42.2, 43 and 43.1, the chief executive officer shall cause the complaint to be investigated.
- (2) The chief executive officer may make arrangements for another police service to provide the necessary police officers or for any other person who is not a police officer to conduct the investigation if, in the opinion of the chief executive officer, it would be in the public interest to have one or more police officers of another police service or any other person who is not a police officer conduct the investigation.
- (3) Where a police officer of another police service conducts an investigation according to arrangements made by the chief executive officer under subsection (2), the police officer has, for the purpose of conducting the investigation, the same powers as the Police Review Commission as prescribed in the regulations.
- (3.1) Where another person who is not a police officer conducts an investigation according to arrangements made by the chief executive officer under subsection (2), the other person is deemed to be a police officer for the purpose of conducting the investigation under this section.
- (4) Where the chief executive officer has formed the opinion that a police officer
- (a) has committed a contravention of the regulations governing the discipline of police officers, the presiding officer appointed under section 47 shall conduct a hearing into the matter as it relates to that contravention, or

(b) has not committed a contravention of the regulations governing the discipline of police officers, the chief executive officer shall dismiss the complaint and shall advise the complainant of the disposition of the complaint, the grounds on which the disposition was made and of the right of appeal provided for under this Act.

(5) A complainant who receives a notice under subsection (4)(b) may appeal the matter to the Board within 30 days from the day the complainant was advised of the disposition of the complaint under subsection (4)(b) by filing with the secretary of the Board a written notice of appeal setting out the grounds on which the appeal is based.

(6) Notwithstanding subsection (4)(a), if the chief executive officer is of the opinion that the alleged contravention is not of a serious nature, the chief executive officer may, subject to the regulations, dispose of the matter without conducting a hearing.

(7) Where the chief executive officer disposes of a matter under subsection (6), the decision of the chief executive officer is final.

(8) If a complaint is being investigated under this section, the chief executive officer must advise the complainant in writing at least once every 60 days as to the progress of the investigation.

(9) A copy of the document sent to the complainant under subsection (8) must be provided to the police service being investigated.

(10) At any time during an investigation into a Level 3 complaint, the chief executive officer may, if the chief executive officer considers it proper, offer an alternative dispute resolution process to the complainant and the police officer who is the subject of the complaint.

(11) Except to the extent that they are inconsistent with this Act, and subject to the regulations, all provisions of Part XV of the *Criminal Code* (Canada) respecting search and seizure powers apply in respect of a Level 3 complaint.

2022 c22 s31

#### **Level 4 complaints**

**43.6(1)** If it is determined during the administration of a Level 4 complaint that the actions of a police officer may constitute a Level 1, Level 2 or Level 3 complaint, the matter must be referred to the Police Review Commission to be dealt with in accordance with section 42.2.

(2) For greater certainty, the chief of a police service may dispose of a Level 4 complaint against a police officer in accordance with any internal performance management procedures of the police service, and any applicable collective agreement that has been entered into in respect of that police service, without a complaint being made under this Part.

(3) A chief of another police service or officer in charge of another police service conducting an investigation of a Level 4 complaint must advise a complainant, if any, in writing at least once every 60 days of the status of the complaint.

2022 c22 s31

#### **Complaints re policies and services**

**44(1)** Where a complaint is a complaint as to the policies of or services provided by a police service, the chief of the police service shall review the matter, and

- (a) take whatever action the chief considers appropriate, if any, or
- (b) refer the matter to the commission or Oversight Board to take whatever action the commission or Oversight Board considers appropriate.

(2) On the disposition of a matter by the chief of a police service, the commission or the Oversight Board, as the case may be, under subsection (1), the chief of the police service shall advise the complainant in writing

- (a) as to the disposition of the matter in respect of which the complaint was made, and
- (b) of the complainant's right to appeal the matter to the commission or Oversight Board, as the case may be, if the complainant is not satisfied with the disposition of the matter.

(3) Where a complaint is disposed of under subsection (1), the complainant may, within 30 days from the day the complainant was advised of the disposition of the complaint, appeal the disposition of the complaint to the commission or Oversight Board, as the case may be.

(4) Where the disposition of a complaint is appealed to the commission or Oversight Board under subsection (3), the commission or Oversight Board shall

- (a) review the matter, and

(b) take whatever action it considers appropriate, if any.

(5) Notwithstanding subsection (4), a commission or the Oversight Board may appoint a committee consisting of not fewer than 3 members of that commission or the Oversight Board to conduct appeals made to the commission or Oversight Board under subsection (3), as the case may be.

(6) Where a committee of the commission or Oversight Board finishes conducting an appeal under this section, it shall make a recommendation to the commission or Oversight Board with respect to the disposition of the appeal.

(7) On reviewing the recommendation made under subsection (6), the commission or Oversight Board shall take whatever action it considers appropriate, if any.

(8) The commission or Oversight Board or, where a committee of the commission or Oversight Board is conducting an appeal, the committee, may conduct a hearing into the matter being appealed.

(9) On disposing of an appeal, the commission or Oversight Board shall advise the complainant in writing as to the disposition of the appeal.

(10) The chief of the police service shall make a report in writing to the commission or Oversight Board, as the case may be, of all complaints made as to the policies of or services provided by the police service and the disposition by the chief of the police service of the complaints.

(11) The chief of the police service, in the case of a complaint under this section, must advise the complainant in writing at least once every 60 days as to the status of the complaint.

(12) A copy of the document sent to the complainant under subsection (11) must be provided to the commission or Oversight Board, as the case may be.

RSA 2000 cP-17 s44;2005 c31 s20;2022 c22 s31.1;2024 c6 s2(17)

**45** Repealed 2022 c22 s33.

**46** Repealed 2022 c22 s35.

**46.1** and **46.2** Repealed 2022 c22 s37.

#### **Conduct of hearing**

**47(1)** For the purposes of a hearing under this Part,

- (a) the registrar of the Police Review Commission shall appoint a presiding officer from a roster established by the registrar, and
- (b) the chief executive officer shall appoint presenting officers to represent the Police Review Commission.

**(1.1)** Where a hearing is proceeded with under section 43.5(4)(a), the following applies:

- (a) a notice in writing of the time, place and purpose of the hearing shall be served on the person who is the subject of the hearing at least 10 days before the commencement of the hearing;
- (b) a notice in writing of the time, place and purpose of the hearing shall be served at least 10 days before the commencement of the hearing on any other person, in addition to the person referred to in clause (a), as the presiding officer directs;
- (c) the presiding officer has, with respect to the holding of a hearing, the same power as is vested in the Court of King's Bench for the trial of civil actions
  - (i) to summon and enforce the attendance of witnesses,
  - (ii) to compel witnesses to give evidence on oath or otherwise, and
  - (iii) to compel witnesses to produce documents, records and things;
- (d) if a person fails to attend, to answer questions or to produce an item as required under clause (c), the presiding officer may apply to the Court of King's Bench for an order committing that person for contempt in the same manner as if that person were in breach of an order or judgment of that Court;
- (d.1) if a complainant fails to attend, to answer questions or to produce an item as required under clause (c) or refuses to participate or to follow processes or conducts himself or herself in an inappropriate manner, the presiding officer may dismiss the matter;
- (d.2) if a witness fails to attend or to answer questions or refuses to participate or to follow processes or conducts himself or herself in an inappropriate manner, the presiding officer may dismiss the witness and continue with the hearing;

- (e) the presiding officer may receive any evidence presented that the person considers relevant to the matter being heard and is not bound by the rules of law respecting evidence applicable to judicial proceedings;
  - (f) repealed 2005 c43 s9;
  - (g) all oral evidence received shall be taken down in writing or recorded by electronic means;
  - (h) all the evidence taken down in writing or recorded by electronic means and all documentary evidence and things received in evidence at a hearing form the record of the proceeding;
  - (i) the presiding officer may from time to time adjourn the hearing;
  - (j) the person in respect of whom the complaint is made is entitled
    - (i) to appear before the presiding officer,
    - (ii) to make representations to the presiding officer, and
    - (iii) to be represented by a lawyer or an agent;
  - (k) a witness, other than one employed for a police service, attending a hearing is entitled to the same fees and allowances as a witness summoned to attend at the Court of Justice unless otherwise provided for by a regulation made under this Act.
- (2)** Repealed 2022 c22 s38.
- (3)** Notwithstanding section 43.5(4)(a), where a matter that is referred to the Minister of Justice under section 43.2(6)(a) is also to be proceeded with under section 43.5(4)(a), the hearing of the matter under section 43.5(4)(a) may be deferred until the proceedings respecting the offence are concluded.
- (4)** On considering a matter that is the subject of a complaint, the presiding officer may dismiss the matter or, subject to the regulations, take any action against the person in respect of whom the complaint is made that the presiding officer considers proper in the circumstances.
- (5)** On making a decision after considering the matter in respect of which a complaint is made, the presiding officer shall advise in writing the person against whom the complaint is made, the

complainant, the chief executive officer and the chief of the relevant police service of the findings of the hearing and any action taken or to be taken under subsection (4) and the right of appeal provided for under this Act.

**(6)** The standard of review for decisions of the Police Review Commission is reasonableness.

RSA 2000 cP-17 s47;2005 c43 s9;2010 c21 s16;2013 c10 s34;  
2022 c22 s38;AR 217/2022;AR 75/2023;2024 c6 s2(21)

**47.1** Repealed 2022 c22 s39.

#### **Appeals to Board**

**48(1)** A chief of a police service or another police officer in respect of whom a complaint is made may, within 30 days from the day the chief of the police service or police officer was advised under section 47(5) of the findings and any action taken, appeal the matter to the Board by filing with the secretary to the Board a written notice of appeal on one or more grounds as prescribed in the regulations.

**(2)** If a complaint has been made, the complainant may, within 30 days from the day the complainant was advised under section 47(5) of the determination of the complaint, appeal the matter to the Board by filing with the secretary to the Board a written notice of appeal setting out the grounds on which the appeal is based.

RSA 2000 cP-17 s48;2010 c21 s17;2022 c22 s39.1;2024 c6 s2(22)

#### **Complaints re RCMP**

**49** Notwithstanding sections 1(d.1), 42.1, 42.2 and 43 to 48 and subject to any agreement entered into between the Government of Canada and the Government of Alberta or a municipality, as the case may be, any complaints in Alberta with respect to members of the Royal Canadian Mounted Police shall be resolved in accordance with the laws governing complaints and discipline within the Royal Canadian Mounted Police.

RSA 2000 cP-17 s49;2022 c22 s40

**50** Repealed 2006 cP-3.5 s38.

#### **Use of evidence**

**51** The following evidence or statement given by a police officer or peace officer appointed under the *Peace Officer Act* shall not be used in any civil proceeding or in any proceeding under any other Act, except in a prosecution for or proceedings in respect of perjury or the giving of contradictory evidence:

- (a) evidence during
  - (i) a hearing under this Act, or
  - (ii) an appeal under this Act arising out of a hearing referred to in subclause (i);
- (b) a voluntary or involuntary statement during an investigation under this Act in an explanatory report or through an interview.

RSA 2000 cP-17 s51;2005 c31 s24;2006 cP-3.5 s38;2010 c21 s18;  
2022 c22 s40.1

### Report of complaints

**52** The Police Review Commission in respect of a Level 1, Level 2 or Level 3 complaint, or the chief of the police service in respect of a Level 4 or Level 5 complaint, shall, at the end of the month in which the complaint is made or within a longer period of time as prescribed by the Director of Law Enforcement, advise the Director of the complaint and, after the disposition of the complaint, advise the Director as to how the complaint was disposed of and provide any other information respecting the investigation requested by the Director in a manner acceptable to and within a time period specified by the Director.

RSA 2000 cP-17 s52;2005 c31 s25;2006 cP-3.5 s38;2010 c21 s19;  
2015 c12 s4;2022 c22 s41;2024 c6 s2(23)

**52.1** Repealed 2022 c22 s42.

### Transitional

**52.2** If an investigation into a complaint began prior to the coming into force of this section, the complaint must be investigated and administered under the Act as it read immediately before the coming into force of this section.

2022 c22 s43

## Part 6 General

### Lock-ups

**53(1)** A municipality that

- (a) has established a police service under section 27, or
- (b) receives policing services under an agreement made pursuant to section 22,

shall make provision for an adequate lock-up facility.

(2) If a municipality maintains a lock-up facility under subsection (1), that lock-up facility shall be under the direction and control of the police service unless the Minister by order directs otherwise.

(3) If a peace officer appointed under the *Peace Officer Act* or a person employed by a municipality to enforce bylaws requires the use of a lock-up facility, the peace officer appointed under the *Peace Officer Act* or person shall use the lock-up facility operated by a police service or in accordance with an order of the Minister under subsection (2).

(4) Where a regional police service is established, the agreement entered into under section 24 shall include provision for a lock-up facility to meet the needs of each of the participating municipalities.

RSA 2000 cP-17 s53;2006 cP-3.5 s38;2007 c6 s4

#### **Impersonating a police officer**

**54(1)** No person shall, unless the person is appointed as a police officer under this Act or pursuant to an Act of the Parliament of Canada,

- (a) hold out that the person is a police officer, or
- (b) display the word “police” either alone, as part of a word or in conjunction with any other words, on a uniform, an insignia, a vehicle marking or another sign or symbol where the display of the word “police” might mislead the public or a member of the public into believing that the person displaying the word or causing the word to be displayed
  - (i) is a member of a police service, or
  - (ii) is empowered to exercise the powers of a police officer or powers that are similar to the powers of a police officer.

(2) If the Minister or the Minister’s designate is of the opinion that the uniform, insignia, vehicle markings or other signs or symbols employed by a person or organization are so similar to those used by a police service that the public or a member of the public might be misled, the Minister or the Minister’s designate may, by order in writing served on that person or organization, require the person or organization to desist from the use of that uniform or insignia or those markings, signs or symbols.

1988 cP-12.01 s54;1994 cG-8.5 s54

**Uniforms and insignia**

**55** A member of a municipal police service or a regional police service shall wear only the uniform and insignia approved by the commission.

1988 cP-12.01 s55

**Application to Court**

**56(1)** Whether or not a person is prosecuted under this Act, if the Minister or the Minister's designate is of the opinion that a person is or was contravening section 54(1) or an order made under section 54(2), the Minister or the Minister's designate may apply to the Court of King's Bench for an order directing that person to cease and desist from contravening section 54(1) or the order made under section 54(2), as the case may be.

**(2)** Repealed 2009 c53 s135.

**(3)** On the filing of an application with the clerk of the Court, the Court may, if it considers it necessary in the circumstances, make an interim order granting any relief that the Court considers appropriate pending the determination of the application.

**(4)** An interim order under subsection (3) may be made ex parte if the Court considers it appropriate in the circumstances.

**(5)** On hearing an application the Court may, if it is of the opinion that the person is or was contravening section 54(1) or an order made under section 54(2), grant an order, subject to any terms and conditions the Court considers appropriate in the circumstances, doing one or more of the following:

- (a) directing the person to cease and desist from contravening section 54(1) or the order made under section 54(2), as the case may be;
- (b) giving directions that the Court considers necessary in order to ensure that section 54(1) or an order made under section 54(2), as the case may be, will be complied with;
- (c) awarding costs in respect of the matter.

RSA 2000 cP-17 s56;2009 c53 s135;AR 217/2022

**General penalty**

**57** Any person who contravenes section 54(1) or fails to comply with an order made under section 54(2) is guilty of an offence and liable to a fine not greater than \$10 000 or to a term of imprisonment not exceeding 6 months or to both fine and imprisonment.

1988 cP-12.01 s57

**Service of documents**

**58** In addition to any method of service permitted by law, any notice or document respecting matters coming under this Act may be served

- (a) by personal service,
- (b) by registered mail sent
  - (i) to the Chair of or secretary to the Board, in the case of a notice or document sent to the Board, or
  - (ii) to the latest address of the person on whom the notice or document is to be served as shown on the records of the person issuing the notice or document, in a case other than that referred to in subclause (i),

or

- (c) by serving the notice or document by electronic means,
  - (i) on the Chair or secretary of the Board, in the case of a notice or document sent to the Board, or
  - (ii) to the latest address of the person on whom the notice or document is to be served as shown on the records of the person issuing the notice or document, in a case other than that referred to in subclause (i),

regardless of whether the recipient acknowledges receipt of the notice or document.

RSA 2000 cP-17 s58;2022 c22 s44

**Bylaws and resolutions**

**59(1)** For the purposes of this Act, a council, other than the Minister responsible for the *Municipal Government Act* or the *Special Areas Act*, may exercise and perform its powers and duties under this Act by bylaw.

**(2)** Notwithstanding subsection (1), a council may exercise its powers under section 28(2) by resolution.

RSA 2000 cP-17 s59;2022 c22 s45

**Police Officers Collective Bargaining Act**

**60** None of the matters referred to in sections 16, 20, 31, 37(1), 41 and 43 to 48 shall be the subject of a collective agreement referred to in the *Police Officers Collective Bargaining Act*.

1988 cP-12.01 s60

**Commissioned officers**

**60.1(1)** Each year a commission under the Great Seal of the Province shall be issued to each police officer who, in the year in which the commission is issued, was first appointed to any one of the following ranks:

- (a) inspector;
- (b) superintendent;
- (c) deputy chief of police;
- (d) chief of police.

**(2)** In the case of a police officer who on the day this section comes into force holds a rank referred to in subsection (1), the Lieutenant Governor in Council, on the recommendation of the Minister, shall authorize the issue of a commission under the Great Seal of the Province to the police officer if,

- (a) in the case of a police officer other than a chief of police, the Minister receives written confirmation from the chief of police of the police service in which the police officer serves that the police officer holds that rank;
- (b) in the case of a chief of police, the Minister receives written confirmation from the commission of the police service in which the chief of police serves that the chief of police holds that rank.

**(3)** The Lieutenant Governor in Council may authorize the revocation of a commission issued under subsection (1) or (2) if the Lieutenant Governor in Council considers it appropriate to do so.

2013 c23 s10;2016 c23 s5

**Lieutenant Governor in Council regulations**

**61(1)** The Lieutenant Governor in Council may make regulations

- (a) prescribing rates of fees, remuneration and subsistence and travel allowances payable under this Act or the regulations;
- (b) governing fees and expenses for witnesses attending a proceeding under this Act, including specifying to whom and the circumstances in which such fees and expenses may be paid and prescribing rates of fees and expenses payable to witnesses who qualify under the regulations;
- (c) respecting the establishment of municipal and regional policing committees;

- (c.1) governing the powers, duties and functions of commissions, the Provincial Police Advisory Board and policing committees;
- (c.2) governing, subject to this Act, the training that must be undertaken by members of commissions, the Provincial Police Advisory Board and policing committees, which may include training on human rights and diversity, conflict resolution, inherent bias, vulnerable populations and Alberta's social history;
- (c.3) defining Metis community for the purposes of section 28.01(4)(b)(ii);
- (c.4) establishing and respecting regional governance zones for the purposes of section 28.04;
- (c.5) respecting the establishment of the priorities of a police service under section 31(1) and reporting relating to those priorities;
- (d) governing, subject to this Act, the establishment and operation of police services;
- (d.1) governing, subject to this Act, the appointment of members of a commission for the purpose of section 28(2.2);
- (d.2) respecting, subject to this Act, other powers, duties and functions of the commission for the purpose of section 31(1)(g);
- (d.3) - (d.8) repealed 2025 c14 s2;
- (e) governing probationary periods of service for police officers, chiefs of police, chiefs of independent agency police services and civilian employees of a police service;
- (f) governing, subject to this Act, the appointment, employment, qualifications, training, duties, discipline and performance of duty of police officers;
- (f.1) governing and respecting the Police Review Commission, including respecting
  - (i) the administration of Level 1, Level 2, Level 3, Level 4 and Level 5 complaints under Part 5, including
    - (A) receiving and assessing complaints,

- (B) conducting investigations, reviews and hearings and compelling evidence,
  - (C) governing the conditions in which the chief executive officer may extend the time for making a complaint under section 43(2),
  - (D) allowing submissions on mitigating and aggravating factors related to a police officer who is the subject of a complaint,
  - (E) establishing alternative dispute resolution procedures, and
  - (F) sharing and releasing information, including holding and disseminating personal information,
- and
- (ii) the appointment of staff of the Police Review Commission;
- (f.2) applying alternative dispute resolution processes, appeals and the grounds for appeal to the Law Enforcement Review Board;
  - (f.3) respecting the Law Enforcement Review Board regarding the conduct of appeal hearings and compelling evidence;
  - (f.4) respecting the powers and duties of the registrar of the Police Review Commission;
  - (f.5) respecting the powers and duties of the chief executive officer, including, for the purposes of Part 5,
    - (i) administering and overseeing complaints,
    - (ii) collecting, storing and disseminating information,
    - (iii) conducting investigations on the chief executive officer's own initiative relating to an incident, complaint or trend,
    - (iv) conducting systemic reviews,
    - (v) designating the staff of the Police Review Commission as police officers, and
    - (vi) making rules governing the process and procedure with respect to complaints and the collection of

- socio-demographic and race-based data in relation to the submission of complaints;
- (f.6) prescribing grounds of appeal to the Board for the purpose of section 48(1);
  - (f.7) respecting costs for a hearing under Part 5;
  - (f.8) addressing any impossibility or difficulty in applying sections 42.1 to 48 to members of the Royal Canadian Mounted Police;
  - (g) governing investigations generally, including investigations by another police service or an integrated investigative unit of police officers;
  - (g.01) governing the conduct of hearings generally, including which persons may serve as a presiding officer at a hearing under Part 5;
  - (g.02) governing and respecting the roster of persons who may serve as presiding officers for the purposes of a hearing, the appointment of persons to the roster and the selection of a presiding officer for the purposes of a hearing;
  - (g.1) governing the establishment and operation of integrated investigative units;
  - (h) governing, subject to this Act, action that may be taken against police officers;
  - (i) repealed 2006 cP-3.5 s38;
  - (j) governing, subject to this Act,
    - (i) regional police services,
    - (ii) policing services provided pursuant to an agreement made under section 22(3),
    - (iii) First Nation police services, and
    - (iv) independent agency police services;
  - (k) governing lock-up facilities;
  - (l) subject to section 16(a), governing the powers of the Board under this Act or the *Peace Officer Act*;
  - (l.1) defining any term used but not defined in this Act;

- (m) to remedy any confusion, difficulty, inconsistency or impossibility resulting from the amendments to this Act made by the *Police Amendment Act, 2022*;
- (n) to remedy any confusion, difficulty, inconsistency or impossibility resulting from the amendments to this Act made by the *Public Safety Statutes Amendment Act, 2024*;
- (o) to remedy any confusion, difficulty, inconsistency or impossibility resulting from the amendments to this Act made by the *Public Safety and Emergency Services Statutes Amendment Act, 2025*.

**(2)** A regulation made under this section may be general or specific in its application.

**(3)** Subsection (1)(e) to (h) do not apply to the Royal Canadian Mounted Police.

RSA 2000 cP-17 s61;2005 c43 s11;2006 cP-3.5 s38;2007 c6 s5;  
2015 c12 s4;2020 c37 s2;2022 c22 s46;2024 c6 s2(24);  
2025 c14 s2

#### **Ministerial regulations**

**62(1)** The Minister may make regulations

- (a) governing for the purposes of section 22 the sharing of costs of provincial policing services;
- (b) prescribing colour and style of uniforms, accoutrements and insignia for police officers;
- (c) governing clothing and equipment furnished to or used by police officers;
- (d) governing firearms with respect to police officers;
- (e) governing the providing of information to the Director of Law Enforcement under section 52 and the release of that information by the Director;
- (e.1) governing information sharing and the release of information by members of the Provincial Police Advisory Board;
- (f) prescribing the information and statistical data to be kept and reported to the Minister by commissions, policing committees and police services other than independent agency police services;

- (g) governing the establishment of standards for police services, police commissions, the Oversight Board and policing committees;
  - (g.1) respecting the membership, the processes and the procedures of the Provincial Police Advisory Board, of municipal policing committees and of regional policing committees;
  - (g.2) providing for and respecting background and security checks for members of police commissions, the Provincial Police Advisory Board and municipal and regional policing committees;
  - (h) prescribing factors to be considered by the Board in deciding whether an appeal may be concluded under section 19.2(1)(b) without conducting a hearing;
  - (i) for the purposes of section 42.1(4)(g), prescribing information that must be included in a complaint;
  - (j) establishing a cost that a municipal district, specialized municipality, town, village or summer village shall pay for receiving general policing services provided by the provincial police service, including terms and conditions relating to the cost or payment.
- (2)** Where the Minister enters into an arrangement or an agreement referred to in section 5(1) or 33.1(1), the Minister may make regulations
- (a) exempting the arrangement or the agreement from any provision of this Act or the regulations;
  - (b) exempting policing services that are provided under the arrangement or the agreement from any provision of this Act or the regulations;
  - (c) modifying any provision of this Act or the regulations for the purpose of applying the provision to
    - (i) the arrangement or the agreement, or
    - (ii) the policing services provided under the arrangement or the agreement;
  - (d) governing any matter not referred to in clauses (a) to (c) respecting
    - (i) the arrangement or the agreement, or

- (ii) the policing services provided under the arrangement or the agreement.

**(3)** A regulation made under this section may be general or specific in its application.

RSA 2000 cP-17 s62;2005 c31 s26;2005 c43 s12;2006 cP-3.5 s38;  
2010 c21 s20;2019 c18 s11;2020 c37 s2;2022 c22 s47;  
2024 c6 s2(25);2025 c14 s2

**Transitional**

**63(1)** In this section, “former Act” means the *Police Act*, RSA 1980 cP-12.

**(2)** Any person who, immediately before July 27, 1988, was

- (a) a police officer in a municipal police force under the former Act continues as a police officer in the municipal police service under this Act,
- (b) a peace officer in a municipal police force under the former Act continues as a peace officer in the municipal police service under this Act,
- (c) a chief of police of a municipal police force under the former Act continues as the chief of police of the municipal police service under this Act.

**(3)** Any reference to a municipal police force in any order, regulation or statute is deemed to be also a reference to a municipal police service.

1988 cP-12.01 s67

**Schedule 1**

**Oath of Office**

**(Members of Police Commissions)**

I, \_\_\_\_\_, swear that I will diligently, faithfully and to the best of my ability execute according to law the office of a member of the \_\_\_\_\_ Police Commission and will not, except in the discharge of my duties, disclose to any person any matter or evidence brought before me as a member of the \_\_\_\_\_ Police Commission, so help me God.

Sworn before me in the \_\_\_\_\_ of \_\_\_\_\_ )  
 \_\_\_\_\_, in the Province of Alberta, this \_\_\_\_\_ )  
 \_\_\_\_\_ day of \_\_\_\_\_ )  
 \_\_\_\_\_ ) \_\_\_\_\_

(Commissioner for Oaths )  
in and for the Province of Alberta) ) Signature

## Schedule 2

### Oath of Office

#### (Members of Policing Committees)

I, \_\_\_\_\_, swear that I will diligently, faithfully and to the best of my ability execute according to law the office of a member of the \_\_\_\_\_ Policing Committee and will not, except in the discharge of my duties, disclose to any person any matter or evidence brought before me as a member of the \_\_\_\_\_ Policing Committee, so help me God.

Sworn before me in the \_\_\_\_\_ of )  
\_\_\_\_\_, in the Province of Alberta, this )  
\_\_\_\_ day of \_\_\_\_\_ )  
\_\_\_\_\_) \_\_\_\_\_  
(Commissioner for Oaths ) Signature  
in and for the Province of Alberta) )

## Schedule 3

### Oath of Allegiance and Office

#### (Police Officers and Other Peace Officers)

I, \_\_\_\_\_, swear that I will be faithful and bear true allegiance to His Majesty King Charles the Third, His heirs and successors, according to law, in the office of \_\_\_\_\_ for the \_\_\_\_\_ of \_\_\_\_\_ and that I will diligently, faithfully and to the best of my ability execute according to law the office of \_\_\_\_\_, and will not, except in the discharge of my duties, disclose to any person any matter or evidence that may come to my notice through my tenure in this office, so help me God.

Sworn before me in the \_\_\_\_\_ of )  
\_\_\_\_\_, in the Province of Alberta, this )  
\_\_\_\_ day of \_\_\_\_\_ )  
\_\_\_\_\_) \_\_\_\_\_  
(Commissioner for Oaths ) Signature  
in and for the Province of Alberta) )

RSA 2000 cP-17 Sched. 3;AR 217/2022





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