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| Legislation Reference: | Alberta Provincial Statutes: Peace Officer Act - Peace Officer (Ministerial) Regulation Act. |
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| Purpose: | To provide a Code of Practice standards for Peace Officers. |
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Policy Statement and Guidelines:

A Peace Officer commits misconduct and is liable to disciplinary action if he engages in any of the following:

1. **Discreditable Conduct**, which includes but is not limited to:
 - 1.1 Acting in a disorderly or inappropriate manner, or in a manner prejudicial to discipline or likely to bring discredit upon the reputation of law enforcement.
 - 1.2 Differentially applying the law or exercising his authority on the basis of face, colour, religion, sex, physical disability, marital status, age, ancestry or place of origin.
 - 1.3 Using profane, abusive, or insulting language toward a person.
 - 1.4 Willfully or negligently making any false complaint or statement against any peace officer.
 - 1.5 Being found guilty of an offence under an Act of Parliament or the Legislature of Alberta, as where in minor violations at the discretion of the Chief Administrative Officer can be exempt from this regulation.
 - 1.6 Withholding or suppressing a complaint or report against a Peace Officer.
 - 1.7 Abetting, conniving, or knowingly being an accessory to misconduct as described in these policies.
 - 1.8 Using oppressive or tyrannical conduct towards a subordinate.
 - 1.9 Contravening any provision of the Peace Officer Act or the regulation.

2. **Insubordination**, which includes but is not limited to:
 - 2.1 Insubordination by work or action.
 - 2.2 Without lawful excuse, disobeying, omitting, or neglecting to carry out any lawful order, directive, or policy.

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Policy Statement and Guidelines:

3. **Neglect of Duty**, which includes but is not limited to:
 - 3.1 Without lawful excuse, neglecting or omitting promptly and diligently to perform a duty as a peace officer.
 - 3.2 Failing to work in accordance with orders, or leaving an area, detail or other place of duty without due permission or sufficient cause.
 - 3.3 Failing to render assistance to any person requiring assistance, within the capabilities and authority of the Peace Officer.
 - 3.4 By Carelessness or neglect permitting a prisoner to escape.
 - 3.5 Failing, when known where an offender is to be found, to report him or take reasonable efforts to bring him to justice.
 - 3.6 Failing to report a matter that is his duty to report.
 - 3.7 Failing to report anything that he knows concerning a criminal or other charge of failing to disclose any evidence that he, or any other person to his knowledge, can give for or against any prisoner or defendant.
4. **Deceit**, which includes but is not limited to:
 - 4.1 Knowingly making or signing a false statement in an official document or book.
 - 4.2 Willfully or negligently making a false, misleading or concealing an official document or record or altering or erasing an entry therein.
 - 4.3 Destroying, mutilating, or concealing records or property, or altering or erasing an entry in a record.
5. **Breach of Confidence**, which includes but is not limited to:
 - 5.1 Failing to account for or make a prompt true return of money or property received in an official capacity.
 - 5.2 Directly or indirectly soliciting or receiving a gratuity, present, subscription, or testimonial without the consent of the employer or the Chief Administrative Officer.
 - 5.3 Placing himself under an obligation to a person, in respect of whose conduct or business operation or employment the Peace Officer may likely have to report or give evidence.

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| 5.4 | Improperly using his position as a Peace Officer for private advantage. |
| 5.5 | Failing to maintain confidentiality when it must be maintained. |
| 6. | Conflict of Interest , which includes but is not limited to: |
| 6.1 | Offering himself for employment as a private investigator or security guard as defined in the Private Investigators and Security Guards Act. |
| 6.2 | Being an owner, manager or paid advisor to a private investigator or security guard agency defined in the Private Investigators and Security Guards Act. |
| 6.3 | Engage in activities that may, or will, result in a conflict of interest or an apprehension of or lack of integrity in the office of Peace Officer. |
| 7. | Unlawful, Unnecessary Exercise of Authority or Exceeding Authority: |
| 7.1 | Exercise his authority as a Peace Officer when it is unlawful or unnecessary to do so. |
| 7.2 | Fails to comply with the terms and conditions of the Smoky Lake County's Authorization to employ Peace Officers as issued by the Solicitor General's Department. |
| 7.3 | Fails to comply with the terms and conditions of the individual Peace Officer Appointment as issued by the Solicitor General's Department. |
| 7.4 | Fails to comply with the Smoky Lake County's Code of Conduct for Peace Officers. |
| 8. | Consuming Liquor Drugs in a Manner Prejudicial to Duty , which includes but is not limited to: |
| 8.1 | Reporting for or being on duty while being unfit for duty through consuming liquor, drugs, or any controlled substance as listed under the Controlled Drugs and Substance Act (Canada). |
| 8.2 | Except with the consent of the Chief Administrative Officer, or in the discharge of duty, consuming or receiving from any person liquor or drugs while on duty. |
| 8.3 | Demanding, persuading, or attempting to persuade another person to give or purchase or obtain for a Peace Officer while on duty, any liquor or drugs. |

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| 9. | Inappropriate Use of Force , which includes but is not limited to: <ul style="list-style-type: none"> 9.1 Applying force beyond that necessary to achieve control of a situation. 9.2 Using restraining devices where inappropriate. |
| 10. | Improper Use of Firearms, Other Weapons or Restraining Devices , which includes but is not limited to: <ul style="list-style-type: none"> 10.1 Having, using or carrying any weapon other than authorized by the Department of Justice or Municipal Council 10.2 Having discharged a firearm when on duty, other than when on a firearm training exercise, but including accidentally at any time, failing to report such incidents to his supervisor as soon as practical thereafter. 10.3 Failing to exercise discretion and restraint in the use and care of firearms, other weapons or restraining devices. 10.4 Applying restraining devices in a manner likely to cause injury. |
| 11. | Attire and Vehicle: Appearance <p><u>Attire:</u></p> <ul style="list-style-type: none"> 11.1 Peace Officers must wear the appropriate uniform and follow generally expected grooming habits while acting as a Peace Officer. 11.2 Peace Officers must not wear any part of their uniform while off duty. <p><u>Vehicle:</u></p> <ul style="list-style-type: none"> 11.3 Peace Officer must keep vehicles and equipment clean and in good working order, in accordance with Policy M03-05-01: Vehicle and Equipment Maintenance and Operation. |

| | Date | Resolution Number |
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| Approved | August 17, 2006 | # 627-06 - Page # 8189 |
| Amended | September 20, 2007 | # 601-07 - Page # 8469 |
| Amended | | |