

D. Taylor #1, sworn March 2, 2015
OIPC file F13-55713

**OFFICE OF THE INFORMATION AND PRIVACY COMMISSIONER
FOR BRITISH COLUMBIA**

In the matter of the inquiry under part 5 of the *Freedom of Information
and Protection of Privacy Act*

Between:

ROB WIPOND

The Applicant

And:

THE VICTORIA POLICE DEPARTMENT

The Public Body

AFFIDAVIT

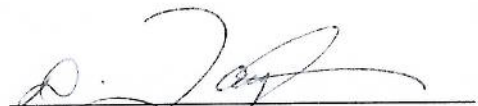
I, Debra Taylor, Manager, of 850 Caledonia Avenue, Victoria, Province of British Columbia, MAKE OATH AND SAY THAT:

1. I am the Manager of Information Services/Legal Services with the Victoria Police Department (the "VicPD") and as such have personal knowledge of the facts hereinafter stated, except where such facts are stated to be based on information and belief, in which case I verily believe the same to be true.
2. Part of my duties includes supervision of VicPD staff processing access to information requests made pursuant to the *Freedom of Information and Protection of Privacy Act* (the "Act"). I am also involved in the handling of some of the requests and in the conduct of mediations and inquiries under the Act.
3. In February 2013, VicPD received a request from Rob Wipond (the "Applicant") for records related to British Columbia Association of Chiefs of Police (BCACP) and the British Columbia Association of Municipal Chiefs of Police (BCAMCP).

4. It is my understanding that the Applicant sent identical or nearly identical requests to at least four municipal police departments (Saanich, Central Saanich, West Vancouver and Victoria). With the Applicant's consent, VicPD agreed to coordinate the processing of all four requests by receiving responsive records from other police departments and handling them as if they were all in the custody and control of VicPD.
5. I have been involved in the preparation of a response to the Applicant's request as well as the subsequent mediation as part of the review requested by the Applicant.
6. As part of the mediation process, VicPD and the Applicant limited the number of records that remained at issue in this inquiry and the list of those records was attached to the Investigator's Fact Report dated November 5, 2014.
7. Following the delivery of the Investigator's Fact Report, myself and other staff at VicPD continued to process responsive records, including seeking input from other public bodies. As a consequence, VicPD has decided to release additional records following the issuance of the Notice of Inquiry on February 3, 2015.
8. Following the decision to release additional records, only 20 of the records identified in the Investigator's Fact Report remain at issue.
9. Tom Zworski, counsel for VicPD in this inquiry, has prepared a list of records in dispute. I have reviewed this list and it accurately identifies the 20 remaining records at issue. A copy of this list is attached as Exhibit "A" to this Affidavit.
10. BCACP is a society incorporated pursuant to the *Society Act*. Attached as Exhibits "B" and "C" to this Affidavit are a copy of the BC Registry Services search for BCACP and BCACP's Constitution and Bylaws.
11. BCAMCP is an unincorporated association. Attached as Exhibit "D" to this Affidavit is a copy of BCAMCP's Constitution.
12. Certain individuals are mentioned throughout the records in dispute without being clearly identified in those records. These individuals and their respective roles at the time the records were created are:
 - a. Jamie Graham – Chief Constable of the Victoria Police Department
 - b. John Ducker – Deputy Chief Constable of the Victoria Police Department
 - c. Bob Rich – Chief Constable of the Abbotsford Police Department
 - d. Doug LePard – Deputy Chief Constable of the Vancouver Police Department
 - e. Clayton Pecknold – Deputy Chief Constable of Saanich Police Department; currently Assistant Deputy Minister and Director of Policing
 - f. Jim Cessford – Chief Constable of the Delta Police Department
 - g. Bruce Brown – Investigator with the Office of Police Complaint Commissioner

- h. Stan Lowe – Police Complaint Commissioner
 - i. Kevin Begg – Assistant Deputy Minister and Director of Policing
 - j. Len Goerke – Deputy Chief Constable with Abbotsford Police Department
13. Record #9 that is in dispute in this inquiry is an excerpt from the BCAMCP minutes of June 22, 2010. The severed information relates to the amount of legal costs incurred by BCAMCP for legal representation on behalf of some of its members in dealing with Chad Skeleton's freedom of information request and associated appeal.
14. Based on the consultations conducted as part of processing of the Applicant's request, I believe that Record #17 is a draft document that was prepared by the Ministry of Justice and provided to BCAMCP.

SWORN BEFORE ME at Victoria,)
 British Columbia, this 2nd day of March)
 2015)
 _____)
 Commissioner for taking Affidavits)
 within the Province of British)
 Columbia)




 Debra Taylor

Tomasz M. Zworski
City Solicitor
City of Victoria
#1 Centennial Square
Victoria, BC V8W 1P6

BCACP Records in dispute

Record #	Pages	Description	Exception applied	Comments
1	241	Confidential minutes of BCACP meeting held Nov. 18 & 19, 2009 (p.8)	13	
2	447	Confidential minutes of BCACP meeting held Nov. 16 & 17, 2011 (p.6)	14	
3	471	Confidential minutes of BCACP meeting held Nov. 16 & 17, 2011 (p.30)	16 & 17	
4	472	Confidential minutes of BCACP meeting held Nov. 16 & 17, 2011 (p.31)	14	
5	475 - 478	Confidential minutes of BCACP meeting held 16 & 17, 2011 (pp.34-37)	13	
6	635-652	VPD memo dated Sept. 18, 2012 re Crown Police Liaison Committee Meeting	14	
7	700	Abbotsford Police Summary of Incident	22	
8	722-724	Office of the Registrar of Lobbyists correspondence	3(1)(c)	

This is Exhibit "A" referred to in the Affidavit of DEBRA TAYLOR sworn/affirmed before me this 2 day of MARCH 2015



A Commissioner for taking Affidavits within the Province of British Columbia

BCAMCP Records in dispute

Record #	Pages	Description	Exception	Comments
9	359	BCAMCP minutes of meeting held June 22, 2010 (p.7)	14	
10	363	BCAMCP minutes of meeting held July 13, 2010 (p.2)	16	
11	384	BCAMCP minutes of meeting held Sept. 14, 2010 (p.7)	16 & 17	
12	422-423	BCAMCP minutes of closed meeting held Dec. 14, 2010 (pp.1-2)	22	Subject to s. 182 of the Police Act
13	443-444	BCAMCP minutes of closed meeting held February 15, 2011 (pp.2-3)	22	
14	461	BCAMCP minutes of meeting held March 8, 2011 (p.3)	22	
15	514	BCAMCP minutes of meeting held July 12, 2011 (p.5)	13	
16	527-528	BCAMCP minutes of meeting held Sept. 13, 2011 (pp.3-4)	15(1)(a), (c),(j),(l)	
17	549-551	Draft prepared by Ministry of Justice	13	
18	560	BCAMCP minutes of meeting held Oct. 12, 2011 (p.8)	22	
19	617-677	Report on the need and viability of enhancing the Provincial Intelligence Centre (PIC) and include a Real Time Crime Centre (RTCC)	13, 15, 22	Only certain pages remain at issue: p.4 – section 13 p.11 – section 15 pp.12-15 – section 13 appendix – section 13 appendix – sections 13 & 22
20	953	BCAMCP minutes of regular meeting held December 11, 2012 (p.3)	14	



Society Summary

For

BRITISH COLUMBIA ASSOCIATION OF CHIEFS OF POLICE

Date and Time of Search: February 5, 2015 10:56 AM Pacific Time

Currency Date: October 22, 2014

ACTIVE

Society Number: S-0060708 Business Number: 834898736BC0001
Name of Society: BRITISH COLUMBIA ASSOCIATION OF CHIEFS OF POLICE
Incorporation Date and Time: Incorporated on January 4, 2013 04:07 PM Pacific Time
Last Annual Report Filed: 2014 Reporting Society: No
Last Annual General Meeting: November 20, 2014 Number of Directors: 6
In Liquidation: No

REGISTERED OFFICE INFORMATION

Physical Address:
MAILSTOP #306
14200 GREEN TIMBERS WAY
SURREY BC V3T 6P3

Mailing Address:
MAILSTOP #306
14200 GREEN TIMBERS WAY
SURREY BC V3T 6P3

DIRECTOR INFORMATION

Last Name, First Name, Middle Name:

BERNOTIES, RAY

Physical Address:

2881 NANAIMO ST
VICTORIA BC V8T 4Z8

Mailing Address:

2881 NANAIMO ST
VICTORIA BC V8T 4Z8

Last Name, First Name, Middle Name:

FLEUGEL, DAVID

Physical Address:

11990 HANEY PL
MAPLE RIDGE BC V2X 9B8

Mailing Address:

11990 HANEY PL
MAPLE RIDGE BC V2X 9B8

Last Name, First Name, Middle Name:

GOERKE, LEN (Name Correction or Legal Name Change from GOERKE, RALPH LENORD)

Physical Address:

1330 MARINE DR
WEST VANCOUVER BC V7T 1B5

Mailing Address:

1330 MARINE DR
WEST VANCOUVER BC V7T 1B5

This is Exhibit "B" referred to in the Affidavit of DEBRA TAYLOR sworn/affirmed before me this 2 day of MARCH 2015. A Commissioner for taking Affidavits within the Province of British Columbia

Last Name, First Name, Middle Name:

LENCH, DERREN

Physical Address:

306 - 14200 GREEN TIMBERS WAY
SURREY BC V3T6P4

Mailing Address:

306 - 14200 GREEN TIMBERS WAY
SURREY BC V3T6P4

Last Name, First Name, Middle Name:

MANAK, DEK

Physical Address:

850 CALEDONIA AVE
VICTORIA BC V8T 5J8

Mailing Address:

850 CALEDONIA AVE
VICTORIA BC V8T 5J8

Last Name, First Name, Middle Name:

SYLVEN, LES

Physical Address:

1903 MOUNT NEWTON CROSS RD
SAANICHTON BC V8M 2A9

Mailing Address:


1903 MOUNT NEWTON CROSS RD
SAANICHTON BC V8M 2A9

1903 MOUNT NEWTON CROSS RD
SAANICHTON BC V8M 2A9
1903 MOUNT NEWTON CROSS RD
SAANICHTON BC V8M 2A9
1903 MOUNT NEWTON CROSS RD
SAANICHTON BC V8M 2A9



British Columbia Association of Chiefs of Police

**CONSTITUTION
AND
BYLAWS**

This is Exhibit "C" referred to in the
Affidavit of DEBRA TAYLOR
sworn/affirmed before me this 2 day
of MARCH 2015

A Commissioner for taking Affidavits
within the Province of British Columbia

SOCIETY ACT CONSTITUTION

ARTICLE I

NAME An organization entitled British Columbia Association of Chiefs of Police, hereinafter referred to as the Association, shall be established in the Province of British Columbia.

ARTICLE II

PURPOSE *The purposes of the Society are:*

- a) Encouraging and developing co-operation among all its members in the pursuit of and attainment of their goals.
- b) Promoting a high standard of ethics, integrity, honour, and conduct.
- c) Fostering uniformity of police practices.
- d) Encouraging the development and implementation of efficient and effective practices in the prevention and detection of crime.
- e) Effectively communicating problems and concerns to appropriate levels of authority.

BYLAWS

Here set out, in numbered clauses the bylaws providing for the matters referred to in section 6(1) of the Society Act and any other bylaws.

ARTICLE III

ELECTION (1) *The officers of the Association shall consist of a:*

- OF**
- OFFICERS**
- a) President
 - b) Vice President
 - c) Secretary Treasurer

who shall be elected annually by majority vote of members present at the last meeting of the Association in the current calendar year.

- a) The officers shall hold office for one year, or until their successors have been elected.

- b) In the event an officer is unable to continue in office, an election shall be held to select a replacement for the remainder of the current year.

ARTICLE IV

EXECUTIVE COMMITTEE

(1) *The Executive Committee shall:*

- a) Consist of the President, Vice President, Secretary Treasurer, Immediate Past President, and Directors (one representing RCMP and one representing Municipal Police Departments) appointed by the President.
- b) Meet as and when required on call of the President.
- c) Approve expenditures of Association funds as required to an amount not exceeding one thousand dollars (\$1,000).
- d) Approve and manage the use of the BCACP logo in accordance with the Policy and Procedure, as listed in Appendix "B", approved by the Executive Committee and as amended from time to time.
- e) Consisting of either the President, Vice-President, or Secretary-Treasurer shall approve the circulation or dissemination of correspondence or communication of any kind to the whole BCACP membership, or the sharing of the BCACP Contact List with any person or entity.

ARTICLE V

DUTIES OF OFFICERS

(1) *The President shall:*

- a) Preside over all meetings of the Association in accordance with Canadian Parliamentary procedure.
- b) Appoint members to special committees as required.
- c) Ensure the financial records of the Association are reported upon annually.
- d) Superintend the affairs of the Association.
- e) Appoint an interim Secretary Treasurer to assume duties in the event the office is vacated.

(2) *The Vice President shall:*

- a) Assist the President when requested.
- b) Perform the duties of the President during the absence of the President.

(3) *The Secretary Treasurer shall:*

- a) Conduct the correspondence of the Association.
- b) Issue notice of meetings of the Association and Executive Committee.
- c) Keep minutes of all meetings of the Association and Executive Committee.
- d) Have custody of all Association records and documents, including books of account.
- e) Keep the financial records and statements of the Association necessary to comply with the *Society Act* and render financial statements to the Executive Committee, members and others when required.
- f) Provide access to all business records of the Association to any accountant or other auditor selected by the Executive Committee or the Association, as the case may be.
- g) Secure all monies of the Association in an account with a Canadian chartered bank, pay all financial obligations and record all receipts and disbursements.
- h) Collect membership dues and any other revenue or amounts owing to the Association.

ARTICLE VI

MEMBERSHIP

***The Association shall have two classes of membership:
Active & Associate.***

(1) ***Active Membership*** shall be restricted to the following applicants whilst serving in office:

- a) The Chief Constable and each Deputy Chief Constable or designated officer of each municipal police force established in British Columbia.
- b) Commanding officers of "E" Division, British Columbia, Royal Canadian Mounted Police and "M" Division, Yukon Territory, Royal Canadian Mounted Police.

- c) Officers in Charge, Criminal Operations, "E" Division, Royal Canadian Mounted Police; Officer in Charge, Criminal Operations "M" Division, Royal Canadian Mounted Police; Officer in Charge Contract Policing, "E" Division, Royal Canadian Mounted Police; Officer in Charge, Federal Policing, "E" Division, Royal Canadian Mounted Police; Officer in Charge, Major Crime Section, "E" Division, Royal Canadian Mounted Police; Officer in Charge, Police Support Services, "E" Division, Royal Canadian Mounted Police.
- d) Commissioned Officers of the Royal Canadian Mounted Police appointed In Charge of municipal policing detachments and other Commissioned Officers (2 I/Cs).
- e) The Officer in Charge and Commissioned Officers second in command of the Combined Forces Special Enforcement Unit-BC.
- f) District Officers of the Royal Canadian Mounted Police "E" Division and Seconds in Command.
- g) An Active member who is a member of the Royal Canadian Mounted Police who is transferred to a position with the Pacific Region and as a result would no longer be eligible for Active Membership status, may retain his or her Active Membership status upon majority vote of the Active Membership.
- h) The Chief Officer and Deputy Chief Officer of the South Coast British Columbia Transportation Authority Police Service.
- i) The Officer in Charge, Royal Canadian Mounted Police, Pacific Region Training Centre and the Director, Justice Institute of British Columbia, Police Academy.

*(2) Applications for **Active Membership**:*

- a) Shall be submitted in writing to the Secretary Treasurer together with the annual membership fee.
- b) May, if the applicant meets the requirements of Article VI, Section 1(a) to 1(i) be approved by the Executive Committee.
- c) Shall, if not approved by the Executive Committee in accordance with Article VI, Section 2(b), be submitted for discussion at the next general meeting and voted upon by the Active Membership at a subsequent meeting.

*(3) **Associate Membership** may be granted to applicants who are:*

- a) Involved in a restricted sphere of law enforcement and whose membership would contribute to the objectives of the Association.

For greater certainty, paragraph (b) of clause 3 includes: the senior person responsible for security in British Columbia for financial institutions named in Schedule 1 of the Bank Act, one security representative of Schedule 11 banks that carry on business in British Columbia, senior officials of the government of Canada and British Columbia and of Crown Corporations of Canada and British Columbia who have a significant role in law enforcement, but does not include persons in a restricted sphere of law enforcement which is primarily commercial in nature.

(4) Applications for Associate Membership:

- a) Shall be submitted in writing to the Secretary Treasurer, together with the annual membership fee.
- b) Shall be submitted for discussion at the next general meeting and voted upon by the Active Membership at a subsequent meeting.
- c) May, if the applicant is a replacement for a current Associate member, be approved by the Executive Committee.

(5) Termination of Membership:

- a) Membership is based on a calendar year with an annual membership fee.
- b) Membership in the Association shall be terminated whenever a Member.
 - i. Fails to pay the prescribed annual membership fees to the Treasurer on or before January 31 each year.
 - ii. Ceases to be eligible for membership pursuant to ARTICLE VI, Section (10)
 - iii. Resigns or withdraws his or her membership in writing directed to the President.
- c) Membership in the Association may be terminated for discreditable conduct pursuant to ARTICLE VI, Section (10).

(6) Membership fees shall be:

- a) Established by the Executive Committee.
- b) Set on or before the last meeting of the year, for the following year.

- c) Approved by a vote.
- d) Due in January of the following year.
- e) Returned to applicants denied membership.

(7) *Voting shall be restricted to Active Members with only one (1) vote per Department, Detachment or Unit.*

- a) In the event of the absence of an Active Member of a Department, Detachment or Unit, a designated officer, holding the rank of Inspector or above, and who is an Active Member, may vote on behalf of that Department, Detachment or Unit.
- b) For the purposes of this section, Appendix "A" lists the Departments, Detachments and Units.

(8) A majority of votes shall decide all questions or issues put to vote, or required to be voted upon, except where otherwise stipulated.

(9) *Sub-Committee Participation*

It is strongly encouraged as a requirement of membership in the Association that all Active and Associate members volunteer to participate in at least one sub-committee.

(10) *Conduct of Members*

- a) Any member whose conduct is discreditable or prejudicial to the objectives of the Association, or whose conduct is in breach of this Constitution, may be suspended from membership by the Executive Committee.
 - i. Any suspension declared by the Executive Committee will be brought before the next meeting of the Association for review by way of a motion.
 - ii. A review of suspension by the Association pursuant to this Article may result in the suspension being declared temporary or permanent, subject to any reasonable terms which the Active Membership see fit to apply.
 - iii. A decision by the Association that a suspension is to be declared permanent (expulsion) must be passed by special resolution.
- b) Any Member whose membership is to be reviewed pursuant to Article VI (10) a) ii) will be provided with three (3) weeks' notice in writing by the Executive Committee.

- i. The Member may upon petition present himself or herself at the meeting to address any of the matters under review.
- ii. The Member will be excluded from the meeting when his or her suspension is voted upon by the Active Membership.

ARTICLE VII

MEETINGS OF THE ASSOCIATION

- 1) There shall be three (3) meetings of the Association in each calendar year, one in February, one in June and one in November. The November meeting will be the Annual General Meeting.
- 2) Meetings will ordinarily be called by the President.
- 3) Meetings may also be called on demand by one-third of the voting Active Membership, excluding the Executive Committee, by delivery to the Secretary-Treasurer of a notice duly signed by those Members.
- 4) Reasonable prior notice in writing of the place, date and time of a meeting shall be given by the President to all Members of the Association, together with a draft agenda and the minutes of the last meeting, unless previously distributed by the Secretary-Treasurer.
 - i. The Executive Committee may meet apart from the general membership to discuss issues or concerns relative to the Executive Committee or the general membership.
 - ii. Any Executive Committee member may call such a meeting.
 - iii. Any discussions and decisions made by the Executive Committee at such meetings that affect the general membership of the Association shall be brought forward at the next meeting of the Association for discussion and/or approval by the membership.
- 5) One third of the Active Membership of the Association, including two (2) Executive Committee Members, shall constitute a quorum for the transaction of business at any meeting of the Association.
- 6) The Order of Business for all meetings of the Association will be:
 - Call to Order
 - Announcements
 - Adoption of Minutes
 - Approval of Agenda
 - Introductions
 - New Business
 - Standing Committee Reports
 - Secretary/Treasurer Report
 - Election of Officers (at AGM)

President's Report
Adjournment

- i. The order of business may be amended by the President unless there is an objection presented by an Active Member.
- 7) At all meetings of the Association every motion shall be determined by a majority vote.
- i. Any Active Member may request that a motion be decided by secret ballot, and such a request will be binding on the general membership.
 - ii. In the absence of a request for secret ballot, the President will determine the process to conduct the meetings of the Association.

ARTICLE VIII

GENERAL

- 1) For the purpose of carrying out its objectives, the Association may borrow or raise or secure the payment of money in such manner as it sees fit, and in particular but without limiting that power, by the issue of debentures.
- 2) The authority to borrow, raise or secure the payment of money shall be exercised only under the authority of the Association, and in no case shall debentures be issued without a motion passed by a majority vote at any meeting of the Association.
- 3) The books, accounts and records of the Secretary-Treasurer shall be audited at least once a year by a duly qualified accountant or by two (2) Active Members (excluding the Secretary-Treasurer) elected for that purpose at the Annual General Meeting. A complete and proper statement of the standing of the books for the previous year shall be submitted by such auditor at the Annual General Meeting. For greater certainty, the fiscal year of the Association in each year shall be January 1 to December 31.
- 4) The books and records of the Association may be inspected by any Member at the Annual General Meeting or at anytime upon giving reasonable notice and arranging a time satisfactory to the Officer or Officers having charge of the books and records. The Executive Committee shall at all times have access to such books and records.
- 5) The Association shall comply with the provisions of the *Society Act* (RSBC 1996), Chapter 433 and without limiting the foregoing, the Association shall ensure that any Special Resolutions of the Association are filed with the Registrar of Corporations in a timely manner.

ARTICLE IX

AMENDING CONSTITUTION

The Constitution of the Association may be amended:

- a) Upon the petition in writing of an Active Member in good standing supported by another Active Member in good standing.
- b) After the petition has been placed on the agenda of the next meeting of the Association.
- c) After an adequate opportunity for discussion has been afforded the Active Membership.
- d) After a two-thirds (2/3) majority of the Active Membership present has voted in favour of the change.

APPROVED BY MOTION November 22, 2012

Original Signed By
Chief Constable P.LEPINE
PRESIDENT

Original Signed By
Inspector B.D. HAUGLI
VICE PRESIDENT

Original Signed By
Deputy Chief Constable R.L. GOERKE
SECRETARY TREASURER

Original Signed By
Superintendent D.J. WALSH
DIRECTOR AT LARGE

Original Signed By
Chief Constable J.H. GRAHAM
DIRECTOR AT LARGE

APPENDIX "A" (ARTICLE VI (7) (b))

Each of the listed Departments, Detachments or Units has one vote.

- Each Municipal Police Department;
- Each Detachment of the Royal Canadian Mounted Police commanded by a Commissioned Officer;
- Each Royal Canadian Mounted Police District;
- "E" Division Criminal Operations, Royal Canadian Mounted Police;
- Combined Forces Special Enforcement Unit - BC (CFSEU-BC);
- Commanding Officer "E" Division, Royal Canadian Mounted Police;
- Commanding Officer "M" Division, Royal Canadian Mounted Police;
- South Coast British Columbia Transportation Authority Police Service.

APPENDIX "B" (ARTICLE IV (1) (d))

Authorized Use of the BCACP Logo

1. Policy

- 1.1 In general, the BCACP logo will only be used for authorized Association purposes.
- 1.2 Requests from outside agencies of the BCACP logo will only be granted in accordance with the procedures set out in this policy.

2. Reason for Policy

- 2.1 To ensure that any use of the BCACP logo is consistent with the objectives of the Association.
- 2.2 To provide guidelines for the approval and use of the BCACP logo by outside agencies.

3. Procedure

- 3.1 Use of BCACP logo without the approval of the Executive Committee is not permitted.
- 3.2 Requests from outside agencies for the use of the BCACP logo must be reviewed by the Executive Committee.
- 3.3 Where permission to use the BCACP logo has been granted, only the approved image may be used. Substitution of a different or altered image is prohibited.
- 3.4 Permission to use the BCACP logo is subject to revocation at the sole discretion of the Executive Committee.
- 3.5 Grounds for revocation may include but are not limited to, misuse, misrepresentations, or failure to comply with the conditions of approval presented in the Guidelines section of the policy.
- 3.6 The Guidelines section of this policy will be provided to any outside agency authorized to use the BCACP logo.

4. Guidelines

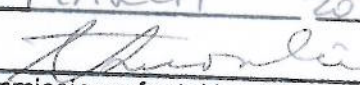
- 4.1 The Association is the owner and guardian of all copyright, registered marks, and trademarks for the Association, which includes the BCACP logo.
- 4.2 Anyone or any organization that receives permission to use the BCACP logo must maintain the integrity and consistency of the logo and comply with these guidelines at all times.
- 4.3 Any instruction by the Association either to alter or to cease and desist using the logo, as well as any denial or revocation of permission to use the logo must be immediately honoured.
- 4.4 To help maintain the credibility, integrity and image of the Association with respect to the use of the logo, the Association requires authorized users of the BCACP logo to follow these guidelines and expects them to report any misuse or unauthorized use of the logo.
- 4.5 Suspected violations of these guidelines can be reported to the Executive Committee.
- 4.6 The BCACP logo cannot be used for commercial advertising purposes, including commercial ribbon cuttings or private business store openings.
- 4.7 Visual integrity of the logo must be maintained at all times, including the correct colours.

- 4.8 The Association may deny any application for use of the logo without explanation.
- 4.9 The Association will not grant permission to use the logo to anyone who fails to meet moral and ethical standards consistent with the reputation and purpose of the Association.
- 4.10 To confirm that these standards have been met, the Association may conduct a background check or investigation of anyone seeking permission to use the logo. In conducting the background check or investigation, the Association may use any information it receives from the person seeking permission to use the logo or from others. The Association also reserves the right to revoke mission it previously granted where the Association becomes aware that these standards have not been met or are no longer being met.
- 4.11 The Association's decisions regarding these standards are final.
- 4.12 Permission to use the BCACP logo may be subjected to periodic review and renewal requirements, at the discretion of the Association.

**BRITISH COLUMBIA ASSOCIATION of
MUNICIPAL CHIEFS of POLICE**

CONSTITUTION

Adopted - May 22, 1998
Revised - January 9, 2002
Revised - November 15, 2005
Revised - November 16, 2010

This is Exhibit "D" referred to in the
Affidavit of DEBRA TAYLOR
sworn/affirmed before me this 2 day
of MARCH 2015

A Commissioner for taking Affidavits
within the Province of British Columbia

CONSTITUTION

ARTICLE 1 NAME

1. The name of the Association is:
 - 1.1 Association of Municipal Chiefs of Police of British Columbia.
 - 1.2 The Association is not intended to be a registered society.

ARTICLE 2 OBJECTIVES AND GOALS

- 2.1 The objectives of the Association are to encourage and develop cooperation among all its members in the pursuit and attainment of Association goals.
- 2.2 The goals of the Association are:
 - 2.2.1 Promote a high standard of ethics, integrity, honour and conduct of its members and municipal constables in British Columbia.
 - 2.2.2 Foster uniformity of police standards and practices.
 - 2.2.3 Encourage the development and implementation of efficient and effective practices in the prevention and detection of crime.
 - 2.2.4 Communicate concerns to appropriate levels of government.
 - 2.2.5 Advocate community partnerships between communities and their police forces.

RULES

ARTICLE 3 MEMBERSHIP

- 3.1 The originating members of the Association are those signatories to this constitution and they are deemed active members.
- 3.2 The Association shall have two classes of membership, Active and Associate.

3.3 Active Members

3.3.1 The following persons are eligible for active membership:

The Chief Constable and one designated officer of each municipal police force established in British Columbia.

The Chief Officer and one designated officer of the Organized Crime Agency of British Columbia.

The Chief Officer and one designated officer of the South Coast B.C. Transit Authority Police Service.

3.4 Applications for Active Membership

An application to become an active member must be submitted in writing to the Secretary Treasurer together with the annual membership fee.

3.5 Associate Membership

The following persons are eligible to be an Associate member:

3.5.1 A person other than an appointed or sworn peace officer who is involved in a restricted sphere of law enforcement and whose membership would contribute to the objectives of the Association.

3.6 Applications for Associate Membership

3.6.1 An Application to become an associate member must be submitted in writing to the Secretary Treasurer, together with the membership fee; and

3.6.2 Be submitted for consideration at the next general meeting and voted upon by the Active membership at a subsequent meeting.

3.7 Membership ceases at the end of the calendar year in which a member:

3.7.1 Fails to pay his dues and has been served notice.

3.7.2 Ceases to be eligible to hold membership; or dies.

3.7.3 Withdraws his membership; or is expelled by resolution of the Directors.

- 3.8 Every member must uphold the Constitution and comply with any rules established by the Association, or this document.

ARTICLE 4 ANNUAL MEMBERSHIP FEE

- 4.1 An annual member fee for each category of member shall be:
- 4.1.1 Established by a vote of the Directors.
 - 4.1.2 Set on or before the last meeting of the year, for the following year.
 - 4.1.3 Payable by January 31st of the following calendar year.

ARTICLE 5 MEETINGS

5.1 General Monthly Meetings

The Association shall meet monthly at such time and place as the members determine at each preceding general meeting.

5.2 Special Meeting

- 5.2.1 Any special meeting of members is held at such time and on such day, as the President may, from time to time, determine and advise by notice.
- 5.2.2 Whenever special business is to be conducted, the notice must supply sufficient information to allow members to form a reasonable judgement.

5.3 Quorum

- 5.3.1 Two-thirds of voting members constitute a quorum for the transactions of business at a general or special meeting.

5.4 Voting Privileges

- 5.4.1 Only active members are entitled to vote upon any question at a general or special meetings.
- 5.4.2 A majority of votes shall decide all questions or issues put to a vote, or required to be voted upon, except where otherwise stipulated.

ARTICLE 6 DIRECTORS

6.1 The daily business and affairs of the Association are conducted by three Directors consisting of:

6.1.1 President

6.1.2 Vice President

6.1.3 Secretary Treasurer

who shall be elected by majority vote of members present at the last meeting of the Association in the calendar year of when a vote is required.

6.2 The elected Director shall hold office for two years commencing January 1st of the year following their election.

6.3 In the event a Director is unable to continue in office, an election must be held to select a replacement for the remainder of the two year term.

6.4 The President must:

6.4.1 Subject to Section 6.8, preside over all meetings of the Association in accordance Canadian Parliamentary procedure.

6.4.2 Appoint members to special committees as may be required.

6.4.3 Ensure the financial records of the Association are audited annually.

6.4.4 Communicate on behalf of the Association provided such communication has been approved beforehand by a quorum of the Directors.

6.4.5 Appoint an interim Secretary Treasurer to assume those duties in the event that office is vacated.

6.4.6 Superintend the affairs of Association.

6.5 The Vice President must:

6.5.1 Assist the President when requested.

6.5.2 Perform the duties of the President during the absence of the President.

- 6.6 The Secretary Treasurer must:
- 6.6.1 Subject to Section 6.4.4, receive and respond (upon direction of the Board of Directors) to all communications.
 - 6.6.2 Prepare and distribute to all members, minutes of all meetings of the Association and Directors.
 - 6.6.3 Secure all monies of the Association in an approved bank account.
 - 6.6.4 Pay all financial obligations from Association funds.
 - 6.6.5 Record all receipts and disbursements and safely keep the Minutes and other records of the Association.
- 6.7 The Directors may suggest rules for discussion and approval by the members.
- 6.8 The Directors may suggest rules for discussion and approval by the members.
- 6.9 The Directors may recommend the establishment of committees composed of one or more members with the purpose of investigating, studying, recommending and reporting to the Directors or members on issues of importance to the Association.

ARTICLE 7 AMENDING CONSTITUTION

- 7.1 The Constitution or the Rules of the Association may be amended if:
- 7.1.1 A petition in writing of an Active Member in good standing is received, supported by another Active Member in good standing; provided further,
 - 7.1.2 That the petition will be placed on the agenda of the next meeting of the Association; and the Directors allow for,
 - 7.1.3 An adequate opportunity for discussion of the petition=s merits has been afforded the Active membership, and
 - 7.1.4 After a two-thirds majority of the Active membership present has voted in favour of the proposed Amendment.

APPROVED BY THE FOLLOWING ORIGINATING MEMBERS 1998 _____.

Originating Member

Member

Originating

Originating Member