



GREATER SUDBURY POLICE SERVICE BOARD BY-LAW BY-LAW 2025-010

A By-Law to establish governance standards relating to the disclosure by the Chief of Police of personal information about individuals pursuant to the *Community Safety and Policing Act*.

WHEREAS Section 261(1) 2 of the *Community Safety and Policing Act* provides that the Lieutenant Governor in Council may make regulations prescribing policing standards, including the policing standards that must be met in providing adequate and effective policing;

AND WHEREAS *O. Reg. 412/23: Disclosure of Personal Information* was enacted in accordance with Section 261(1) 2 of the *Community Safety and Policing Act* to prescribe standards for the disclosure of personal information;

AND WHEREAS the Board desires to establish guidelines for compliance with Section 80 the *Community Safety and Policing Act* for the disclosure of personal information by the Chief of Police;

AND WHEREAS Section 46(1) of the *Community Safety and Policing Act* authorizes the Board to establish its own rules and procedures in performing its duties under the Act and the regulations;

NOW THEREFORE, The Greater Sudbury Police Services Board hereby enacts as follows:

1.0 DEFINITIONS

ACT

Means the *Community Safety and Policing Act*, as amended.

BOARD

Means the Greater Sudbury Police Service Board.

CHIEF OF POLICE

Means the Chief of the Greater Sudbury Police Service.

HIGH RISK OFFENDER

Means an individual as described in Section 5 of *Ontario Regulation 412/23*.

SERVICE

Means the Greater Sudbury Police Service.

VICTIM

Means an individual described in Section 7(1) of *Ontario Regulation 412/23*.

2.0 AUTHORITY TO DISCLOSE PERSONAL INFORMATION:

2.1 The Chief of Police, or designate, may disclose personal information in accordance with *Ontario Regulation 412/23* and any other provincial or federal legislation and in accordance with this By-law, for one or more of the following purposes:

- a. Protection of the public;
- b. Protection of victims of crime;
- c. Keeping victims of crime informed of the law enforcement, judicial or correctional processes relevant to the crime that affected them;
- d. Law enforcement;
- e. Correctional purposes;
- f. Administration of justice;
- g. Enforcement of and compliance with any federal or provincial Act, regulation or government program; and
- h. Keeping the public informed of the law enforcement, judicial or correctional processes respecting any individual.

3.0 RELEASE OF INFORMATION TO THE PUBLIC:

3.1 The Chief of Police, or designate, shall ensure that all releases of personal information are in accordance with Sections 5 or 6 of *Ontario Regulation 412/23*.

3.2 Further, when assessing to disclose personal information in accordance with *Ontario Regulation 412/23*, the Chief of Police, or designate, shall consider, at a minimum, the following:

- a. The victim(s) needs and/or the community interests;
- b. Alternative measures available; and
- c. The breadth of the public notification that is required to be made.

3.3 The Chief of Police, or designate, shall ensure that the Board is notified as soon as practicable of a decision to release personal information of a high-risk offender to the public.

4.0 RELEASE OF INFORMATION TO A VICTIM:

The Chief of Police, or designate, may disclose personal information to a victim about the individual who committed the offence if the victim requests the information. Disclosure shall be in accordance with Section 7 of *Ontario Regulation 412/23*.

5.0 SHARING INFORMATION WITH OTHER AGENCIES

In accordance with Section 8 of *Ontario Regulation 412/23*, the Chief of Police, or designate, may share certain information with other agencies. The Chief of Police is allowed to enter into a Memorandum of Understanding for the purposes of Subsection 8(3) of *Ontario Regulation 412/23*.

6.0 PROCEDURES

- 6.1 The Chief of Police shall develop and maintain a procedure for the disclosure of personal information which shall include, at a minimum,
- a. The process for the assessment of high-risk offenders whose release is pending;
 - b. Alternative measures available without a public notification being made;
 - c. The process for the release of personal information where it is determined to be warranted to ensure compliance with the *Community Safety and Policing Act*, *Ontario Regulation 412/23*, the *Municipal Freedom of Information and Protection of Privacy Act* and this By-Law.

7.0 DESIGNATIONS

- 7.1 The Chief of Police shall establish appropriate designations within the Service in relation to the disclosure of personal information pursuant to *Ontario Regulation 412/23*.
- 7.2 In this By-law and the attached Schedules words imparting singular include the plural and vice versa.

8.0 EFFECTIVE DATE

- 8.1 By-Law 2003-3, as amended, and all By-Laws, sections of By-Laws and procedural policies of the Board inconsistent with the provisions of this By-Law are hereby repealed.
- 8.2 This By-Law shall come into effect on passage.

BY-LAW passed by the Greater Sudbury Police Service Board, this 17th day of December 2025.



Gerry Lougheed, Jr., Chair

A handwritten signature in black ink, reading "Matthew Gatien". The signature is written in a cursive style with large, sweeping loops.

Matthew Gatien, Board Administrator