

2020-2021 ANNUAL REPORT



Justice and Public Safety



MESSAGE FROM THE MINISTER

In accordance with the requirements of a Category One Entity under the **Transparency and Accountability Act**, I, the Minister of Justice and Public Safety and the Attorney General, submit the Annual Report for the Department of Justice and Public Safety for April 1, 2020 to March 31, 2021.

The Department worked diligently to realize progress on the strategic issues of enhanced community safety and well-being and to improve and modernize the justice system. This included efforts towards expanding Drug Treatment Court, Family Violence Intervention Court, and Adult Diversion, all while supporting essential services, and improving justice system infrastructure.

During 2020-21, the Department continued to deal with the COVID-19 global pandemic with a continued focus on maintaining and delivering essential services while ensuring the safety of staff and clients of the justice system. The Department will continue to adhere to public health guidelines while seeking innovative solutions to provide services for the remainder of the pandemic.

The Department continues to work tirelessly to ensure that our province remains a safe place to live, and that our justice system is responsive to the people it serves. I am committed to working collaboratively with our partners to implement positive changes throughout the justice system. I would like to take this opportunity to reiterate these responsibilities and my signature below demonstrates my accountability for the results contained in this report.

Sincerely,

A handwritten signature in blue ink, appearing to read 'John Hogan', with a long horizontal flourish extending to the right.

Hon. John Hogan, Q.C.
Minister of Justice and Public Safety
and Attorney General

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Departmental Overview

Vision

A justice and public safety environment that is accessible and understood and which plays a key role in creating a fair, equitable and safe society where all people can pursue their lawful rights and freedoms.

Mandate

The Department of Justice and Public Safety is primarily responsible for the provision of legal services to Government through the office of the Attorney General and the protection and safety of people in the Province in respect of their persons and property. These responsibilities are met through the provision of legal advice to Government departments, police protection, the prosecution of accused persons, the administration of the courts, including family justice services, operation of the Province's correctional systems, services to victims of crime, protection of human rights and legal aid services. The Department also provides legislative drafting services by the Office of the Legislative Counsel and is responsible for the Access to Information and Protection of Privacy Office, the Support Enforcement Program, Fines Administration, the Office of the Chief Medical Examiner, and the Serious Incident Response Team. In August 2020, the Department of Justice and Public Safety was assigned responsibility for the Fire Services Division and the Emergency Services Division. This mandate reflects the dual responsibilities of the Minister of Justice and the Attorney General for Newfoundland and Labrador.

Branches and Divisions

1. Courts and Corporate Services Branch

- The **ATIPP Office** oversees the administration of the **Access to Information and Protection of Privacy Act, 2015** by providing guidance and assistance to public bodies that are subject to the Act. This is achieved through training, providing advice and guidance as well as the development of policies, procedures, and educational resources.
- **Court Services** is responsible for providing infrastructure and administrative support to the Provincial Court of Newfoundland and Labrador and the Supreme Court of Newfoundland and Labrador. Family Justice Services, which falls under the Supreme Court of Newfoundland and Labrador, is responsible for promoting dispute resolution outside the Court process. The program assists parties in

resolving parenting and support issues and offers parent information sessions, mediation, and counselling.

- The **Office of the Legislative Counsel** provides legislative drafting services to Government. Additionally, in conjunction with the Queen's Printer and the House of Assembly, the office ensures the publication and dissemination of provincial legislation.
- The **Policy and Strategic Planning Division** is responsible for providing leadership in the identification, development and implementation of broad policy initiatives, departmental, horizontal, planning, and accountability processes in government, and for supporting informed policy development through internal and external stakeholder engagement.
- The **Finance and General Operations Division** is primarily responsible for planning, organizing, directing and controlling overall financial and administrative operations of the department. This includes coordinating the annual budget submission for the department, monitoring expenditures during the financial year so that accurate financial information is available and ensuring proper financial controls are in place.
- The **Support Enforcement Division** performs a number of services related to the collection and distribution of court-ordered funds for spousal and/or child support. This includes registering and transmitting Support Orders, issuing Notices of Garnishment, tracing delinquent payers, and receiving and transmitting Interjurisdictional support orders (ISO) applications.
- The **Public Trustee** appointed by the Provincial Government under the **Public Trustee Act, 2009** to protect the financial assets and well-being of clients of the Office of the Public Trustee. Though appointed by the Provincial Government, the Office of the Public Trustee is a Crown corporation created by legislation and operates fully independent of Government.

2. Public Safety and Emergency Services Branch

- The **Emergency Services Division** develops and maintains an emergency management system in NL to mitigate against, prepare for, respond to, and recover from emergencies. Services and programs include the Provincial Emergency Management Plan, Emergency Management Training Program, Emergency operations, 24/7 on-call system, and Regional Emergency Management Planning, among others.

- The **Fire Services Division** provides oversight to local governments, fire departments and other stakeholders on matters related to fire protection services, including firefighter training and certification, fire department assessments, and education. The division is also responsible for the Office of the Fire Commissioner in fulfilling the duties outlined in the Fire Protection Services Act.
- **Policing Services** are delivered through the province's two policing agencies: the Royal Newfoundland Constabulary (RNC) and the Royal Canadian Mounted Police (RCMP). Through a broad range of policing services, both police forces are responsible for fostering and maintaining peaceful and safe communities.
- The **Serious Incident Response Team** is an independent civilian-led police oversight agency responsible for conducting independent investigations into serious incidents involving death, serious injury, sexual offence, domestic violence or any matter of significant public interest that may have arisen from the actions of a police officer in the province.

3. Corrections and Community Services Branch

- **Corrections and Community Services** is responsible for the safe and secure custody of young and adult offenders, for providing adult community corrections in the form of probation services, and for providing services to victims of crime.
- **Fines Administration** is responsible for the processing, billing and collection of fines penalties and surcharges imposed on individuals by Provincial Court, summary offence tickets, or other legislation. Ticket processing, billing and collection services are also provided to third parties such as municipalities, hospitals, and post-secondary institutions.
- **Office of the Chief Medical Examiner** is responsible for reporting, investigating and recording deaths pursuant to the **Fatalities Investigation Act**. The Chief Medical Examiner is also responsible for appointing physicians to act as medical examiners and the appointment of medical investigators.
- The **Office of the High Sherriff** is responsible for providing administrative services to the Supreme and Provincial Courts. The Office of the High Sheriff administers the jury system, provides court security, judgment enforcement and trust account services, and executes orders and decisions of the Court.

4. Legal Services Branch

- The **Civil Division** is responsible for providing legal services to Provincial Government departments and agencies. These services include providing legal opinions, drafting commercial and financial documents, and representing the Provincial Government and its agencies in negotiations and civil actions before administrative tribunals, all levels of court in the Province and at the Supreme Court of Canada
- The **Legal Information Management Division** is responsible for three internal services for the Department of Justice and Public Safety: 1) law libraries, 2) information management, and 3) research and litigation support. Information Management Services has Department-wide responsibility for all matter relating to records and information management. The Research and Litigation Support Unit provides research services for the Civil Litigation Unit as well and document control for all materials collected.

5. Public Prosecutions Branch

- **Public Prosecutions** is responsible for prosecuting all offences pursuant to the Criminal Code of Canada and provincial statutes. Prosecutors appear in every level of court in the province and in the Supreme Court of Canada. Public Prosecutions also provides legal opinions and advice on criminal and criminal-related matters to policing agencies and other government departments that enforce provincial statutes.

In addition to the above divisions, the following independent entities report administratively to the Department pursuant to the **Transparency and Accountability Act**:

- Board of Commissioners of Public Utilities;
- Child Death Review Committee;
- Commissioner of Lobbyists;
- Consumer Advocate;
- Criminal Code Mental Disorder Review Board;
- Human Rights Commission;
- Human Rights Commission Panel of Adjudicators;
- Newfoundland and Labrador Legal Aid Commission (Legal Aid NL);
- NL911 Bureau;
- Office of the Chief Medical Examiner;
- RNC Public Complaints Commission; and,
- RNC Public Complaints Commission Panel of Adjudicators.

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Each entity is responsible for preparing an annual report. These can be viewed on the Department of Justice and Public Safety's publications webpage at <https://www.gov.nl.ca/jps/publications/>.

In addition, the following are independent entities of the Department, but do not have any reporting responsibilities under the **Transparency and Accountability Act**:

- Complaints Review Committee;
- Law Foundation of Newfoundland and Labrador;
- Law Society Disciplinary Panel;
- Legal Appointments Board;
- Judicial Complaints Panel; and,
- Judicial Council of the Provincial Court of Newfoundland and Labrador.

Staff and Budget

In 2020-21, the Department employed 1,458 individuals, including the RNC. The overall gender breakdown for staffing in the Department is approximately 51 per cent women (739) and 49 per cent men (719).

In addition, pursuant to the Provincial Policing Services Agreement and Community Tripartite Agreements, the RCMP employed approximately 436 officers and 112 civilian members and support staff to provide frontline policing services in approximately 44 locations throughout the province.

The Department employs lawyers, police officers, social workers, psychologists, counselors, correctional officers, youth care counselors, deputy sheriffs, information management specialists, administrators, financial managers, nurses, educators and administrative support staff. Efforts continue towards employment equity within sectors of justice and public safety that have historically been comprised of disproportionate numbers of men to women.

Branch	Staff Complement			2020-21 Budget (\$)
	Total	Women	Men	
Courts and Corporate Services	260	224	36	\$27,182,000
Public Safety and Emergency Services	517	208	309	\$42,013,200
Corrections and Community Services	557	225	332	\$153,244,300
Legal Services	55	33	22	\$33,076,100
Public Prosecutions	69	49	20	\$7,014,800
Total	1,458	739	719	\$262,530,400

- The staffing count for Legal Services does not include the Legal Aid Commission, but does include its budget.
- The staffing count for Public Safety and Enforcement does not include the RCMP, but does include its budget.

More information can be found on the Department of Justice and Public Safety's webpage at <https://www.gov.nl.ca/jps/>.

Highlights

Remote Witnessing of Documents

The COVID-19 pandemic initiated a global health crisis that has necessitated businesses, government offices and courts in the province to limit in-person services. In Newfoundland and Labrador, legislation requires the in-person witnessing of most documents used as evidence such as affidavits, declarations, affirmations, as well as documents signed under the **Notaries Public Act**, documents filed at the Registry of Deeds under the **Registration of Deeds Act, 2009**, and Wills under the **Wills Act**. The Law Society of Newfoundland and Labrador approached the Department to discuss a solution to allow lawyers to remotely witness these documents using audiovisual technology. The Department worked to address this issue and introduced a Bill in the House of Assembly called the **Temporary Alternate Witnessing of Documents Act** to allow lawyers in good standing with the Law Society to remotely witness documents, which received Royal Assent on May 6, 2020. Subject to this legislation, lawyers are responsible for taking the necessary steps to verify the identity of the person or persons signing documents and lawyers must comply with all other requirements made by the Law Society. This option is now available during the COVID-19 public health emergency and demonstrates the Department's responsiveness to the community it serves.

Fire Prevention Week 2020

The week of October 4 to 10, 2020 was Fire Prevention Week 2020. The theme for Fire Prevention Week 2020 was "Serve Up Fire Safety in the Kitchen!" and was designed to encourage people to learn more about simple but important actions anyone can take to keep themselves and their families safe in the kitchen. This is an important message as cooking is the leading cause of home fires and home fire injuries in Canada. The majority of reported home fires start in the kitchen, most with the ignition of food or other cooking materials. Important fire safety actions highlighted during Fire Prevention Week 2020 included: never leaving food unattended when cooking, checking on food regularly, always having a fire extinguisher nearby, and creating a kid-free zone around the cooking area. During Fire Protection Week 2020, people were encouraged to check their kitchens for fire hazards and use safe cooking practices. Other important measures included ensuring smoke alarms are working and home fire escape plans are in place. Fire prevention is everyone's responsibility, not only during Fire Prevention Week but all year round. The Department encourages continued education on the importance of fire safety in our homes, schools, and workplaces.

Proclamation of the Serious Incident Response Team Act

The **Serious Incident Response Team Act** was proclaimed on March 26, 2021. The **Serious Incident Response Team Act** was initially passed by the House of Assembly on December 7, 2017 to provide for the establishment of a team to provide independent oversight of policing, the Serious Incident Response Team (SIRT). SIRT is a civilian-led police oversight agency responsible for conducting independent investigations into serious incidents involving death, serious injury, sexual offence, domestic violence or any matter of significant public interest that may have arisen from the actions of a police officer in the province. Significant milestones towards the establishment of SIRT included the appointment of a Director in 2019 and the appointment of investigators in 2020, establishment of a physical office, and a signed memorandum of Understanding with the RNC and RCMP. The Director of SIRT has authority to lay charges against police officers when the evidence gathered during an investigation forms grounds to believe an offence has been committed. All investigative decision making and the decision to issue a public report, lay a charge or refer a matter to Crown Counsel are independent from government. With this proclamation, SIRT has become fully operational and has the legislative authority to conduct its own investigations. Additional information on SIRT can be viewed on their website: <https://www.sirtnl.ca/>.

Partnerships

First Graduates of the Drug Treatment Court

The Drug Treatment Court (DTC) achieved a milestone in September 2020 with the graduation of its first clients. DTC was originally established in St. John's on November 30, 2018, as an alternative approach for offenders with serious drug addictions, who commit non-violent, drug-motivated offenses. DTC establishes long-term supports outside the criminal justice system by offering court monitored treatment, random and frequent drug testing, incentives and sanctions, clinical case management and social services support. The Court held its first sitting in January 2019. There have been 20 offenders who have actively participated in various stages of the 12-18 month treatment plans. Partners include Provincial Court, the Crown Attorneys Office, Public Prosecutions of Canada, the Newfoundland and Labrador Legal Aid Commission, Eastern Health, and the Department of Health and Community Services. On September 16, 2020, the Minister of Justice and Public Safety announced that four clients of the Court successfully completed the program. This program demonstrates the importance of addressing the root causes of drug addiction and addressing the underlying issues that contribute to crime. This can be accomplished through bringing together judicial

supervision and treatment services for substance abuse, as well as supports outside the criminal justice system.

Mobile Crisis Response Services Expanded to More Communities

On September 24, 2020, the Department announced that the RCMP would partner with the regional health authorities and the RNC to partner on the province's Mobile Crisis Response Team (MCRT). MCRTs include a mental health care worker, such as a social worker or registered nurse, and a police officer, working together to respond to people in crisis. Since forming in 2018-19, the teams in St. John's, Corner Brook and Labrador City have responded to over 5,000 calls for service. MCRTs are now in place in Labrador West, Happy Valley-Goose Bay, St. John's, Gander, Grand Falls-Windsor, and Corner Brook.

Stella the Support Dog

In July 2020, the RNC introduced its first support dog, Stella. Stella is a Portuguese Water Dog that has been working to provide support to people across various areas of the justice system. Stella is trained to detect and support persons in need. While Stella was in training during 2020, it is intended that she will work in partnership with the Department's Victim Services Division to assist victims and survivors of violence and those struggling with a mental illness, and to help those who simply require some comfort during difficult times – including her fellow officers. Stella worked with her trainer and handler, Constable Krista Fagan and retired RNC Staff Sergeant, Mike Adams, throughout 2020 in a community oriented training program. Stella received her name in honour of Stella Burry, a pioneering social worker, who made an outstanding contribution to her community, and to the province of Newfoundland and Labrador. As the first dog in the RNC's Support Dog Services, it is anticipated that Stella will continue to provide support and outreach to promote the wellbeing of our community as a whole.

Report on Performance

Issue One – Enhanced Community Safety and Well-being

The work of the Department of Justice and Public Safety is essential in ensuring the safety of all residents of the province through the administration of public safety programs such as fire services, emergency services, and police protection. The Department recognizes that it is important to continually innovate ways to improve safety and contribute to the well-being of individuals and communities, and to develop tools that are responsive to the needs of the most vulnerable. The Department is committed to ensuring residents of the province feel safe and secure with initiatives that focus on safety, offender rehabilitation, and alternatives to traditional approaches, offering opportunities to address underlying issues of crime and create community connections in support of that objective. Strengthening the safety and well-being of communities was an important focus of the Department throughout 2020-21 and aligns with Government’s Strategic Direction of Better Living.

GOAL 1: By March 31, 2023, the Department of Justice and Public Safety will have enhanced community safety and well-being.

Objective 1.1: By March 31, 2021, the Department of Justice and Public Safety will have implemented initiatives to enhance community safety and well-being.	
Indicators:	Results:
Continue development of the Interpersonal Violence Disclosure Protocol.	The Department introduced the Interpersonal Violence Disclosure Protocol Act (the Act) in December 2019. This enabling legislation is intended to provide police agencies authority to release relevant information about a person’s abusive history to a partner who is determined to be at risk. The Act authorizes the development of a protocol through regulation. The development of the protocol required consultation with the RNC and RCMP to determine appropriate measures for processing requests to be made under the Act. The Department engaged with these police organizations to identify operational procedures relevant to disclosing information. In addition, the Department conducted a jurisdictional review of other provinces with similar legislation, specifically Saskatchewan and Alberta, to learn more about implementation in their respective jurisdictions. In addition, in 2020-21, the RCMP was able to

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	<p>confirm that they are able to participate in interpersonal violence disclosures in jurisdictions that have such legislation.</p>
<p>Undertaken evaluation of the Electronic Monitoring Pilot Program.</p>	<p>Budget 2020 allocated \$508,000 to support the re-introduction of Electronic Monitoring in the province. The Department implemented the Electronic Monitoring pilot program in January of 2020 with the deployment of ankle bracelets equipped with GPS technology to enhance the supervision of offenders when in the community. The Department conducted the pilot throughout 2020-21. The pilot was administered in St. John’s and Labrador and specific information on the number of offenders, types of offences, conditions on the court orders and issues that arose was collected to inform and evaluate the effectiveness of Electronic Monitoring to supervise offenders. Over the course of the pilot, Electronic Monitoring demonstrated that it is an effective tool for monitoring and enforcing curfew conditions, no-contact conditions (especially in cases of intimate partner violence) and conditions for offenders to remain away from specific businesses/establishments (where applicable). Adult Probation Officers were also able to use the Electronic Monitoring system to verify approved absences from the home, for example, to attend medical/pharmacy appointments, and counselling sessions. The pilot has also provided insight into the technical requirements needed to operate the program provincially, including cellular network requirements. As a result, the Department issued a Request for Proposals (RFP) in 2020 and has since awarded a 3-year contract to Buddi Ltd.</p>
<p>Undertaken work towards the expansion of Family Violence Intervention Court.</p>	<p>Budget 2020 allocated more than \$350,000 to facilitate the expansion of Family Violence Intervention Court (FVIC). FVIC is a specialized court that requires offenders to participate in intervention or programming regarding family violence. The Court focuses on improving victim safety and offender responsibility with the goal of preventing and reducing incidents of family violence by addressing the root cause of violence through teamwork with key community partners. Working together allows faster access to services for the victim and offender. FVIC is currently available in St. John’s and</p>

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	<p>Stephenville. Throughout 2020-21, the Department explored opportunities to bring the Court to additional communities in the province. This included identifying suitable locations to hold Court to ensure that a maximum number of clients can access services, as well as options for additional counselling services. The Department staffed a dedicated position to coordinate the expansion of FVIC. The Department will continue to work towards the expansion in 2021-22.</p>
<p>Completed the Ground Search and Rescue Inquiry.</p>	<p>During 2020-21, JPS took several steps to establish the Ground Search and Rescue Inquiry. On July 30, 2020, the Provincial Government announced the retention of former Provincial Court Judge James Igloliorte to provide input on the nature, scope and mechanisms of the Inquiry into Ground Search and Rescue for Lost and Missing Persons in Newfoundland and Labrador. The Department announced the establishment of the Inquiry on January 14, 2021, to be led by Judge Igloliorte. The Commissioner proposed informal hearings as the primary mechanism of the inquiry, with one hearing dedicated solely to the search for Burton Winters. Research studies, interviews, surveys, and written submissions will also be utilized. The Inquiry will include a final report which will provide a review of the organization and operation of ground search and rescue in the province. It was intended that the Inquiry hold an in person hearing in Makkovik, Labrador. During 2020-21, in person hearings could not proceed as planned due to the ongoing COVID-19 global pandemic and the need to maintain social distancing to protect public health. While the Ground Search and Rescue Inquiry was not completed in 2020-21, it is anticipated that the inquiry will continue to progress into 2021-22, following applicable public health guidelines, with the final report to be completed in Fall 2021.</p>
<p>Allocated funding to support the replacement of fire protection vehicles and firefighting equipment.</p>	<p>Fire Services joined the Department in September 2020. Budget 2020-21, allocated a total of \$3 million to the Fire Protection Vehicle and Firefighting Equipment Program. Under the program 13 applications were approved (eight pumper trucks, two fire</p>

	fighting tankers, two rescue units, and one Rural Response Unit) for communities throughout the province.
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Objective 1.2:

By March 31, 2022, the Department of Justice and Public Safety will have continued implementing initiatives to enhance community safety and well-being.

Indicators:

- Provided funding for firefighting equipment.
- Completed initial work to implement a province wide Public Safety Radio System.
- Expanded the Electronic Monitoring Program.
- Continued work to address the Calls for Justice outlined in the Final Report of the Inquiry into Missing and Murdered Indigenous Women and Girls.
- Explored ways to implement Gladue Principles in the justice system.
- Operationalized the Bail Supervision program.

Issue Two – Improve and Modernize the Justice System

The Department of Justice and Public Safety is committed to working with its partners in government, the court system, and community organizations to support initiatives to improve and modernize the justice system. Throughout 2020-21, the Department continued efforts to improve the justice system through infrastructure improvements, the use of alternative measures, enhanced outreach with stakeholders, and training opportunities to ensure that those accessing justice programs and services receive holistic, trauma-informed interventions. These initiatives support Government’s Strategic Direction of Better Living.

During 2020-21, the Department continued to deal with the COVID-19 global pandemic and continued its focus on maintaining and delivering critical services. This included remote programming and virtual visitation in correctional facilities and supporting the Courts in establishing virtual trials and hearings. The Department continued to support these initiatives throughout the year.

GOAL 2: By March 31, 2023, the Department of Justice and Public Safety will have improved and modernized the justice system through the enhancement of access, services and the availability of alternative measures.

Objective 2.1: By March 31, 2021, the Department of Justice and Public Safety will have implemented initiatives that improve and modernize the justice system through enhanced access, services and available alternative measures.	
Indicators:	Results:
Implemented the Bail Supervision Program.	The Department took steps to implement the Bail Supervision Program throughout 2020-21. The Bail Supervision Program is intended to provide judges with an alternative to remand which allows the accused to be released and supervised in the community. The Bail Supervision Program might be appropriate in instances where offenders might be eligible for bail but cannot be released because they do not have access to stable housing or a surety. As an alternative to remand, Bail Supervision provides a clear plan of supervision for accused persons who are seeking bail release, and includes support and referrals to community agencies for services. The intent is to increase the number of individuals eligible for bail and support the accused in

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	<p>securing housing and a surety, this also reduces the burden on correctional institutions, while maintaining community safety. The Bail Supervision Program policies and procedures are developed, and a Bail Supervisor has been identified. While the Bail Supervision Program was not fully implemented during 2020-21 due to COVID-19 related restrictions, the Department anticipates that the program can be implemented once COVID-19 public health measures are lifted.</p>
<p>Completed the statutory review of the Access to Information and Protection of Privacy Act, 2015.</p>	<p>The Department took significant steps to conclude the statutory review of the Access to Information and Protection of Privacy Act, 2015 (ATIPPA, 2015), during 2020-21. The ATIPPA, 2015 first came into force in 2005, and was amended in 2012 and again in 2015. The statutory review is required every five years in accordance with the requirements of the ATIPPA, 2015. The statutory review was scheduled to commence by June 1, 2020. However, due to the COVID-19 global pandemic, the Department obtained an order under the Temporary Variations of Statutory Deadlines Act to vary the time for the review to commence no later than December 1, 2020. On July 27, 2020, former Chief Justice David B. Orsborn was appointed to conduct the statutory review. On November 2, 2020, the Committee advised the public of the opportunity to make submissions on the operations of the ATIPPA, 2015. The Committee established a website to make information about the review public, to publish written submissions, and to schedule and host the webcasts of hearings. Public hearings were held January 18, 2021 to January 29, 2021, with the final report scheduled for March 31, 2021.</p> <p>The ATIPPA Statutory Review hearings were paused until after the provincial election. As such, the review could not be fully concluded in 2020-21 and the final report date was amended from March 31, 2021 to June 30, 2021. While the review was not finalized prior to the end of the fiscal year, a significant amount of work was completed in 2020-21, which will lead to the completion of the review in 2021-22.</p>

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<p>Continued to explore the expansion of Drug Treatment Court.</p>	<p>The DTC, which was established in St. John’s on November 30, 2018, is an alternative approach for offenders with serious drug addictions, who commit non-violent, drug-motivated offenses. DTC participation, ranging from 12 to 18 months, establishes long-term supports outside usual the criminal justice system by offering court monitored treatment, random and frequent drug testing, incentives and sanctions, clinical case management and social services support. By reducing addiction related crimes through treatment and support services, DTC contributes to community safety and overall societal savings.</p> <p>During 2020-21, work was initiated to identify opportunities for expansion across the Province, to determine necessary resources, stakeholder engagement and partnership opportunities, and location feasibility for different areas of the province, as well as existing funding supports. A critical component of DTC expansion will be collaboration between the justice and health systems, as well as the availability of drug screening services and social/community supports. Continued federal funding will be pursued to support the future expansion of DTCs to other areas of the province. COVID-19 also presented some operational challenges for DTC. The court remained operational through teleconferencing court team meetings and court appearances for all participants. Counselling, support and case management services were provided virtually by text and phone. Despite social, financial and personal vulnerabilities, all clients continued participation in DTC and their case plans during the COVID-19 health restrictions. GNL receives federal funding for the court under the DTC Funding Program, which is a partnership between the Departments of Justice Canada and Health Canada with the Department receiving Federal funding of over \$220,000.</p>
<p>Explored the expansion of Adult Diversion to other areas of the province</p>	<p>The Department’s Adult Diversion program was established in 2019 to give non-violent offenders an alternative means to the traditional court process and continued into 2020-21. The purpose of Adult Diversion is to provide an effective and timely response to the offender’s behavior, encourage offenders to acknowledge and repair harm caused to the victim, and provide</p>

	<p>an opportunity for the victim to participate in the process. To qualify, offenders must accept responsibility for the act in which they are charged and their offence must not relate to cases of bodily harm, intimate partner violence, sexual offences, impaired driving, offences with child victims, or those with mandatory minimum sentences. The alternative measures program is a post-charge diversion program and is not a substitute for any police decision. Alternative measures available could include counselling, a letter of apology, community service or even a charitable donation.</p> <p>The Department piloted Adult Diversion on the West Coast in areas serviced by the Provincial Court in Stephenville and Corner Brook. To date, there have been 179 referrals, with 44 referrals occurring in 2020-21. This pilot has demonstrated the efficacy of Adult Diversion and that it would be a beneficial program to provide in other area of the province. However, it was determined that additional expansion could not occur in 2020-21 due to the ongoing COVID-19 health emergency. The Department anticipates that the program can expanded once COVID-19 emergency measures are lifted.</p>
<p>Continued planning work, in partnership with the Department of Transportation and Infrastructure, for the construction of a new correctional facility to replace Her Majesty's Penitentiary.</p>	<p>In July 2020, The Provincial Government issued a Request for Qualifications (RFQ) to seek business teams interested in designing, building, financing and maintaining a new correctional facility to replace Her Majesty's Penitentiary (HMP). Budget 2020 allocated \$5.5 million to advance a new correctional facility in St. John's and expand the Labrador Corrections Facility in Happy Valley-Goose Bay.</p> <p>The new correctional facility will increase the capacity of the existing HMP. The facility will make better use of technology to increase safety, allowing for more programming, recreation, and better mental health and addiction services. The development of a new correctional facility to replace HMP with a modern building is consistent with the Department's efforts to improve and modernize the justice system. Corrections has evolved over the years and the existing facility presents structural challenges to progressive programming consistent with modern corrections</p>

	<p>practices. The Department is committed to continuing the next steps of the process of replacing HMP. The Department of Transportation and Infrastructure anticipates issuing a Request for Proposals (RFP) to qualifying firms in 2021, construction starting in 2022, with completion of the new facility anticipated in 2024 or 2025.</p>
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Objective 2.2:

By March 31, 2022, the Department of Justice and Public Safety will have continued to implement initiatives that improve and modernize the justice system through enhanced access, services and available alternative measures.

Indicators:

- Continued collaboration with the Department of Transportation and Infrastructure on a new correctional facility to replace Her Majesty's Penitentiary.
- Completed the new Court House in Happy Valley-Goose Bay.
- Continued work towards the expansion of Family Violence Intervention Court and Drug Treatment Court.

Opportunities and Challenges

The Department is continuing to support several initiatives and programs that would enhance the justice system in the province. This includes an expansion of the DTC, the FVIC, and Adult Diversion. The Electronic Monitoring Pilot Program is also progressing from a pilot program offered only in St. John's and Labrador, to being offered throughout the Province. The Department will continue work towards restorative justice initiatives and implementing alternatives to the current court process, including the Bail Supervision Program. These projects provide an opportunity for the Department to offer offenders alternative means to the traditional court process or custody in order to address incarceration rates and help reduce the risk of reoffending. The Department, in collaboration with the Department of Transportation and Infrastructure, is continuing with a new correctional facility to replace Her Majesty's Penitentiary in St. John's. This facility will embrace modern approaches to corrections, including better use of technology to enhance safety and will be able to offer increased programming, recreation, and better mental health and addictions services. In addition, the Department is continuing work to expand the Labrador Correctional Centre.

Violence against Indigenous women and girls continues to be a serious societal problem and is a priority at the provincial and national levels. Newfoundland and Labrador is committed to the prevention of violence against Indigenous women, girls, and persons who identify as Two Spirit, Lesbian, Gay, Bisexual, Transgendered, Queer, Questioning, Intersex, and Asexual (2SLGBTQQA+). June 3, 2021 marked the second anniversary of the release of **Reclaiming Power and Place: The Final Report of the National Inquiry into Missing and Murdered Indigenous Women and Girls**. The Department supports this initiative and recognizes that necessary to advancing our commitment to address the Inquiry's findings is engagement with Indigenous leaders and communities. The Department will continue to work in collaboration and partnership with Indigenous governments and organizations (IGOs), and our local, Federal, Provincial, and Territorial partners, to identify potential long-term, grassroots and holistic initiatives designed to address the Calls for Justice while meeting the varying needs and priorities of Indigenous people in our province.

The COVID-19 global pandemic persisted throughout 2020-21. The Department implemented a number of measures to maintain critical operations and provide continued access to services, including remote programming and virtual visitation in correctional facilities and supporting the Courts in establishing virtual trials and hearings. While technology has played an integral role in maintaining services, there have been some challenges with access, particularly in rural areas. In addition, physical distancing measures required to prevent the spread of the virus challenged the

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Department in implementing select initiatives such as the Bail Supervision Program and the Fines Options Program. The Department will continue to work towards ensuring the safety of staff and those accessing the justice system as recovery from the pandemic moves forward.

Financial Statements

Expenditure and revenue figures included in this document are based on public information provided in the "Report on the Program Expenditures and Revenues of the Consolidated Revenue Fund for the Year Ended 31 March 2021" (unaudited). The full report can be viewed at: <https://www.gov.nl.ca/exec/tbs/publications/public-accounts/>

You can request a copy of the report by contacting:

Comptroller General's Office

P.O. Box 8700 St. John's, NL A1B 4J6

Phone: 709.729.2341

		Actual	Estimates	
			Amended	Original
1.1.01.	Minister's Office	221,592	286,400	286,400
1.2.01.	Executive Support	1,342,797	1,374,200	1,146,800
1.2.02	Administrative and Policy Support	1,543,238	2,494,600	2,737,100
	Less Related Revenue (Federal)	-	(601,800)	(601,800)
	Less Related Revenue (Provincial)	(1,610,126)	(210,100)	(210,100)
1.2.03	Legal Information Management	821,145	907,400	867,400
	Less Related Revenue (Provincial)	-	(8,200)	(8,200)
1.2.04	Administrative Support (Capital)	4,487,143	5,600,700	5,575,800
1.3.01	Fines Administration	558,544	(173,500)	(178,500)
	Less Related Revenue (Federal)	-	74,900	74,900
	Less Related Revenue (Provincial)	(232,673)	(920,600)	(920,600)
2.1.01.	Civil Law	10,663,498	16,318,500	17,800,500
2.1.02.	Sheriff's Office	6,052,926	6,218,300	6,911,400

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	Less Related Revenue (Federal)	-	(109,900)	(109,900)
2.1.03.	Support Enforcement	1,166,4051	1,169,200	985,700
2.1.04	Access to Information and Protection of Privacy	745,494	802,500	936,000
2.2.01.	Criminal Law	7,006,571	7,126,200	7,014,800
	Less Related Revenue (Federal)	(57,416)	(57,500)	(57,000)
2.3.01.	Legal Aid	12,991,026	14,408,200	14,408,200
	Less Related Revenue (Federal)	(3,621,274)	(2,204,100)	(2,204,100)
2.3.02.	Commissions of Inquiry	-	100	100
2.3.03.	Other Inquiries	478,593	2,396,100	2,500,000
2.3.04.	Office of the Chief Medical Examiner	1,567,075	1,679,400	1,665,700
	Less Related Revenue (Federal)	-	(56,000)	(56,000)
2.3.05.	Human Rights	816,316	886,100	778,600
	Less Related Revenue (Federal)	(55,800)	-	-
2.3.06.	Office of the Public Trustee	(442,080)	(239,300)	(269,900)
	Less Related Revenue (Provincial)	(1,197,972)	(1,000,000)	(1,000,000)
2.4.01.	Legislative Counsel	512,551	514,500	480,500
3.1.01.	Supreme Court	6,072,618	6,122,000	6,085,500
	Less Related Revenue (Federal)	(367,674)	(373,400)	(373,400)
	Less Related Revenue (Provincial)	(788)	-	-
3.2.01.	Provincial Court	10366,101	10,514,700	10,484,700
	Less Related Revenue (Federal)	(397,367)	(429,800)	(429,800)

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4.1.01.	Royal Newfoundland Constabulary	67,545,975	67,108,600	53,388,600
	Less Related Revenue (Federal)	(53,145)	(696,000)	(696,000)
	Less Related Revenue (Provincial)	(453,298)	(513,700)	(513,700)
4.1.02.	Royal Canadian Mounted Police	74,498,426	75,531,600	75,531,600
	Less Related Revenue (Federal)	-	(167,000)	(167,000)
	Less Related Revenue (Provincial)	-	(77,800)	(77,800)
4.1.03.	RNC Public Complaints Commission	319,300	352,500	206,000
4.1.04	Serious Incident Response Team	285,298	393,700	501,500
4.2.01.	Adult Corrections	28,736,494	32,592,100	31,459,900
	Less Related Revenue (Federal)	(7,712,188)	(6,702,100)	(6,702,100)
	Less Related Revenue (Provincial)	(2,799,723)	(757,000)	(757,000)
4.2.02.	Youth Secure Custody	2,347,475	2,160,400	2,154,700
	Less Related Revenue (Federal)	(2,480,498)	(2,804,800)	(2,804,800)
	Less Related Revenue (Provincial)	(9,426)	-	-
5.1.01.	Fire Services	1,205,521	1,427,000	1,427,000
	Less Related Revenue (Provincial)	(15,577)	-	-
5.1.02.	Emergency Services	1,022,043	1,036,900	636,100
5.1.03.	Disaster Assistance	(824,290)	18,492,500	18,759,500
	Less Related Revenue (Federal)	(11,138,075)	(13,092,800)	(13,092,800)

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5.1.04.	Fire Protection Vehicles and Equipment	2,967,118	3,000,000	3,000,000
Total: Department		241,365,379	275,725,400	262,530,400

