

**Royal Newfoundland Constabulary Public
Complaints Commission Panel of Adjudicators**

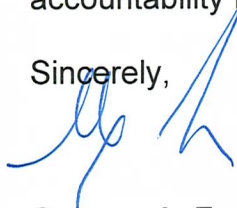
Annual Report 2018-19

Message from the Chief Adjudicator

I am pleased to submit the Annual Activity Report on behalf of the Panel of Adjudicators for the Royal Newfoundland Constabulary Public Complaints Commission for the period April 1, 2018 to March 31, 2019.

On November 20, 2018, I was appointed as the Chief Adjudicator for the Royal Newfoundland Constabulary Public Complaints Commission Panel of Adjudicators. As Chief Adjudicator, and in accordance with government's commitment to accountability, I hereby submit the 2018-19 Annual Activity Report which reports on activities of adjudicators. The activity report is submitted in accordance with the entity's obligation as a category three entity under the **Transparency and Accountability Act**. It was prepared under my direction and I accept accountability for the actual results reported on behalf of the entire panel.

Sincerely,



Gregory A. French
Chief Adjudicator

Table of Contents

| | |
|--|---|
| Message from the Chief Adjudicator | i |
| Overview | 1 |
| Activity Report | 1 |
| Financial Report | 2 |

Overview

Section 29 of the **Royal Newfoundland Constabulary Act, 1992** (the **Act**), provides for the appointment of a panel of 12 lawyers to serve on the Royal Newfoundland Constabulary Public Complaints Commission (RNCPCC) as adjudicators, with one being named as Chief Adjudicator.

As per Section 28 of the Act, the Commissioner will forward matters to the Chief Adjudicator when a public hearing is deemed necessary. The Chief Adjudicator may hear the matter or may assign it to another adjudicator. Hearings are open to the public; however if it is considered by the adjudicator that the conditions set out in Section 32 of the Act apply, all or part of the hearing may be held in private.

During fiscal year 2018-19, the panel of adjudicators was comprised of the following persons:

- Gregory A. French, Chief Adjudicator
- Lisa Anne Byrne, Q.C.
- Andrew Conway
- Raymond Critch
- Kellie Cullihall
- Colleen Anne Hanrahan
- Kimberley R. Horwood
- Kimberly Mackay
- Mark Mills
- David A. Mills, Q.C.
- John V.B. O'Dea, Q.C.
- Andrew Wadden

Mandate

The mandate of the Panel of Adjudicators is contained in the **Royal Newfoundland Constabulary Act, 1992**. It states that hearings are to be conducted without delay giving full opportunity to all parties to present evidence and make representation. It is the responsibility of the Commissioner of the Royal Newfoundland Constabulary Public Complaints Commission to determine which public complaints made under section 22 of the Act are referred to the adjudicators for hearing. Section 22 provides for public complaints to be made regarding the conduct of a police officer or the operational policies and procedures of the RNC.

Activity Report

Issue – Inquiring into Complaints

An adjudicator has the powers of a commissioner appointed under the **Public Inquiries Act, 2006** when holding a hearing. These powers require that hearings be held without delay giving full opportunity to all parties to present evidence and make representations in person or through counsel. The Panel will report on the following objective and indicators again in 2019-20.

Objective: By March 31, 2019, upon referral of a matter, the adjudicator will have held public hearings to inquire into all matters referred to him or her and given full opportunity for the presentation of evidence.

| Indicators | Results |
|---|---|
| Number of hearings held as required by the Royal Newfoundland Constabulary Act, 1992 . | There were no hearings required by the Royal Newfoundland Constabulary Act, 1992 . |
| Number of decisions issued within three months of hearings. | As there were no hearings required, no decisions were made. |

Financial Report

The Panel of Adjudicators does not have a separate budget. Expenses are captured under the budget of the Royal Newfoundland Constabulary Public Complaints Commission. For fiscal year 2018-19, no expenditures were required for the Panel of Adjudicators.