Minute No. 369
Report – Standing Policy Committee on Protection and Community Services – March 10, 2014

Item No. 1 Agreement between the Royal Canadian Mounted Police (RCMP) Chief Firearms Program (CFP) and The City of Winnipeg

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Protection and Community Services and adopted the following:

1. That the City of Winnipeg enter into an agreement with the RCMP which will establish a formal mechanism by which the Winnipeg Police Service will provide information from its Niche database to the RCMP in accordance with the criteria established by section 5 of The Firearms Act (Canada).

2. That the Chief Administrative Officer be authorized to enter into similar Agreements with other organizations from time to time which set out the terms and conditions pursuant to which the Winnipeg Police Service will provide information from its Niche database to such organization, as determined necessary or expedient by the Chief of Police.

3. That the Chief Administrative Officer be delegated authority to negotiate and approve the terms and conditions of such Agreements in accordance with this report, applicable legislation, and such other terms and conditions deemed necessary by the Director of Legal Services and City Solicitor to protect the interests of The City of Winnipeg.

4. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

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DECISION MAKING HISTORY:

Moved by Councillor Mayes,

That the recommendation of the Standing Policy Committee on Protection and Community Services be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On March 19, 2014, the Executive Policy Committee concurred in the recommendations of the Standing Policy Committee on Protection and Community Services and the Winnipeg Public Service, and submitted the matter to Council.

Further on March 19, 2014, the Executive Policy committee received from David Sanders a communication dated March 12, 2014, in opposition to the Agreement between the Royal Canadian Mounted Police (RCMP) Chief Firearms Program (CFP) and The City of Winnipeg.

STANDING COMMITTEE RECOMMENDATION:

On March 10, 2014, the Standing Policy Committee on Protection and Community Services concurred in the recommendation of the Winnipeg Public Service, with the following amendment:

- Amend Recommendation No. 2 by replacing the word “City” with “Chief Administrative Officer”

and submitted the matter to the Executive Policy Committee and Council.

ADMINISTRATIVE REPORT

Issue: **Agreement between the RCMP Chief Firearms Program (CFP) and the City of Winnipeg**

Critical Path: **Standing Policy Committee on Protection and Community Services – Executive Policy Committee – Council**

AUTHORIZATION

Author	Department Head	CFO	CAO
R Yuen	Chief D. Clunis	n/a	D. Joshi A/CAO

RECOMMENDATIONS

1. That the City enter into an Agreement with the RCMP which will establish a formal mechanism by which the Winnipeg Police Service will provide information from its Niche database to the RCMP in accordance with the criteria established by section 5 of The Firearms Act (Canada).

2. That the City be authorised to enter into similar Agreements with other organisations from time to time which set out the terms and conditions pursuant to which the Winnipeg Police Service will provide information from its Niche database to such organisation, as determined necessary or expedient by the Chief of Police.

3. That authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of such Agreements in accordance with this report, applicable legislation, and such other terms and conditions deemed necessary by the City Solicitor / Director of Legal Services to protect the interests of the City.

4. That the Proper Officers of the City of Winnipeg be authorised to do all things necessary to implement the intent of the foregoing.

REASON FOR THE REPORT

Council approval is required to enter into a MOU with other levels of government or outside agencies.

IMPLICATIONS OF THE RECOMMENDATIONS

In the negotiated agreement, the parties establish a formal mechanism by which the Winnipeg Police Service (WPS) provides information from its database (Niche) in accordance with the criteria established by Section 5 of The Firearms Act (Canada).

HISTORY

The Canadian Firearms Program of the RCMP ("CFP") is responsible for the delivery of all administrative services of The Firearms Act (Canada)*;* these services include the issuance of firearms licences. In determining eligibility to obtain a firearms licence, the CFP reviews applicants' histories and details of prior incidents.

In the last negotiated Agreement, the WPS provided investigative information contained in its Niche database to the CFP in order to assess the suitability of an applicant to own or possess firearms. This information was assimilated into the Firearms Interest Police File, contained within the Canadian Police Information Centre.

The provision of this automated access point improves communication between police officers and firearms officers in ensuring that relevant information is available to determine an applicant's eligibility for a firearms licence. The CFP agreed to pay all costs with respect to this Agreement. That Agreement covered the term from April 1, 2010 to March 31, 2012.

This Administrative Report outlines authority of the Chief of Police to enter into similar agreements with other organisations, with final authority to negotiate and approve the terms and conditions of these agreements to be delegated to the Chief Administrative Officer.

FINANCIAL IMPACT

Project Name: **First Year of Program** **2012**

RCMP Canadian Firearms

	2012	2013	2014	2015	2016
Capital					
Capital Expenditures Required	$ -	$ -	$ -	$ -	$ -
Less: Existing Budgeted Costs	-	-	-	-	-
Additional Capital Budget Required	$ -	$ -	$ -	$ -	$ -
Funding Sources:					
Debt - Internal	$ -	$ -	$ -	$ -	$ -
Debt - External	-	-	-	-	-
Grants (Enter Description Here)	-	-	-	-	-
Reserves, Equity, Surplus	-	-	-	-	-
Other - Enter Description Here	-	-	-	-	-
Total Funding	$ -	$ -	$ -	$ -	$ -
Total Additional Capital Budget Required	$ -				
Total Additional Debt Required	$ -				
Current Expenditures/Revenues					
Direct Costs	$ -	$ -	$ -	$ -	$ -
Less: Incremental Revenue/Recovery	-	-	-	-	-
Net Cost/(Benefit)	$ -	$ -	$ -	$ -	$ -
Less: Existing Budget Amounts	-	-	-	-	-
Net Budget Adjustment Required	$ -	$ -	$ -	$ -	$ -

Additional Comments: For information only.

original signed by Ron Smolik March 11/13
Controller - Winnipeg Police Service

CONSULTATION

In preparing this report there was consultation with:

Legal Services Department

SUBMITTED BY

Department:	Winnipeg Police Service
Division:	Organisational Development and Support Division
Prepared by:	Ray Yuen, MPA, S1003/32
Date:	2014/02/18
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