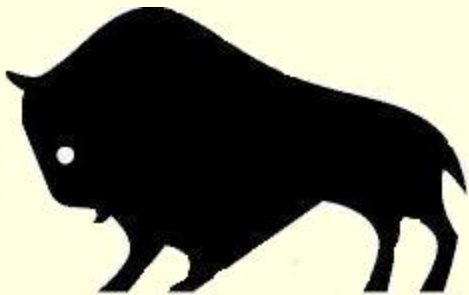


The Law Enforcement Review Agency



Government of Manitoba

Mission Statement of LERA

- The Law Enforcement Review Agency is committed to deliver a judicious, timely, impartial, client-oriented service to the public and to the police services and the peace officers within it's jurisdiction.

Overview of LERA

- The Manitoba Law Enforcement Review Agency (LERA) is an independent, non-police agency established under *The Law Enforcement Review Act* in 1985 to investigate public complaints about police.
- LERA deals only with complaints about on duty municipal police performance arising out of the execution of duties. It does not investigate criminal matters. Criminal matters are referred to the Crown Attorney's office.
- When complaints are accepted they are investigated in an impartial, open, and publicly accountable manner.

Governing Legislation

- *The Law Enforcement Review Act*, bill 2 of the 32nd legislature passed in August 1983.
- The intent of the bill was:
 1. To promote a high standard of professional conduct among police officers in Manitoba;
 2. To guarantee each citizen in Manitoba the opportunity for an independent investigation and review of their complaints against on duty municipal police officers;

Governing Legislation (cont'd)

3. To provide a mechanism for the resolution of complaints in a manner that is fair to both the respondent police officer and the complainant;
4. To ensure that the conduct of police officers is consistent with the rules of law and the ideals of a democratic and open society.

Role of LERA

- The Law Enforcement Review Agency conducts the investigation into all complaints. The Commissioner screens all complaints to determine whether there is a reason to take no further action on a complaint. A decision to take no further is made if any one of the following situations arise:

Role of LERA (cont'd)

- The alleged conduct does not fall within the scope of any disciplinary default;
- The complaint is frivolous or vexatious;
- The complaint has been abandoned by the complainant;
- There is not enough evidence to justify referring the complaint to a provincial judge for a public hearing.

Role of LERA (cont'd)

- If the Commissioner decides to proceed with the complaint, the act provides several ways to resolve the complaint.
 - The Commissioner must try to resolve the complaint through informal mediation.
 - The respondent officer may admit the disciplinary default.
 - If the complaint is not resolved, and if there is no admission of disciplinary default by the respondent officer, the Commissioner must refer the complaint to a provincial judge for disposition at a public hearing.

Role of LERA (cont'd)

- Public hearings under *The Law Enforcement Review Act* are administrative tribunals before provincial judges. In this context, judges exercise powers under the Act as persons designated for this purpose and not as a court.

Process

- Every complaint shall be in writing setting out the particulars of the complaint and shall be signed by the complainant. The complaint may be made directly to LERA, a police chief or any member of a municipal police service.
- Police forward the complaint to LERA. LERA staff or members of the local police service will assist the complainant if necessary.

Appeal Process

- If the Commissioner decides to close the complaint and take no further action, the complainant will be notified in writing and will have 30 days to ask the Commissioner to refer the matter to a provincial judge for a review.
- A provincial judge, if satisfied that the Commissioner erred in declining to take further action on the complaint, shall order the Commissioner to:
 - Refer the complaint for a hearing; or
 - Take such other action as the provincial judge directs.

Structure of LERA

- LERA Commissioner
- Four Trained Investigators
- One Registrar
- One Clerk

LERA Complaint Activities

	2007	2006	2005
Complaints Received	308	367	375
Hearings	6	16	15
Investigations	188	244	251
Files Closed	208	324	217

LERA Budget

Salaries: \$483,600.00

Operating: \$144,800.00

Total: \$628,400.00

LERA's Address

420 – 155 Carlton Street
Winnipeg MB R3C 3L6

Telephone: 204-945-8667

1-800-282-8069

Fax: 204-948-1014

Email: lera@gov.mb.ca

Website: www.gov.mb.ca/justice/lera

The Law Enforcement Review Agency of Manitoba

LER
The Law
Enforcement
Review Agency



Questioning Police Conduct?
Where to Call. Who to See.

The Law Enforcement Review Agency of Manitoba

Questioning Police Conduct?

Where to Call. Who to See.

Des questions au sujet de
la conduite de la police?
Où appeler? Qui voir?



LERA
The Law Enforcement
Review Agency

An independent non-police agency
which investigates public complaints
against police officers from municipal
and local police forces.

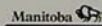
LERA Commissioner
420-155 Carlton Street
Winnipeg, Manitoba R3C 3H8
Telephone: (204) 945-8667
Outside Winnipeg, call toll free at:
1-800-282-8069
Fax: (204) 948-1014
Email: lera@gov.mb.ca
Website: www.gov.mb.ca/justice/lera

OCEAL
Organisme chargé des
enquêtes sur l'application
de la loi

L'OCEAL est un organisme indépendant
et non-policier qui enquête sur les
plaintes du public contre des policiers
des forces de police locales et municipales.

Pour de plus amples renseignements, adressez-vous au :

Commissaire de l'OCEAL
155, rue Carlton, bureau 420
Winnipeg (Manitoba) R3C 3H8
Téléphone : (204) 945-8667
Sans frais à l'extérieur de Winnipeg : 1 800 282-8069
Télécopieur : (204) 948-1014
Courriel : lera@gov.mb.ca
Site Web : www.gov.mb.ca/justice/index1.fr.html

 Manitoba

The Law Enforcement Review Agency

Thank You