

Timmins Police Service Board



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TIMMINS, ONTARIO
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TO: Timmins Police Service Board
FROM: Chief Syd Lecky
CC: Deputy Chief Dinel
DATE: February 13th, 2025
RE: Report Pursuant to Ontario Regulation 268 Section 32
SIU Case #: 24-OCI-387 <https://www.siu.on.ca/siu-concludes-investigation-into-mans-broken-foot-after-arrest-in-timmins-en10063>

This report submitted to the Timmins Police Service Board in relation to an incident that occurred on September 13th, 2024. Timmins Police officers responded to a call involving a man threatening his neighbor, while in possession of a large knife, at an address in South Porcupine.

Upon arrival, Timmins Police officers encountered the suspect male in the driveway; he was aggravated and armed with a large knife which he placed on the ground as police approached. Timmins Police officers engaged the male who actively resisted, and to gain control was grounded and handcuffed.

The male sustained a minor injury during the arrest and the Special Investigation Unit (SIU) was subsequently notified. The SIU invoked their mandate to investigate and to determine if a criminal offense was committed by any member of the Timmins Police Service who were involved in this incident. The SIU concluded no criminal offence had been committed and deemed their file to be closed.

Purpose of Report:

As a result of an investigation by the SIU, the Chief shall cause an investigation into the incident pursuant to s. 81(1) of the Community Safety and Policing Act (CSPA), which shall consider:

- a) *The member's conduct in relation to the incident;*
- b) *The policing provided by the member in relation to the incident; and*
- c) *The procedures established by the chief of police as they relate to the incident.*

In this case, the SIU has concluded their investigation and posted the results of their findings. The Chief of Police is required to cause further investigation and review of the actions taken by the Timmins Police Service members. This is to ensure officer conduct, compliance with Timmins Police Service Standard Operating Procedures and Policies, and to ensure the actions taken meet the service expectations of the Board. The police Chief has prepared and submitted this report to the Board with the results of his findings.

The Professional Standards Branch officer completed the investigation. As part of the investigation, all material submitted by the Timmins Police Service including video, recordings and other materials were gathered and reviewed. This review also included five statements obtained by the SIU.

Findings and Summary

The officers' actions in this incident have been analyzed with three key considerations: the grounds for arrest, the appropriateness of the level of force used, and the officers' response to the injury.

Having reviewed all the evidence presented, the officers acted lawfully and appropriately throughout the incident. They had reasonable grounds to arrest the suspect male for uttering threats, used a necessary and proportionate level of force to manage his resistance, and responded promptly to his reported injury by facilitating medical attention.

There was no evidence raised about officer conduct, the officers responded to the incident in a manner consistent with expectations, and they followed all Standard Operating Procedures and Policies. This matter is considered resolved.

Syd Lecky, Chief
Timmins Police Service