



NIAGARA REGIONAL POLICE SERVICE

Police Service Board Report

CONFIDENTIAL AGENDA

Subject: Special Investigations Unit – Case Number 25-OVI-255 – Incident of June 29, 2025

Report To: Chair and Members, Niagara Police Service Board

Report Date: 2026-05-04

Confidential Report

Confidential Report with respect to the legal matter of an identifiable individual – *Community Safety and Policing Act, s. 44(2)(b)* “personal matters about an identifiable individual, including members of the police service or any other employees of the board” and *Community Safety and Policing Act 2019, s.44(2)(e)* “litigation or potential litigation affecting the Board, including matters before administrative tribunals.”

Recommendation(s)

- 1. That the Niagara Police Service Board (Board) receive this report for information.**
- 2. That the Board makes the report available to the public.**

Key Facts

- The purpose of this report is to advise the Board of the findings and any action taken or recommended by the Chief of Police following a notification and investigation of an incident by the Special Investigations Unit (SIU). Section 81 of the Community Safety and Policing Act, 2019 (CSPA) requires that the Chief of Police initiate an investigation following a notification to the SIU.
- The purpose of the Chief's investigation is to review the member's conduct in relation to the incident, the policing provided by the member in relation to the incident, and the procedures established by the Chief of Police as they related to the incident.
- On June 29, 2025, the Niagara Regional Police Service (NRPS) responded to an impaired driving complaint in Fort Erie. A responding Service officer located the suspect motorcycle traveling in the opposite direction and activated their emergency lights to signal it to stop but did not pursue. The motorcycle driver ignored this direction and continued driving in the opposite direction. The driver of the motorcycle was located a short distance away and had sustained injuries after crashing, which triggered a notification to SIU.

- On October 15, 2025, the SIU notified the NRPS that their investigation had concluded and advised that there were no grounds for criminal charges against the subject official.
- The subsequent section 81 investigation by the NRPS Professional Standards Unit (PSU) determined there were no issues with respect to officer conduct, policies or services provided by the NRPS.

Financial Considerations

There are no financial implications relating to the recommendations contained in this report.

Analysis

On June 29, 2025, an employee of a bar in Fort Erie called the NRPS to report that they had refused service to the affected person due to their level of intoxication. After the refusal, the affected person got on a black dirt bike motorcycle and rode away from the bar.

The Subject Official (SO) and Witness Official (WO) arrived in the area in separate police vehicles. The SO observed the motorcycle on King Street and activated their emergency lights and siren to signal the motorcycle to stop.

The affected person ignored the signal from SO and accelerated in the opposite direction. The SO de-activated their emergency equipment and pulled to the side of the road. The SO then proceeded in the same direction of travel of the motorcycle to continue their investigation. The SO found the affected person ejected from the motorcycle sitting on a lawn a short distance away.

The affected person was arrested for impaired driving and transported to the Greater Niagara General Hospital by Niagara Emergency Medical Services, where they were diagnosed with a broken right clavicle resulting in a notification to SIU.

SIU invoked their mandate and designated one officer as a subject official and three officers as witness officials.

On October 15, 2025, the SIU closed its investigation into this matter. In his decision letter SIU Director Mr. Joseph Martino wrote "*there were no reasonable grounds in the evidence to proceed with criminal charges in this case.*"

A copy of the SIU report was publicly posted on the SIU's website.

In accordance with section 81, the PSU conducted an investigation and review of this incident, which considered the following three areas:

1. The member's conduct in relation to the incident;
2. The policing provided by the member(s) in relation to the incident; and
3. The procedures established by the chief of police as they related to the incident.

The section 81 investigation encompassed a compliance review of applicable provincial legislation, which governs members of the NRPS, as well as General Orders, policies and procedures, and the conduct of the involved officers.

Where available, investigations include a review of communication recordings, NRPS occurrence reports, forensic evidence and reports, officer interviews conducted by the SIU and all duty book notes, SIU documentation including the Director's decision letter and report, statements of civilian witnesses gathered and released by the SIU at the conclusion of their investigation upon the consent of the civilian witnesses, and any other information and evidence available on a case by case basis.

1. Conduct of NRPS Officers

No officer conduct issues were identified during either the SIU investigation or the PSU review of this incident with respect to compliance with General Orders or applicable legislation.

2. Services Provided by the NRPS

There were no issues identified relating to the services provided by NRPS during this incident.

3. The Procedures of the NRPS

PSU investigators determined that the following General Orders were primarily relevant to this matter and have been reviewed accordingly in the context of this incident.

- 1) General Order 079.10 – Special Investigations Unit
- 2) General Order 061.11 – Impaired Driving Offences
- 3) General Order 100.10 – Powers of Arrest
- 4) General Order 034.11 – Report Submissions
- 5) General Order 168.06 – Officer Note Taking

Upon review, it was determined that the direction and guidance provided by the relevant General Orders were sufficient to govern member conduct, and no issues were identified.

The PSU investigation and review of this incident was undertaken in compliance with section 81 of the CSPA. The relevant procedures of the NRPS, the services provided, and the conduct of the involved NRPS members was the focus of this review and investigation.

In conclusion, there were no issues identified as it pertains to services provided, the conduct of the involved NRPS members, or the existing General Orders governing these situations.

Alternatives Reviewed

- 1) To not receive the report.
- 2) To not make the report available to the public.

The CSPA provides that meetings of the Board shall be open to the public subject to exceptions that are set out in subsection 44. The applicable exception to be considered in this case is the subject matter being considered includes, "personal matters about an identifiable individual, including members of the police service or any other employees of the board."

In considering whether or not to make this report available to the public, it is respectfully submitted that the Board consider the following factors:

- 1) There are no public security matters revealed in this report.
- 2) This report does not reveal any intimate financial or personal matters.

Relationship to Police Service/Board Strategic Priorities

Not applicable.

Relevant Policy Considerations

Not applicable.

Other Pertinent Reports

This report was prepared by Jason Myers, Inspector, Professional Standards Unit. Reviewed by Paul Koscinski, Superintendent, Executive Services. Recommended by Luigi Greco, Deputy Chief, Support Services.



Submitted by:

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Chief of Police

Appendices

Not applicable.