

Title Medical Incident Notification	Number 5015
Section Investigations	Original Effective Date December 2, 2016
Responsibility Chief Civilian Director	Last Revised Effective Date Not Applicable

POLICY

1. Pursuant to sections 38.09 and 38.10 of the *Police Act* and the Memorandum of Understanding Respecting Investigations (MOU), officers must immediately notify the Independent Investigations Office of B.C. where it appears that:
 - a. a person may have died or suffered serious harm as a result of the actions of an officer, whether on or off duty, or
 - b. an officer, whether on or off duty, may have contravened a prescribed provision of the *Criminal Code* or a prescribed provision of another federal or provincial enactment.

2. Police agencies in B.C. are not required to notify the IIO of an incident involving serious harm or death where a police officer provides immediate medical care such as the administration of CPR, naloxone or other life-saving measures, except in the following circumstances:
 - a. where there has been any use of force by police prior to or after the administration of CPR, naloxone or other life-saving measures;
 - b. where a person dies or suffers serious harm while detained or in custody of the police;
 - c. where a person dies or suffers serious harm as a result of a motor-vehicle incident involving police or a police pursuit.

3. As per sections 38.09 and 38.10 of the *Police Act* and the MOU, police agencies shall continue to notify the IIO where there are any concerns or reasonable belief that an officer's actions may have contributed to serious harm or death.

DEFINITIONS

Word/Term	Definition
Detention	The Supreme Court of Canada defines "detention" as, "when a police officer or other agent of the state assumes control over the movement of a person by a demand or direction which may have significant legal consequence and which prevents or impedes access to counsel" and includes both physical and psychological compulsion (<i>R. v. Therens</i> , [1985] 1 SCR 613, 1985 CanLII 29 (SCC)).
Naloxone	An opiate antidote that is administered (injectable or nasal) in response to a drug overdose.

Approved by:

Bert Phipps

Bert Phipps, Chief Civilian Director

Date Approved:

December 2, 2016
