

An Act to establish the Powers, Duties, Obligations, Responsibilities, and Roles of Officers in Lorem

His Majesty the King of Lorem, on the advice and consent of the House of Commons in Parliament assembled, enacts as follows.

Short title

1. This Act may be cited as the *Police Act*.

Interpretation

2. In this act,

officer means any peace officer or special constable designated under this Act,

peace officer means any person designated under section 3 of this Act to enforce and uphold the laws of Bregogh,

special constable means any person designated under section 4 of this Act with the authority and responsibilities of a peace officer for specific purposes as outlined in their certificate of designation,

citation officer means any person designated under section 5 of this Act to enforce specific legislation,

citation means Form 3 under this Act,

vehicle means a minecart, or an animal reasonably equipped and trained to be ridden by a person,

Minister means the Minister of Justice (Enforcement)

Designation of peace officers

3. The Minister may designate persons or a class of persons as peace officers by issuing a certificate of designation to those persons.

Designation of special constables

4. (1) Any minister, with permission of the Minister, may designate persons or a class of persons as special constables by issuing a certificate of designation to that person or, with respect to a class of persons, each person who is a member of that class.

- (2) A certificate of designation issued under subsection (1) shall contain

- (a) a description of that person's responsibilities;
- (b) the purpose of their special constable designation;
- (c) where applicable, any restrictions to the physical jurisdiction where that person's special constable authority applies;
- (d) where applicable, the weapons that special constable is permitted to carry; and
- (e) the date on which the certificate expires.

- (3) A special constable shall only have authority to enforce the legislation that they are authorised under this Act to enforce.

Designation of citation officers

5. (1) Any minister may designate persons or a class of persons as citation by issuing a certificate of designation to that person or, with respect to a class of persons, each person who is a member of that class.

(2) A certificate of designation issued under subsection (1) shall contain

- (a) a description of that person's responsibilities;
- (b) the purpose of their citation officer designation;
- (c) the legislation that person is authorised to enforce; and
- (d) the date on which the certificate expires.

(3) A citation officer is not a peace officer or special constable and only has authority to enforce the legislation designated in their certificate of designation.

Familiarity with administrative documents

6. All officers and citation officers shall be familiar with all documents governing the use and extent of their authority, as well as any legislation they will commonly enforce.

Power to arrest without warrant

7. An officer may arrest, without a warrant, a person who

- (a) the officer finds actively committing an indictable offence under Title I of the *Criminal Code* or any other offence with the same designation; or
- (b) on reasonable grounds, the officer believes has
 - i. committed a crime; and
 - ii. is fleeing from persons with lawful authority to apprehend that person.

Power to summon

8. An officer or citation officer may summon, in writing, a person to appear before a court who

- (a) the officer finds actively committing an indictable offence under Title II of the *Criminal Code* or any other offence with the same designation; or
- (b) the officer believes, on reasonable and probable grounds, committed an offence under Title II of the *Criminal Code* or any offence with the same designation whom the officer finds at or near the scene where the offence took place.

7.1. A summons issued under section 6 must be filed with the clerk of the court within 24 hours of the summons being issued.

Power to cite

9. (1) An officer or citation officer may issue a citation to a person who

- (a) the officer finds actively committing an indictable offence under Title III of the *Criminal Code* or any other offence with the same designation; or
- (b) the officer believes, on reasonable and probable grounds, committed an offence under Title III of the *Criminal Code* or any offence with the same designation whom the officer finds at or near the scene where the offence took place.

Service of parking infractions

(2) A citation issued under subsection (1) for a parking infraction may be affixed by the officer issuing the citation to the vehicle in a conspicuous place or served to the person with care and control of that vehicle at the time of the offence.

Filing deadline - citation

9.2. A citation issued under section 7 must be filed with the clerk of the court within 24 hours of the citation being issued.

Non-lethal force

10. (1) An officer may use reasonable, non-lethal force to ensure compliance with a lawful order where the person subject to that order is not complying with the order.

(2) An officer using force in accordance with subsection (1) must use the least amount of force possible to ensure compliance.

Deadly force

11. An officer may use deadly force if

- (a) the officer witnesses a person committing a violent act with a firearm or has reasonable grounds to believe that a person will imminently commit a violent act with a firearm; and
- (b) there is no reasonable alternative to the use of deadly force

Offence, excessive non-lethal force

12. (1) An officer commits an offence if they fail to use the least amount of force possible to ensure compliance with a lawful order punishable by indictment or summary conviction.

(2) An officer who is guilty of an offence under subsection (1) shall be terminated from their role and serve a term of imprisonment not exceeding 5 years.

Offence, deadly force

13. (1) An officer commits an indictable offence if they use deadly force outside of the conditions specified under section 11.

(2) An officer who is guilty of an offence under subsection (1) shall lose their officer designation and serve a term of imprisonment not exceeding 25 years but not less than 10 years.