



WEST VANCOUVER POLICE DEPARTMENT

Administrative Policy

AA0020: Jurisdiction - Territorial

1.0 PURPOSE

- 1.1 The purpose of this policy is to clarify for Members the Department's various jurisdictional boundaries and establish investigational responsibilities for calls for service in specific areas.

2.0 DEFINITIONS

- 2.1 For the purposes of this policy, the following definitions will apply:

"Act" means the BC Police Act, [RSBC 1996], Chapter 367, as amended from time to time.

"BC Offence Act" means the Offence Act, [RSBC 1996], Chapter 338, as amended from time to time.

"Department" means the West Vancouver Police Department.

"Indian Act" means the Indian Act, [RSC, 1985], Chapters I – 5, as amended from time to time.

"Member" means a sworn peace officer employed at the Department.

"OIC Operations" means the Inspector in charge of the Operations Division.

"Patrol Duty NCO" means the Patrol Duty Sergeant or Acting Sergeant.

"PRIME GO" means a General Occurrence Report completed in the PRIME records management system.

Jurisdiction - Territorial

3.0 POLICY

- 3.1 The territorial jurisdiction of Members of the Department, as such, extends to all portions of the District of West Vancouver, from approximately the Capilano River to Sunset Creek.
- 3.2 For the purposes of determining jurisdictional authority, federal and provincial statutes are relied upon, specifically S. 476(a)(b)&(c) CCC, and the BC Offence Act. The following will apply:
- a) where an offence is committed in or upon any water or upon a bridge between two or more territorial divisions, the offence shall be deemed to have been committed in any of the territorial divisions; and
 - b) where an offence is committed on the boundary of two or more territorial divisions, or within five hundred metres of any such boundary, or the offence was commenced within one territorial division and completed within another, the offence shall be deemed to have been committed in any of the territorial divisions.

4.0 PROCEDURES

International Plaza

- 4.1 The following policing responsibilities will apply at the International Plaza complex:
- a) The Department has jurisdictional authority over the Commercial area located West of apartment towers “A” and “B” excluding any area or property beneath the towers; and the underground and surface parking on the West end of the property; and
 - b) The North Vancouver RCMP has jurisdictional authority over Apartment towers “A” and “B” and six (6) levels of parking for the same Commercial area located beneath the towers; and the spa, pool area and spa parking.

Extended

- 4.2 Section 38 of the Act provides extended jurisdictional authority to municipal constables by way of the following:
- a) a municipal constable has all of the powers, duties and immunities of a peace officer and constable at common law or under any Act, and jurisdiction throughout British Columbia while carrying out those duties and exercising those powers; and

Jurisdiction - Territorial

- b) a municipal constable or special municipal constable performing duties outside the municipality, must, if possible, notify the provincial police force or municipal police department of the area in which he or she performs the duties in advance, but in any case must promptly after performing the duties notify the provincial police force or municipal police force.
- 4.3 In the event that any other municipal or provincial constable is conducting an investigation within the Department's jurisdictional boundaries and notifies any Member of the Department of those activities, the Patrol Duty NCO must be notified forthwith by the Member.
- 4.4 The Patrol Duty NCO will then determine the nature and location of the investigation, suspects, associated risk and assistance required from the Department. A PRIME GO will be generated outlining this information and a copy forwarded to the OIC Operations.

Squamish Nation Reserve

- 4.5 Members of the Department have full police authority on Squamish Nation Reserves and lands that are within the Municipality. When considering the laying of charges, the potential for conflict between other statutes and the Indian Act must be considered.

BC Ferries

- 4.6 Where an offence or incident occurs at the Horseshoe Bay Ferry terminal, including a docked ferry, or on any ferry that is inbound to Horseshoe Bay regardless of how far into the crossing the ferry was at the time of the offence, the responsibility for the investigation of that incident or offence rests with the Department.
- 4.7 Where an offence or incident occurs on water, on a ferry outbound from Horseshoe Bay, the responsibility for the investigation rests with the closest RCMP detachment at the destination point of the BC Ferry.
- 4.8 Members will offer reasonable assistance to the RCMP members carrying out their duties under Section 4.7. This particularly applies during the early stages of an investigation.
- 4.9 Incidents of a navigational nature involving a ferry will continue to be the responsibility of the appropriate RCMP jurisdiction.

Jurisdiction - Territorial

Howe Sound and Queen Charlotte Channel

4.10 Policing responsibilities for Howe Sound and Queen Charlotte Channel are as follows:

- a) Howe Sound (Squamish RCMP) - Commencing at Sunset Creek/Sunset Beach, West for 3.22 kilometres, then North up the middle of Ramillies Channel to the mouth of McNab Creek on the mainland;
- b) Howe Sound/Queen Charlotte Channel (North Vancouver) RCMP Commencing at 3.22 kilometres West of Sunset Creek/Sunset Beach (Squamish Detachment boundary), then 2.41 kilometres North and .80 kilometre West of Bowyer Island, then 2.41 kilometres Southwest of Cape Roger Curtis (Bowen Island), then South following the centre line of Collingwood Channel, including Hutt Island to a point 22.53 kilometres directly West of Ferguson Point in English Bay.

Revised: March 2000	
Date Approved: WVPD Executive: 2014.01.09 Policy & Procedure Comm.: 2014.01.15 Police Board: 2014.01.23	Date Published: 2014.01.28