



Standard Operating Procedure

Procedure #: 13.35
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Supersedes: N/A
Approved By:

TAB: CORPORATE SECURITY STAFF

SUBJECT: ARREST POLICY

Transit Shelter/Bus Stop

Enforcement of the Trespass to Property Act only applies to the inside of a bus shelter (enclosed walled space at a bus stop). A person standing outside of a shelter at a stop is not considered to be on city property in relation to the Trespass to Property Act.

- A bus stop (single metal post) is not city property for the purpose of the Trespass to Property Act.
- The Criminal Code of Canada and the Transit By-law still apply for any offence on or in relation to the bus shelter and bus stop.
- For the purpose of the Trespass to Property Act, MiWay buses are considered a 'premises,' except while in motion. [TPA section 1(1)]

City Locations

When an arrest is carried out at a city location, the persons in custody should be brought to a secure area whenever possible, for holding. If no secure area is available at the location the person in custody should be placed in the rear seat of the patrol vehicle and monitored carefully.

- Officers shall take their safety as well as the safety of others, into consideration, prior to carrying out an arrest.
- Officers should keep the CSOC notified. Call in all approaches and if possible obtain visual via CCTV.