

The Collection of Identifying Information in Certain Circumstances – Prohibition and Duties

Posting Date: November 14, 2022 (would close December 30, 2022, with a 45-day posting period)

Comments Submitted to: SOLGENinput@ontario.ca

Title: The Collection of Identifying Information in Certain Circumstances – Prohibition and Duties under the *Community Safety and Policing Act, 2019*

Summary of Proposal:

In March 2019, the government passed the *Community Safety and Policing Act, 2019* (CSPA), as part of the *Comprehensive Ontario Police Services Act, 2019*. Once in force, the CSPA will replace the current *Police Services Act* (PSA). The CSPA is an opportunity to modernize policing and enhance community safety in Ontario.

As part of the work to bring the Act into force, the Ministry of the Solicitor General (SOLGEN) is working on regulations on a number of matters.

At this time, SolGen is requesting public and stakeholder input on a proposed regulation on requirements that currently exist in [O Reg 58/16, *Collection of Identifying Information in Certain Circumstances – Prohibition and Duties*](#) under the PSA. SolGen is proposing to make a new regulation under the CSPA that would incorporate the requirements from the existing PSA Regulation, subject to minor changes described below.

SolGen is proposing to preserve the content of PSA Regulation overall. The categories for the collection of race data under this regulation will align with Ontario's Anti-Racism Data Standards (ARDS). Provisions within the regulation related to training will be moved into a separate CSPA regulation dealing with training. In addition, to avoid duplication within the CSPA, the section in the PSA Regulation related to the Minister's authority to compel information from police services will be removed from the CSPA version of the regulation as an equivalent power already appears in s. 4 (2) of the CSPA.

SOLGEN welcomes your comments and feedback.

Contact Address:

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Effective Date: A date to be confirmed following completion of all regulations.