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INDEPENDENT STREET CHECK REVIEW

Date: March 21, 2018

Location:

**Ajax Community Centre
HMS Room
75 Centennial Road**

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30 TRANSCRIPT ORDERED.....April 2, 2018
TRANSCRIPT COMPLETED.....April 9 2018
ORDERING PARTY NOTIFIED.....April 27, 2018

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KIKE OJO:

5 So good evening everyone. I'm gonna invite you to
find a seat. Maybe grab a drink and some food.
Thank you so much. Good evening and welcome to
this Independent Street Check Review Community
10 Consultation. Thank you for being here. Thank you
for choosing to be here. We acknowledge that we
are starting a little passed our time, but we
wanted to give people an opportunity to arrive so
that there's critical mass in the room. We know
15 that traffic and getting families settled takes
time and 6 o'clock can be difficult. So we just
want to acknowledge those of you that are here and
say thank you. I also want to start really by
20 acknowledging the elders in the room. Thank you
for being here. We acknowledge you. And also if
there are youth in the room, even little children,
25 we just want to acknowledge their presence as well
and say thank you. I'm not sure if there are other
special guests or elected officials in the room or
anything like that. But if there are, I'm sorry if

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5 I'm missing the opportunity to acknowledge you.
But thank you for coming. I want to invite Justice
Tulloch up to officially welcome you and then my
colleague Danielle Dowdy who will give you some
10 logistical instructions for the evening. And then
I'll be up to set you up for your consultative
process and then back to do some facilitating. So
Justice Tulloch. Thank you. (Applause)

15 JUSTICE MICHAEL TULLOCH:

Okay, thank you Kike. Good evening ladies and
gentleman. I want to thank all of you for coming
out. This is our seventh public meeting out of 12
20 that we're gonna be having. This is my second time
here in Ajax. I was here about a year ago, or just
maybe about a year and a half ago when we were,
when I was engaged in the previous review,
25 reviewing civilian oversight of policing and I
found that this was a very important and engaging
community, and a lot of what I heard here was very
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informative and instrumental in the report that we
ended up doing and submitting to the Government.
So again I want to thank you for coming and
participating in this consultative process. We're
10 here this evening to speak to you about the issues
of street check. But just before I explain to you
the nature of our engagement, I want to acknowledge
that we're on the land of the First Nations. This
15 is the traditional territory of the Whodanoshine
peoples, the Anishanbek and it's area that's
covered by the Upper Canada Treaties and directly
adjacent to the Haldimand Treaty Territory. The
20 First Nations people of the Iroquois and the Huron
Wendat, Ojibway, Chippewa peoples as well as the
Metis people and the Inuits also inhabited these
territories. I believe that in recognizing and
25 acknowledging the First Nations, we're showing our
respect to the history and the traditions of our
first peoples in these regions and not only in

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5 Ontario but also in Canada. And I think it's
critically important to any kind of reconciliation
going forward. So I acknowledge the territories on
which we stand.

10 Now I'm here this evening in the capacity of an
Independent Reviewer of the new regulation passed
by the Ontario Government in 2016. And these
15 regulations were put in place to regulate the
practice known as "carding" or what is generically
called street checks. Now street checks is a much
broader term. But we all, some of us are familiar
20 with the term "carding" and that's really
effectively what the regulation was put in place to
regulate. And more specifically it was intended to
limit or ban the arbitrary interaction of some
25 police officers with members of the public for the
sole purpose of collecting their personal
identifying information. Now I am an Independent
30 Reviewer, which means that my position is

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5 independent of the Government and it's also
independent of the police. So you know throughout
these consultations people, during the course of
10 the discussions they want to ask me questions about
what my thoughts are, well I'll tell you that I'm
not in a position to answer any questions, right,
I'm here really to listen to you. And as a Judge,
that's what I do. I listen. I'm still here in my
15 capacity as a Judge from the Court of Appeal for
Ontario, not as an arm for the Government. The
people that are working for me that you will see,
they work for me in my capacity of a Judge. We're
20 not here to answer any questions about the
regulation because, you know, I'm here to look at
it critically and to hear from you what your
thoughts are and then we'll go back, consider what
25 your, you know, what your experience is and what
your views are and then I will critically assess it
and make recommendations, right. So I just want
you to understand that. That is my role. I'm not
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an apologist for the government nor for the police.
So as indicated I was asked by the Government back
in June 2017 to conduct this review. Now I will be
reviewing the content of the regulation to see
whether it reflects the important goal of ensuring
bias-free police community interactions. As well
the police and public interactions are consistent
and conducted in a way that promotes public trust
and confidence while at the same time respecting
individual rights and civil liberties. Now I will
also be reviewing the regulation with a view to
determine whether or not police services, the
Chiefs of Police as well as Police Services Board
are in compliance with its terms and are following
it. Now, in so doing I will be conducting a very
comprehensive review of this regulation. And I've
indicated that I have a team, I've put a team
together, a team of experts, some of whom are here
who will assist me in this regard. Now since
September we've been engaged in a very extensive

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5 consultation process throughout the Province of
Ontario. And now we've embarked on our public
consultations. As indicated tonight is our
seventh. We will be meeting again tomorrow night
10 in Markham. And then in the second week of April
we'll be going to Windsor, London, and then
Sudbury. I intend to draw on what I have been
learning from these consultation to formulate the
report that I've spoken about and the ultimate
15 recommendations on the regulation which I will
make. This report will be submitted to the
Government on November 30, 2018 and will be made
available to the public no later than January 1,
20 2019. Now, by way of background, I've indicated
and I just want to reiterate, the regulation is
intended to govern the police and public
25 interaction when the police is seeking to obtain a
person's identifying information in situations
where a legal or statutory law, such as the Highway
Traffic Act or the Trespass to Property Act or the
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5 Criminal Code does not obligate the citizen to give
the police his or her information. Right, so what
that means is, you know, if you're stopped by the
10 police under the Highway Traffic Act you have to
give them, and you're asked, you have to give them
your personal identifying information; your
driver's licence and so forth. Or, if you're
trespassing on someone's property, under the
15 Trespass to Property Act the, you know, police they
have the responsibility to ask you for your
identification and you're obliged to provide it.
Or if you're being arrested for a criminal offence,
20 right, you are obliged to give the police your
information. But there are situations where you
may not be involved in any kind of infraction, be
it provincial or criminal, and the police may just
25 suspect based on, you know, where you are and
certain other indicia that you, you're a suspicious
looking person. They may say okay well, what's
your name sir or ma'am? Under those circumstances
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5 it's up to you whether or not you want to provide
that information. You're free not to, right. And
these are the circumstances that we're looking at,
right. So the regulation outlines what an officer
10 must do if they ask for your identifying
information in those circumstances. The regulation
is not intended to stop the police from speaking
with the public or the public from speaking with
the police. The regulation is intended to stop the
15 police from randomly and arbitrarily collecting
personal information from members of the public who
they speak with. So the regulation also provides
information and guidelines on the storage of
20 information that comes from street checks. As well
it provides the mandatory training for all police
on the new rules. The development of policies and
procedures by the police services as well as the
25 Police Services Boards, as well it provides the
guidelines for the public reporting requirements of
the Police Services. Now with that background in
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5 mind I encourage you to speak freely at your tables
and address the issues that, or the questions that
we've asked. I'm looking forward to hearing from
you later in the wrap up session. And I just want
10 to emphasize again that this Review is fully
independent, and that I am here to hear from you.
And whatever you say will be considered very very
carefully. I'll be listening intently. I'll be
15 making notes. And I will be taking seriously
everything that I hear this evening. So again,
thank you for coming out. (Applause)

DANIELE DOWDY:

20 Good evening everyone. Thank you for
coming. (French translation)

25 So thank you so much for coming. I just said that
if you're interested in listening in French we've
got a French translator and there's headsets there
30 that you can get if you so desire.

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5 So our, sorry I'll just skip through what the
regulation is about cause Justice Tulloch just went
through that. And what we're doing here is one of
our consultations. There are 12 of them and we are
travelling across the Province of Ontario. The
10 goal of the public consultations is to hear from
the public. So we want to hear your thoughts on
street checks, your experiences, any
recommendations that you might have on ways to
15 improve the regulation. As a disclaimer the review
does not look at individual cases. So we're not
analysing individual cases. We do want to hear
from you if you have had an experience with a
20 police officer or with the police service, but
unfortunately we're not here to actually take
those cases and attempt to resolve them on your
behalf. That's just for you to know. And so the
25 time is going so I'm gonna speak really fast. But
this is the introduction portion. We're gonna get
right into the discussions. So you may have heard
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5 Kike say if you're sitting by yourself or if
there's two of you and there's three of you here,
if you could somehow join to make a table. Because
the point of this part is really it's a group
exercise. So there's an Engagement Guide on your
10 table, and in that guide there are questions that
we would like, even on top, you'll see a Public,
the Consultation questionnaire. So those
questions, thank you, Kike is holding it up. So
15 the questions really, they go through different
points that we're looking at within the regulation.
You don't have to answer them all in order. You
don't have to, if there's something that your table
20 would like to discuss in particular and really
drill down on that, that's helpful to us. But if
you can go through the questions and answer them.
25 We're gonna ask you to appoint a person to take
notes and to report back to us so we've got about
45 minutes I believe, and then we're going to ask
you to just let us know what the discussions were
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5 and Justice Tulloch and the rest of our team will
be here taking notes on the feedback that you've
provided to us, and that will help us when we're
writing our report. And, so you know we are on
10 social media and we tweet and we post under the
hash tag street checks. So we're on Facebook,
Twitter, and Instagram. You'll see members of our
team will be taking photos either with our phone or
with a camera. There's, Peter Rehack is at the
15 back and has an actual camera. But the rest of us
are tweeting and taking photos. This is also being
live streamed on Facebook right now. So Dillon at
the back of the room, hi Dillon. He's got the
20 camera posed up here for now, but once we start the
feedback he'll be recording. If you don't want to
be recorded, not an issue, just let us know and if
you don't want to be recorded especially for
25 facebook then try to avoid the camera which is
right there. And feel free to join in on the
conversation so you can tweet, you can tag. You
30 can post and anything that you'd like to do. I

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5 believe that's it. Are we good? All right. So you
can get started on the questions.

UNIDENTIFIED PERSON:

10 If you don't mind a quick question. I have heard a
number of times that this function is completely
independent, including Mr. Tulloch and who I
respect personally very much. But it begs the
question if this is truly independent, who is
15 funding the whole thing? I really enjoyed, the
meal is great but, you know, I wonder who is
funding this? It can't be independent. Does the
Government have nothing to do with this? I just --
20 -

DANIELE DOWDY:

Did you want to ----

JUSTICE MICHAEL TULLOCH:

25 No I'm not gonna answer that. I just said that I
won't and we're not gonna engage in any kind of
interaction at this point. Thanks very much for
your question. You and I can have a private
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conversation after. Thanks.

5 DANIELE DOWDY:

There you go. Thank you very much.

10 AT THIS TIME ROUND TABLE DISCUSSION

15 KIKE OJO:

Thank you so much. Thank you. So we're now gonna
enter into the talk-back portion where we're gonna
ask you to share your experiences. So we're now
gonna do the talk back portion where we'll just
move table to table to hear about your
conversation. We have approximately five minutes
per table. So hopefully there's someone prepared
to speak and share. As Justice Tulloch and Daniel
said before, you will see members of the team
taking notes, we're also recording. So we will
capture the details of what you have to say. You
can also leave notes on the table and of course you
can join us on line if you have more to say that

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5 you feel that might have been missed. So there's
multiple ways to communicate with the team. It
looks like Dave is ready at our first table. Thank
you.

UNIDENTIFIED MALE:

10 You know I didn't volunteer for this. I've been
voluntold.

KIKE OJO:

Sometimes we're voluntold, right sir?

15 UNIDENTIFIED MALE:

Certainly. I've been voluntold.

KIKE OJO:

20 it's on. Just hold it closer. Thank you so much.

UNIDENTIFIED MALE:

25 So I know most of you, and good evening everybody
and thank you for giving me this opportunity. And
I know a number of people have probably covered a
lot of what we've done here so maybe the fortunate
part, we get to be the first one.

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KIKE OJO:

Yes.

UNIDENTIFIED MALE:

10
Too bad for you guys, we'll start. So we spoke
about a number of things, but I'll highlight three
of them that actually made a lot of us have our
juices flowing quite well. One of them being when
is the appropriate time for data that has been
15
collected from a routine stop that no crime was
identified during that stop, when should that data
be erased or removed from the record of the police
officers or whatever, the police department that
20
collects it? And then the second part to follow up
is. Is there a shelf life for that kind of
information that's collected through those routine
stops in which whether, majority of the times where
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crime is not been established, where that data
should never see another day after that period.
And then it goes on to also speak to are there any
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processes within the system in which most of this

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5 education or scenarios that we learn through some
of the stopages or the carding that is embedded
into a training of an officer in which that
information can inform on what good policing should
be or could be. So that at least we can build
10 communities in which citizens don't have to fear
the officers that are supposed to serve and protect
them. There are also incidences in this that are
covered within the same arm of training that focus
15 about, you know, when should professional
development be a thing that police officers should
be also abided by? Such as when you see in health
care, in law, you know, in other regulated colleges
20 you have to have your P D units, or professional
development units in which they can inform and also
tell the individual that's being involved in that
25 that they can continuously strive to be better,
best on the processes that can inform what best
practice of being an officer should be. And then,
you know, one of the other charge parts, you know,

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5 the entry gateway to most of this practice as a
police officer is, we talked about, yes you have a
college degree. You may have gone through a two
year college to get that entry level education.
10 But should that be the only aspect that should be
considered for officers when they get into the
profession. Things such as, in that regard, should
we have other tools that could be used to assess
15 defeat of those individuals so that we can avoid
some of these unintended consequences by running
the lie detector test or emotional intelligent
training so that we know that we have the right
20 tools in the right officer on the street, you know.
The least you want to do is to hand a gun to a man
who has wrong intentions on the street and they end
up harming on the street or end up harming as they
25 are going around in their business. They do this
in the Army and they go through lots of
physiological training to make sure that you are
30 ready for the battle field. When is it going to be

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5 time for the officers to get through some of those
screenings so that we have the right of intentions
for those that are out there. And then there's
also the last part in terms of education. The
10 experiences that were shared right around the table
included as an example, people that got to be
followed, but then through that following no
stoppage happens, you know, whatever reasonable
15 distance that could be, the officer just pursues
with no lights on up until the person pulls on in
their neighbourhood or at a grocery store, they
leave them alone, they go the other way. You know,
20 but the idea in that, there is an element of
bullying and harassment in those circumstances in
which those individuals, whether the intent was to
protect me to watch my back as I'm driving for
25 unknown reasons, kudos to you for doing that, but
it's part of that history that when we look back is
like what is this all about? Is there a law that
could inform our processes that could inform the
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5 officers should they be doing all this driving
behind and/or stopping? They should have an
opportunity like they do to stop and introduce
themselves. Hello my name is Francis. Here is my
10 badge number and the reason why I'm stopping you is
because may you are driving while black and that's
not allowed in this neighbourhood. Next time
change the colour of your skin before we stop you.
Whatever that means. Anyways, I left something? T

15 KIKE OJO:

Thank you. (Applause)

UNIDENTIFIED MALE:

20 Good evening everyone. I think similar to what the
last table just said, there are circumstances we
spoke specifically about DWB, Driving While Black,
that happen and sometimes it's a circumstance where
25 you can't explain it. I believe that this policy,
it doesn't really address the concerns of
individuals that are minorities in driving. I
spoke about a circumstance where I was driving my
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5 vehicle, windows down, summer time, got pulled over
because of tint. And when I rolled up the windows
on request he said yeah, they are too dark and it
turned into a big, big thing. Later it got dropped
10 only because another officer who happened to pass
by after four other cars converged around mine
recognized me and you know, spoke to the staff
sergeant. If it wasn't for that, if it wasn't for
15 the fact that I was in corrections and as an
officer, I don't know what would have happened.
You know these things happen a lot and with this
policy it still comes down to officers discretion.
20 It still comes down to reasonable and probable
grounds and that's based on an individuals
perception. So even though there's a statute and
there's a bunch of pretty words that say things
25 that sound good I think at the end of the day it
comes down to most of the officers that would
approach an individual of colour are not usually
30 from the city. A lot of these officers are

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5 trained, they have, like the gentleman said, all of
the requirements on paper, but they've never
interacted with a person of colour or diversity.
And as a result, their perception based on media,
10 based on their own family values and so on and so
forth, project onto us as individuals who are just
minding our own business. And it puts us in a
state of paranoia. Paranoia leads to, you know,
15 outbursts and at times the outburst is based on
your day. It could be based on a fight with a
spouse. You're in your car trying to get some
peace and quiet, and then an officer pulls up on
20 you just because. You know, and they don't use
discretion. There's sometimes where discretion can
be used. Just a couple days ago I was pulled over
driving my car and I didn't realize I had to change
25 my ownership to say multi colour because I wrapped
it a certain colour. And the officer could have
used discretion and not given me a ticket and just
said you know what sir, you're wearing a suit, you
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5 just happen to be driving at Jane and Lawrence,
here just go to the Ministry and change your
licence so that nothing happens and I'll just put
on your licence a warning. But no he slapped me
10 with two tickets. He said one for the ownership
not displaying and for not having proper ownership
of your vehicle. I thought it was a little
arbitrary, but I mean, he's doing his job. And
again it comes down to discretion. So how much
15 discretion are they gonna use if I was maybe, you
know, running to the grocery store and forgot my
belt, and my pants were sagging and maybe I didn't
go the barber and shave, right. That same type of
20 behaviour is something that concerns me. If I have
a generic name like Mike Brown and I'm in Jane and
Finch and I fit the description, but half of the
25 population of Jane and Finch is six foot four,
black and Mike Brown, right. It doesn't help. And
it doesn't allow us to be free to just be citizens
and walk about the place just as people who are tax
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5 paying and doing what we're supposed to be doing.
There is an element that of course they need to
address, and I agree with it, but I don't think
10 that this policy really defines that element. I
don't think that it is going to do anything more
than just put a lot of people in a place where a
data base is made and at any time after it's been
15 tallied and you've been poked and poked and poked
and that one time where your outburst is what they
want it to be and now you're held in contempt based
on all the data that they've collected. You were
20 in the wrong place. You were hanging with that
guy. You were at the corner. You happen to be
driving without that permit. You're showing
delinquency based on a period of time which we were
25 able to hold out and just carry information for.
Everyone makes mistakes and I don't think that this
allows you to make a mistake and have it just be
called a mistake. It is now something more than
30 that. Thank you.

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KIKE OJO:

Thank you. (Applause)

UNIDENTIFIED MALE:

Hello everyone.

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KIKE OJO:

Hello.

UNIDENTIFIED MALE:

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So this table had some interesting views to say the
least. One thing we talked about is the police
officers engaging the public as a servant rather
than, you know, harassing them, going up to them
20 and saying, you know, show me your ID. What are you
doing here? Maybe they could say something like
are you okay? How can I help you? Do you need
help? Are you lost? Do you need help doing
25 something? Also just to go to the people and talk
to them at the events. Show them that cops are
human too. And that will help build the trust
30 between the community and the police officers if

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5 they're just going and being regular people saying
yeah, like give me a piece of chicken, too. I want
to eat that, too. Just that type of stuff. Don't
10 harass them or assume they're doing something just
because their pants are sagging or they're wearing
a hoodie in a certain area. We shouldn't have to
act or look a certain way to be treated as everyone
else is treated. We shouldn't be treated less than
15 just because we might have a little swag. Also,
the whole carding thing in general, do the
statistics support it? How many people, how many
convictions, how many people are actually getting
20 arrested versus how many people they're actually
stopping. Is it one in 10? Is it one in 100?
What's the statistics? No one really knows. Maybe
that's something that we can look about and figure
25 out to see where is the police going wrong? Are
they actually being, seeing the police again, are
they interacting with police five days later what
not. Also another aspect is the culture of brother
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5 hood in the police force. Who's gonna hold them
accountable? If their partner sees them doing
something wrong, are they gonna say hey, maybe you
shouldn't have done this or go say you know what,
10 this person didn't do what they were supposed to do
and follow regulation. So that's another thing
that we should look at as well. Also this table we
actually have some people that work at Durham
15 Region Police, they're not police officers, but
they do work there. And they said they have an
obligation to be more forthcoming when they're
stopping people. But are they? Are they being
20 more forthcoming? Are they telling people you have
the right to say no, you don't have to show me your
ID. That's just another topic. Also I think just
the third and last thing. To educate the youth in
25 a way that they can understand. Social media is
big. Noone wants to see 10000 words on a piece of
paper that don't really explain anything and people
don't really understand. Put it into ways that
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5 they can understand; through music, through art,
there's different forms. Different visuals that
they can soak in the information and they can know
their rights and have the same opportunity as
everyone else. Yeah, those are all the different
10 points. So that's basically it.

KIKE OJO:

Great. Thank you. (Applause)

UNIDENTIFIED FEMALE:

15 Hi. Good evening everyone. So many of the points
that everyone, or former tables have already
mentioned we have had as well. I'm just gonna
20 touch on three things. One of the questions being,
"What does street checks mean to you?" Some points
that came up was heavy surveillance which is
unnecessary. Intrusive. Degrading and immoral.
25 Destabilizing young minds. The image of the black
male being seen in low regard and as disrespectful.
And of course that it seems that racialized
30 communities are more targeted due to lack of unity

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5 amongst us. And an example came up that if, in a
Jewish community for example, if "carding" was
going on there would be a little bit more of an
uproar to stop the practice in that particular
community. But since we are, what's the word, well
10 yeah since we are racialized and nobody is really
looking out for us and I guess civic engagement is
a little bit low in our communities, it's seen as a
norm. What else? The other thing was public
15 awareness of the regulation. Many of us didn't
know about certain things in regards to the
regulation, such as officers needing to give
receipts after an interaction. And another example
20 that came up was the amber alerts. I don't know if
anybody else has received a text message where they
said that amber alerts are available through text
25 messages or something like that. So maybe we
should have something that educates the public in
that same manner so people know the rights and what
to do. We also touched on data and who has access
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5 to the stored data. Who is aware what happens to
the data? A gentleman at our table said that often
times when he interacts with officers and asks them
what happens to the data nobody really knows, and
there's not really an answer given to that. It
10 also came up that the statistics used in "carding"
could actually be used as a benefit to our
community where it can show the biases of the
police. So an example that came up was that if
15 there's a radio call in a certain area then maybe
"carding" would be useful because there's a radio
call for that particular area. However if a police
officer is just going around "carding" people and
20 there's not really much reasonable grounds the
community can say oh well that's not really right.
So it came up that the gate keeper of this data has
25 been totally one sided. Another point that came up
is that police are deliberate when you interact
with them. They intimidate. They bully. The
30 first table already mentioned that. Ms. Shannan is

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5 asking me to ask about the app, cause we touched
upon public education. There's actually an app
called 'Legal swipe.' It's on IOS and Android.
And basically it just tells you what you are able
10 to say and do when you're interacting with police
officer. It's very easy to use. So in the, the
thing for the, the gentleman said for the youth,
it's very easy to use and scroll through and
15 everything like that, and it just breaks it down in
a easy step by step manner. So if you guys haven't
heard about that app I recommend it. It's called
'Legal swipe.' Again available on IOS and Android.
20 And I think that's it.

20 KIKE OJO:

Awesome. Thank you. (Applause)

UNIDENTIFIED MALE:

25 I'm gonna try to, I did my level best to synthesize
what we discussed. So table, thank you. And thank
you all. Thank you for the time. Understanding
30 that this is, this is a local conversation. Being

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5 in Durham Region we have eight municipalities of
which signage, digital, verbal, and and and is
available, and we have half a room that is not
filled to capacity is disappointing. We here at
10 the table had some very fruitful discussion. Three
big points I might extend. As people of colour
vigilance has always been at the forefront
historically and just ingrained. As young people,
as older people, and as people bringing up other
15 young people historically that trust or mistrust
has become something as a popularized perversion.
If we look at, we heard from a brother about this
very conversation. This type of conversation
20 happening on a t.v. show. We see the threats
happening on black Twitter and other forms of
media. It's perverse. But the solutions are not
quite there. We'll get there eventually, it's
25 gonna take a lot of hard work. Going from what
folks were saying before, it might sound
repetitive, but shifting police and civilian
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5 relations. Being visible in the community. Doing
meaningful positive work all of the time, not just
during quota time. Not just during Caribbean
festival because I'm a black cop gonna go see black
10 people. Be in the community all the time. And
boost proactive research. Going back we have
municipalities, eight municipalities with digital
signage. We have folks who are employed to let the
15 communities know about these consultations and
these conversations. There should be proactive
outreach, continued proactive activities in our
communities. To have these conversations there
20 shouldn't be reason why clarification is required
still when we're asked, were you asked to identify
yourself or provide ID. It should be open and shut
as adults. It should be clear, made clear and
25 continued to be educated as young people and young
people coming up. So if there's this outreach,
proactive outreach being made available in schools,
in organizations, in diversion programs, and in
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5 communities, at times similar like this. During
supper time. Well posted so folks and residence
are aware. And if we're consistent on this, this
is where the trust is built within our communities.
10 So for this time, Justice Tulloch, Kike, and all
involved, much appreciated, but much more work is
required by all of us in this community. So the
more we let our brothers and sisters know about
15 these conversations and the more consistency we
have in getting these conversations had, the better
things will go. I don't want to have this
conversation with my young people 30 years from
20 now. I'm tired of it. My parents are tired of it.
So let's get this all done.

25 KIKE OJO:

Thank you. Thank you.

UNIDENTIFIED MALE:

30 Thank you. First we want everyone to know that
everyone at our table totally disagree with the

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5 regulations, totally disagree with "carding". We think it's an invasion of privacy and it should not be bestowed on anyone of any race. (Applause) A lot of people who are at our table were not even aware that there were even a regulations to regulate the carding. We asked ourselves why is there a regulation in the first place? And it's evidentially clear that because of the biasness that involved in the implementation of this "carding" mechanism. We ask ourselves at our table at what age do you card someone or do you stop someone? Ten years of age? 20. 25. I'm an older guy and I believe I've been carded by police officers not only when driving but just being in certain environment. And we totally, if there's something we can do to get rid of this carding and the regulation we will surely do it. We know the law has been implemented. And based on some of the questions which we have addressed directly we view it as totally bias and we view it as an insult to

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5 certain ethnic people and just shouldn't be. But I
will allow my colleague to also add to what I'm
saying.

UNIDENTIFIED FEMALE:

10 Good evening everybody. So again our whole table
unanimously believes that carding should just be
done with. It is an invasion of privacy. I know
we've kind of touched on that. And especially
15 because of the inconsistencies. So yes, we talk
about training. Training is only as good as the
individual that is going to take the training
further. So if you have ten different cops and
20 everybody is coming with their own bias, you can
not determine who is going to do what they need to
do. Back to what we talked about with the
receipts. A lot of us were unaware that receipts
25 were required to be given. So with that being
said, with the lack of knowledge, now if you have,
let's say a teenage child who definitely more than
likely is unaware that a receipt should be provided
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5 and their interaction now with the police officers happens, how are they guaranteed or how are we guaranteed that they're actually receiving this receipt and not just being harassed. And then how long is this information stored? Like this could be good that could be such a detriment to anybody's life because now you're gonna be profiled in a manner that might not necessarily warrant this profile, you know, known to police. Like are you now considered known to police just because you have been stopped and you've been carded? And what are the community effects? Because now are we looking at a certain presence within certain communities more prevalent than in other communities? Something else that was brought up that we obviously were unaware of was the fact that the information is stored and how it's used. And 20 the fact that police services are supposed to provide every year the statistics, you know, according to this on, so under the Regulation 25 30

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5 Police Services must report to the public every
year on their street checks activities including
democratic information of the people being stopped.
But according to what we've heard only Ottawa so
far has provided this information and according to
10 them they've only had seven stops. So what about
all the other police services within the Province,
like what's happening? And with that being said
we're now in March of a whole new calendar year.
15 Is there not some kind of consistent deadline? So
we need to have it in by March 31 of the next
following year or does it no have to be in by
February 15 of the following year. Or are we now
20 giving the police services the will to do it
however they want, whenever they want and then to
be able to just release it in a busy new cycle
25 where it gets just shoved under the carpet. You
know, and this information is very important
because then this will help to show how you are
targeting specifically minorities and, you know,

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5 people of colour. So we are not happy with this
whole carding.

KIKE OJO:

I'm gonna give you the 20 second card.

10 UNIDENTIFIED FEMALE:

Yeah and that's to conclude. We just think that it
should be done with period. (Applause)

KIKE OJO:

15 Thank you very much. Thank you. Thank you
everyone. Again, we really appreciate your time
and all of your input. I want to remind you again
about our social media, our social media handles.
20 As well as the website as an opportunity if you
have more to say, if you know other people who
might want to weigh in on this conversation please
encourage them to check out our website. We also
25 have, tomorrow we'll be in Markham and if you know
people in Ottawa, if you know people in Windsor, if
you know people in London, if you check out our
30 website you'll see the dates, times and places, and

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5 Sudbury, we'll be in those cities. Did I leave any
out team, any other cities? No. And so-sorry you
have a question sir?

UNIDENTIFIED MALE:

10 Yeah. I want to know if (off microphone) having 45
minute conversation and then compressed into five
minutes what you're looking for -

KIKE OJO:

15 So -

UNIDENTIFIED MALE:

 There may be other people in the room---

20 KIKE OJO:

 Intuitively I don't get that sense. You might have
more to say, which is fine, and maybe you can talk
to us offline. But intuitively I don't get the
25 sense there was additional people per table to be
consistent that in here tonight.

UNIDENTIFIED MALE:

30 (Off microphone)

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KIKE OJO:

Here's the thing, the process we've been pretty consistent across the province in how we've done these processes. We ask people to take notes. We collect the notes. And then we ask people to give a synopsis. We actually gave way more time tonight because it was such a small group per table than we normally do even. So we acknowledge that these processes aren't perfect, like it's not a dissertation, right for sure. But that's why I keep reminding people that sending in your, more feedback is absolutely welcomed in terms of the website. And yeah, coming to additional sessions. That's why I kinda go over the list, yeah we'll be in Markham tomorrow if people feel like they missed something. But definitely please send, it's not that different because basically everything that was said tonight gets transcribed into paper anyway. So if you have something to say that wasn't said tonight, we'd be really happy to

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have you input that on line. But if you can
imagine with this kind of conversation, we can
literally go all night. So ---

UNIDENTIFIED MALE:

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(Off microphone) I don't know what all the
conversations were around but there as a number of
things that were not brought up. For example there
are various communities effected by police carding
and you know when we look at (indiscernible) black
15
and brown individuals that are affected and some of
the conversation that might be effected in the
indigenous community that don't live, that might
not have population here in the City of Toronto.

20
KIKE OJO:

Yeah.

UNIDENTIFIED MALE:

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But they weren't represented tonight and like I
said today is---

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KIKE OJO:

Yeah. Right.

UNIDENTIFIED MALE:

As you can tell I still have some things to say ---

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KIKE OJO:

Yeah. So ---

UNIDENTIFIED MALE:

(Off microphone)

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KIKE OJO:

So unfortunately we can't do those sorts of things
on the basis of one person.

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UNIDENTIFIED MALE:

Anybody else in the room ---

JUSTICE MICHAEL TULLOCH:

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Okay, sir, no disrespect to you, right. But we
have a process that we've engaged in.

UNIDENTIFIED MALE:

Yeah.

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JUSTICE MICHAEL TULLOCH:

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And what I can say to you is we are broadly engaged
in the indigenous community.

KIKE OJO:

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Yeah. Huge.

JUSTICE MICHAEL TULLOCH:

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And just so that you know, like Kike says, this
conversation can go on all night, right. And I've
taken the responsibility to ensure that we're
having 12 of these public meetings. We're widely
advertising them. We're making sure that people
learn about it, and so that your voices can be
heard. But we're not gonna continue the
conversation after, like right now.

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UNIDENTIFIED MALE:

Yeah.

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JUSTICE MICHAEL TULLOCH:

Because -

UNIDENTIFIED MALE:

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(Off microphone) I'm just, I made a recommendation -

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JUSTICE MICHAEL TULLOCH:

5 I hear you. I hear ya.

UNIDENTIFIED MALE:

10 (Off microphone) I don't want to take over the
meeting, but your questionnaire, this is an
independent review. Actual not brought up -

JUSTICE MICHAEL TULLOCH:

Sir. Sir ----

UNIDENTIFIED MALE:

15 (Off microphone) It wasn't brought up. Number
seven. What obligation do police have when they
can stop and talk to people. That's under police
20 stops.

JUSTICE MICHAEL TULLOCH:

Right.

UNIDENTIFIED MALE:

25 So like this is looking at this, and I apologize I
really do. I just need to make this point.
Because this is an independent review and the way
30 that this question is written it wasn't brought up

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and I need to bring it to your attention.

5 JUSTICE MICHAEL TULLOCH:

Okay, fair enough.

UNIDENTIFIED MALE:

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It is basically talking about how police carding is an engagement tool. Police carding is not an engagement tool. Police want to engage communities and part of the conversation we had at our table and possibly other tables was that they can engage communities. Maybe that's where the focus can be, engaging communities and making communities actually feel safe. But the way this question is written makes it look like police carding, it's misleading or leading, whatever way you want to read it. And I believe it needs to be changed. I don't know, I'm offended that it's written that way. That's why I wanted to bring that to your attention.

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KIKE OJO:

Thank you.

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UNIDENTIFIED MALE:

5 Yes. And I don't know that that's gonna happen,
but you guys are an independent review and that
question needs to be changed. You have more
10 reviews coming up. Your name tags have like, it's
not just name tag it has like Ontario Code of Arms
on there. You're supposed to be an independent or
unbias as you can be. You have to remove all
15 sources of bias, or appearance of it. I'm not
saying that you're bias. No disrespect. I'm just
saying appearances of bias. Just the way it is
written.

20 KIKE OJO:

Thank you so much.

UNIDENTIFIED MALE:

You're very welcome.

25 KIKE OJO:

Thank you. (Applause) Thank you. So again
I just want to thank everyone for coming out, and
30 thank you for engaging in the process. I want to

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invite you to have more of a say by going on line.
Because as I said the written word, spoken word, it
all gets translated into written word. So feel
free to do that. Justice Tulloch you have the last
word.

10 JUSTICE MICHAEL TULLOCH:

15 Okay. So again I want to thank all of you for
coming out and I've listened to your comments and
they will be considered. We are independent, I
reiterate that not withstanding the Code of Arms,
the Courts have a Code of Arms, right. So you know
that's not definitive. But I want you to know that
20 everything that you're saying is being considered
and will be taken very very seriously. These
consultations they continue. We're gonna be going
up, you know, in Northern Ontario. We've started,
25 we started in Northern Ontario. And we continue
over the next month and a half or so to engage
communities. And we would ask that if you have
friends, families, individuals that you know that
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are interested in these issues please let them know
about these conversations that are being had so
that we can hear from them. Thanks again.

(Applause)

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THIS IS TO CERTIFY THAT THE
foregoing is a true and accurate
transcription of recordings from
video recordings to the best
of my skill and ability

15

.....
Michelle Lewis
Certified Court Reporter.

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