

Arar Commission Policy Review

Outline of Consultation Paper

AS OF JUNE 17, 2004

1. **Evolution of the RCMP and the Canadian security/intelligence landscape**
 - (a) What is the RCMP
 - (i) General introduction and mandate
 - (ii) Function and composition
 - (1) Organization and composition
 - (2) Duties and functions
 - (3) Accountability mechanisms, including rules and regulations, standards, code of conduct and ministerial directives
 - (b) What is the RCMP's national security function?
 - (i) Evolution of functions
 - (1) Confederation to McDonald Report
 - (2) McDonald Report to 9/11
 - (ii) 9/11 to present – national security function
 - (1) Statutory and contextual framework
 - (2) Organization of the RCMP's national security activities
 - (3) Role of the RCMP, including interaction with other domestic entities (eg. other federal and provincial departments and agencies [such as CSIS, CSE, Immigration, DND], and municipal and provincial police forces) and international entities (eg. agencies, police forces)
 - (c) Relationship between policing and national security with respect to RCMP
 - (i) Traditional policing function
 - (ii) Police independence from governmental/Executive direction
 - (iii) Since 9/11
 - (1) Intelligence-led policing
 - (2) Cooperation with other organizations

- (a) INSETs
- (b) Information sharing
- (c) other
- (d) Impact on fundamental values such as privacy, equality, civil liberties, human rights and democracy

2. **Review processes in Canada**

- (a) Commission for Public Complaints against the RCMP
- (b) Internal RCMP accountability
- (c) SIRC
- (d) Inspector General of CSIS
- (e) CSE Commissioner
- (f) Provincial models of police review
- (g) Courts
- (h) Auditor General
- (i) Parliament
 - (i) Annual Reports
 - (ii) Parliamentary Committees
- (j) Information Commissioner
- (k) Privacy Commissioner
- (l) Canadian Human Rights Commission
- (m) Civil society and media
- (n) Other

3. **Review of security/intelligence activities in other jurisdictions, with focus on models which oversee police forces engaging in such activities:**

- (a) U.K.
- (b) Australia
- (c) New Zealand

- (d) Federal Republic of Germany
- (e) Belgium
- (f) Norway
- (g) U.S.
- (h) Other

4. Some options for review models

- (a) Status quo
- (b) Enhanced powers for Commission for Public Complaints
- (c) Inspector-General for RCMP national security matters
- (d) CSE Commissioner-model adapted to RCMP
- (e) SIRC-model adapted to RCMP
- (f) SIRC common to RCMP and CSIS
- (g) Parliamentary review (oversight?)
- (h) Other