

SiRT

SERIOUS INCIDENT
RESPONSE TEAM

Summary of Investigation

SiRT File # 2015-017

Halifax Regional Police Service

June 16, 2015

Ronald J. MacDonald, QC

Director

July 22, 2015

Facts

On the morning of June 16, 2015, SiRT was contacted by the Halifax Regional Police Service (HRPS) regarding an allegation of assault made by a female member of their force, the Affected Party (AP), against a male member of their force. AP and the officer were married, and are in the process of divorcing. SiRT commenced its investigation of the matter that morning. That investigation was completed on July 22, 2015.

During the investigation SiRT interviewed AP and one other civilian witness, as well as six police officers, and also received notes from one further officer. Other evidence related to the matter was collected and reviewed.

On July 24, 2015, one charge of assault and one charge of forcible entry will be laid against Cst. Tyler Anstey, 35, of Dartmouth, alleged to have occurred on June 16, 2015 in Dartmouth at the residence of AP. He is scheduled to appear in Provincial Court in Dartmouth on July 28, 2015.

Relevant Legal Issues

An assault is committed whenever a person intentionally applies force against another person without their consent.

Forcible entry is committed when a person enters real property that is in the possession of another person in such a way that it is likely to cause a breach of the peace.

Where reasonable grounds exist to believe a criminal offence has been committed, the Director may charge the police officer. Any offence must be proven beyond a reasonable doubt before the accused can be found guilty.

Conclusion

This investigation has led to the conclusion that there are sufficient grounds to lay charges of assault and forcible entry against Cst. Tyler Anstey. However, this matter is currently before the courts. In accordance with SiRT policy, this report will not discuss the facts of that matter in any further detail. To do otherwise might compromise the fair trial interests of the accused.

The Serious Incident Response Team Regulations under the *Police Act* state that the Director may choose to provide a supplemental summary of the investigation at the conclusion of the prosecution.