



NOVA SCOTIA
FEDERATION OF
MUNICIPALITIES

PROCLAMATION OF *BODY ARMOUR CONTROL ACT*

TO: Mayors/Wardens, All Units

CC: CAOs/Clerk-Treasurers, All Units

We've been asked by the Department of Justice to forward the attached and message below to the Municipal Units:

On behalf of the Department of Justice, Public Safety & Security Division

The Government of Nova Scotia has passed new legislation, the Body Armour Control Act, which will make the wearing and possession of body armour illegal unless you are required to wear body armour due to the nature of your employment. This includes police, correctional officers, sheriffs, special constables, by-law enforcement officers, security guards and paramedics. Special Constables will be permitted to wear and possess body armour, however; it must be included in the special constable appointment issued by our office. This means that all municipalities that have special constables who wear body armour will require an amendment to any existing special constable appointment to ensure they are compliant with the new legislation.

Please see the attached notice for information concerning the Act and how to proceed to ensure your special constables have the proper authority to wear and possess body armour.

Cindy Deonarine

Coordinator/Deputy Registrar

Department of Justice, Security Programs

PO Box 7

Halifax, NS B3J 2L6

(902) 424-2905

--

NOVA SCOTIA FEDERATION OF MUNICIPALITIES

t +1.902.423.8331

nsfm.ca | [facebook](https://www.facebook.com/nsfm) | [twitter](https://twitter.com/nsfm) | [linkedin](https://www.linkedin.com/company/nsfm) | [instagram](https://www.instagram.com/nsfm)



NOVA SCOTIA FEDERATION
OF MUNICIPALITIES

PLEASE NOTE: If you do not want to receive communications from NSFM, please e-mail Tracy Verbeke at tverbeke@nsfm.ca, and you will be removed from the mailing list.



Justice

Public Safety and Security Division

Security Programs

1681 Granville St., Ground Flr.

PO Box 7

Halifax, NS B3J 2L6

Phone:

902 424-2905

Fax:

902 424-0700

File Number:

MEMORANDUM

To: Mayors, Wardens and CAO's, Nova Scotia Municipalities

From: Karen Forsyth-McNeil, Manager/Registrar, Security Programs

Date: January 21, 2019

Re: Authority to Possess Body Armour under the Body Armour Control Act

In anticipation of the new Body Armour Control Act (BACA) and Regulations coming into force, we are reaching out to municipal government representatives to determine if your staff, appointed as special constables under section 88 of the Police Act, are required to possess body armour in the course of their duties under their statutory appointment.

The purpose of the BACA is to increase public safety by preventing the use of body armour to further unlawful activity. Under the Act, possession of body armour will be limited to individuals required to wear body armour due to the nature of their employment or pursuant to a government designation or appointment such as police officers, correctional officers, sheriffs, special constables, by-law enforcement officers, security guards and paramedics (section 4 of the Act sets out a complete list of exempted groups).

Municipal government employees who are required to wear body armour due to the nature of their employment, will be authorized to possess body armour as long as the authority is specifically noted in the special constable appointment. As the employer, if any of your employees hold a special constable appointment and are required to possess body armour, the appointment must be amended.

If you require an amendment to a special constable appointment, please provide our office with the name(s) of the special constable(s), **by email to ellen.brooks@novascotia.ca** so arrangements can be made to amend the existing special constable appointment. **This information is required by January 31, 2019.**

If you have any questions or require further clarification, please contact Ellen Brooks, Special Constable Program at the email address above, or by phone at (902) 424-8805.

To review a copy of the Body Armour Control Act, please visit:

<https://nslegislature.ca/sites/default/files/legc/PDFs/annual%20statutes/2018%20Fall/c022.pdf>