

#109810

JIH-R
JIHA

INTERVIEWS, SEARCHES AND ARRESTS OF STUDENTS

[The Public Schools Act of Manitoba](#) prescribes as one of the duties of a School Board the requirement to “....ensure that each pupil enrolled in a school within the jurisdiction of the school board is provided with a safe and caring school environment that fosters and maintains respectful and responsible behaviours.” [\(PSA Section 41\(1\) b.1\)](#)

While the Division recognizes that all parties, including students, are entitled to privacy, it authorizes school administrators or designates, whenever deemed necessary to maintain the integrity of the school environment or to protect the health and safety of students and staff to cooperate with the Winnipeg Police Service and to conduct reasonable searches of students’ clothing, personal effects, lockers, desks and vehicles whenever there are reasonable grounds to suspect that evidence of a violation of the rules of the school or Division.

Police shall not conduct investigations in the schools except when it is absolutely necessary for them to do so in the proper discharge of their duties. A police officer shall be allowed to interview a student in school or on school premises only with the permission of the parents/guardians and School Administrator or designate and only in accordance with JIH-R. In the event that the parents/guardians cannot be contacted, it is left to the discretion of the School Administrator or designate to permit a student to be interviewed and/or removed from the school.

Prior to making statements to a police officer, the student shall be cautioned with respect to giving evidence which may be used to the student’s own detriment.

The Division recognizes that under some circumstances, as dealt with in [The Child and Family Services Act](#), Child and Family Service authorities may have the right to interview students in the school.

Any apprehension of a student on school property or in attendance at a school related function shall be handled with discretion.

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In the event that the police are called to deal with a school-based issue, every attempt shall be made to contact the parents/guardians and the police shall be permitted to perform their duty.

Interviews, searches and seizures shall be conducted in accordance with the procedures outlined in JIH-R, Interviews, Searches and Arrests of Students and JIHA, Search of Student Desks, Lockers, Storage Areas, Student Effects and Student Driven Vehicles.

To replace former JFG

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