

APPENDIX C

UNIFORM LAW CONFERENCE OF CANADA  
DISCLOSURE CHART – ADULT CRIMINAL RECORD CHECK<sup>1</sup>

Disclosed without restrictions	Partial disclosure or disclosure in certain circumstances	Not disclosed
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Information	ON	BC	AB RCMP	AB Generally <sup>2</sup>	SK Regina	SK Saskatoon	NB Frederict.	PEI Charlott.	PEI Kensing.
<b>Current Judicial Orders</b> (Peace Bonds, Restraining Orders, Criminal Code Prohibition Orders & Probation Orders)					3	4			
<b>FIP</b> <b>Firearms Interest Police</b>		5	6	7					
<b>INTERPOL</b>				8					

Information	ON	BC	AB RCMP	AB Generally <sup>2</sup>	SK Regina	SK Saskatoon	NB Frederict.	PEI Charlott.	PEI Kensing.
NCIC									
Outstanding Criminal Charges & Warrants				9	10	11			12
PIP Police Information Portal		13	14						
Mental Health Information			15						
Police Information from Indices Query			16						
Police Information from Other Police Agencies			17		18				
SIP Special Interest Police			19	20					
Acquittals / Not Guilty			21						
Absolute Discharges		22	23	24	25	26	27		28

Information	ON	BC	AB RCMP	AB Generally <sup>2</sup>	SK Regina	SK Saskatoon	NB Frederict.	PEI Charlott.	PEI Kensing.
Conditional Discharge		29	30	31	32	33	34	35	36
Convictions (Indictable or Hybrid); Suspended Sentences or Findings of Guilt (Not including discharges)									
Convictions (Summary Offences); Suspended Sentences or Findings of Guilt (Not including discharges)	37	38		39					
Charge Dismissed			40						
Not Criminal Responsible due to Mental Disorder (NCRMD)			41						
Provincial Offences			42	43					
Record Suspensions (or Pardons)	44								

Information	ON	BC	AB RCMP	AB Generally <sup>2</sup>	SK Regina	SK Saskatoon	NB Frederict.	PEI Charlott.	PEI Kensing.
Stay of Proceedings			45	46	47	48			
Charges Withdrawn			49						
Youth Convictions	50	51	52	53	54	55	56		
Expired Court Orders (Peace Bonds, Restraining Orders, Probation Orders)									

## Notes

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- <sup>1</sup> The contents of this chart are obtained from questionnaires and disclosure charts received from individual police forces and/or analysis of publicly available guidelines, legislation and policies regarding disclosure practices in the noted jurisdictions.
- <sup>2</sup> These results represent an amalgam of information obtained from various police services in Alberta, including the Edmonton Police Service.
- <sup>3</sup> Releasable if the order is applicable to the employment or volunteer location.
- <sup>4</sup> Peace bonds and restraining orders are not included.
- <sup>5</sup> FIP information is not released but can be used as a tool to identify reports or incidents held by other police agencies.
- <sup>6</sup> FIP information is not released but can be used as a tool to identify reports or incidents held by other police agencies.
- <sup>7</sup> FIP will be checked, but results are not released.
- <sup>8</sup> Most agencies do not query this database, but if an applicant has recently lived out of country, some agencies closer to the US border may query.
- <sup>9</sup> Warrants will need to be resolved before a criminal record check is completed.
- <sup>10</sup> Release the fact of outstanding charges, but not the specific nature of the charge. Record checks will not be completed if there are outstanding warrants.
- <sup>11</sup> Release the fact of outstanding charges, but not the specific nature of the charge. This includes alternative measures files that have not been completed as well as findings of unfitness to stand trial.
- <sup>12</sup> Record check will not be completed if there are outstanding criminal charges before the court.
- <sup>13</sup> All information must be confirmed and authorized for release by the contributing agency (for convictions, outstanding charges, and warrants only – does not include local police information).
- <sup>14</sup> Can be used as a tool to identify reports held by other police agencies. Confirmation of the results and permission to release must be obtained from outside agency.
- <sup>15</sup> Not reported unless there are “public safety” issues in the file.
- <sup>16</sup> Releasable if the file is recent and relevant to the purpose of the criminal record check.
- <sup>17</sup> Releasable if the file is recent, relevant to the purpose of the criminal record check, and permission is obtained by the outside agency.
- <sup>18</sup> Releasable if the information is on CPIC and confirmed by the outside agency.
- <sup>19</sup> Not released but can be used to identify reports/events held by other police agencies.
- <sup>20</sup> Checks will be done of this database, but results will not be released.
- <sup>21</sup> Considered for release in accordance with established disclosure criteria via a police service’s local police records.
- <sup>22</sup> Releasable within one year of absolute discharge.

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- <sup>23</sup> Releasable within one year of absolute discharge.
- <sup>24</sup> Releasable within one year of absolute discharge.
- <sup>25</sup> Releasable within one year of absolute discharge.
- <sup>26</sup> May be released in accordance with the *Criminal Records Act* (i.e. one year from absolute discharge).
- <sup>27</sup> Releasable within one year of absolute discharge.
- <sup>28</sup> Releasable within one year of absolute discharge.
- <sup>29</sup> Releasable within three years of conditional discharge.
- <sup>30</sup> Releasable within three years of conditional discharge.
- <sup>31</sup> Releasable within three years of conditional discharge.
- <sup>32</sup> Releasable within three years of conditional discharge.
- <sup>33</sup> May be released in accordance with the *Criminal Records Act* (i.e. three years from conditional discharge).
- <sup>34</sup> Releasable within three years of conditional discharge.
- <sup>35</sup> The Charlottetown Police Service did not note any restriction on the disclosure of conditional discharge information. However, the *Criminal Records Act* states that a conditional discharge cannot be disclosed three years after sentencing; see s. 6.1(b).
- <sup>36</sup> Releasable within three years of conditional discharge.
- <sup>37</sup> Releasable within five years of summary conviction.
- <sup>38</sup> Releasable within retention period of the file.
- <sup>39</sup> Releasable for an indefinite period if the summary conviction is registered in CPIC. If not so registered, releasable for three years following conviction.
- <sup>40</sup> Releasable through local police records when relevance and recency criteria have been met.
- <sup>41</sup> Releasable if involving behaviour resulting in a concern for public safety.
- <sup>42</sup> Releasable if there is a public safety concern.
- <sup>43</sup> Practices vary from jurisdiction to jurisdiction, with some allowing for disclosure.
- <sup>44</sup> Cannot be disclosed unless authorized under the *Criminal Records Act*.
- <sup>45</sup> Releasable within one year; related information may be disclosed from local police records.
- <sup>46</sup> Practices vary from jurisdiction to jurisdiction, with some allowing for disclosure within one year of the stay of proceedings.
- <sup>47</sup> Releasable within one year of the stay of proceedings.
- <sup>48</sup> Releasable within one year of the stay of proceedings.

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<sup>49</sup> Releasable through local police records when relevancy and recency criteria have been met.

<sup>50</sup> Releasable within the retention periods set out in the *Youth Criminal Justice Act*.

<sup>51</sup> Releasable within five years of last indictable conviction, and three years of last summary conviction.

<sup>52</sup> Releasable within five years of last indictable conviction, and three years of last summary conviction.

<sup>53</sup> Practices vary from jurisdiction to jurisdiction, with some allowing for disclosure within the retention periods set out in the *Youth Criminal Justice Act*.

<sup>54</sup> Released if the record is within the retention period set out in the *Youth Criminal Justice Act*.

<sup>55</sup> Releasable in accordance with the retention periods set out in the *Youth Criminal Justice Act*.

<sup>56</sup> Releasable only in accordance with the *Youth Criminal Justice Act*.