



April 13, 2021

Runyowa Law  
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REGINA SK S4P 0J3

Via e-mail: law@runyowa.com  
(1 page)

Attention: Mr. Tavengwa Runyowa

**Re: Request for an Investigation**

Our File: 21-14

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Thank you for your letter dated March 2, 2021 and your subsequent letter dated March 25<sup>th</sup>, 2021. Your March 25, 2021 letter indicates that you were advised your initial letter was lost, but I can confirm that is inaccurate and apologize for any confusion.

In your letters you request that the RCMP and the Saskatoon Police Service (“SPS”) launch a joint criminal investigation into Mr. Timmerman’s workplace death pursuant to the Westray amendments to the *Criminal Code* and other applicable provisions. We write to advise that the SPS will not be commencing a criminal investigation into this matter, as per your request, as this matter falls within the jurisdiction of the CN Police Service. Pursuant to the *Railway Safety Act*, the CN Police Service is responsible for the enforcement of the laws of Canada or a province related to property owned, possessed or administered by a railway company and the protection of persons and property on that property. Further, the members of the CN Police Service have the powers of a peace officer, including those vested through the *Criminal Code of Canada*. There is also a public complaint process available which addresses standard complaints, criminal allegations and complaints against the Chief, Deputy Chief or Assistant Chief. We kindly suggest that you refer your request to the attention of the CN Police Service and/or to their public complaint process.

With regards to the CN Police’s membership in the Canadian Association of Chiefs of Police (“CACP”), membership is solely within the discretion of the CACP and must be dealt with by them directly.

Yours truly,

**Ashley M. Smith**  
**Legal Services Division**

AMS/rab