

IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD

AND IN THE MATTER OF the accused, MILAD BAGHERI

AND IN THE MATTER OF a hearing held pursuant to section 672.82(1) (Discretionary Hearing) and section 672.81 (2.1) (Restriction of Liberties Hearing) of the Criminal Code

DISPOSITION ORDER (amended December 10, 2022)

WHEREAS on the 22nd day of April, 2021, the accused was found Not Criminally Responsible on account of a mental disorder on charges of: mischief, contrary to s.430(4) of the Criminal Code x3; assault, contrary to s.266 of the Criminal Code x3; robbery, contrary to s.344 of the Criminal Code x2; assault with a weapon, contrary to s.267(a) of the Criminal Code x2; possession of a weapon for dangerous purpose, contrary to s.88 (1) of the Criminal Code; at large on a Release Order and fails to attend, contrary to s.145(2)(A) of the Criminal Code; having appeared, fails to subsequently attend court as directed, contrary to s.145(2)(B) of the Criminal Code; causing a disturbance by fighting, screaming, shouting, swearing, singing, or using insults or obscene language, contrary to s.175(1)(A) of the Criminal Code; uttering threats to cause death or bodily harm, contrary to s.264.1(1)(A) of the Criminal Code x3; resists/obstructs Peace Officer, contrary to s.129(A) of the Criminal Code; and assaulting a Peace Officer, contrary to s.270(1)(A) of the Criminal Code;

AND WHEREAS the accused is currently detained at the East Coast Forensic Hospital on a hospital detention order with a ceiling level of privileges of L6;

AND WHEREAS a hearing was held on the 12th day of April 2022 to make a Disposition Order pursuant to section 672.54 of the Criminal Code;

AND WHEREAS the East Coast Forensic Hospital is designated for the custody, treatment, or assessment of the accused, in respect of whom an assessment order, disposition or placement decision is made;

IT IS ORDERED THAT the accused be conditionally discharged, on the following terms:

1. Keep the peace and be of good behaviour;
2. Maintain good mental health;
3. Adhere to the recommendations of the Community Mental Health Team;
4. Comply with follow-up by the Forensic Community Program;
5. Comply with conditions recommended by the Forensic Community Program;
6. Abstain from alcohol, cannabis and/or illicit drugs and comply with random urine drug screening;
7. Reside in the premises approved by the East Coast Forensic Hospital and abide by the rules and regulations of the residence;
8. Notify the Review Board and the East Coast Forensic Hospital of any change of address;
9. Appear before the Board when requested; and
10. Remain within the Province of Nova Scotia unless authorization in writing has been received from the Board.

The Board finds that the hospital was justified in restricting the liberties of Mr. Bagheri.

AND IT IS FURTHER ORDERED that if the accused is arrested pursuant to section 672.91 of the Criminal Code for a breach or anticipated breach of the terms of this disposition, they may, under section 672.92(1)(b) of the Criminal Code, be delivered to the East Coast Forensic Hospital, 88 Gloria McCluskey Avenue, Dartmouth, Nova Scotia.

THIS IS THEREFORE TO COMMAND YOU, the Director, Mental Health Program, Nova Scotia Health Authority, in Her Majesty's name, to execute the terms of this Order. The Board delegates to them the authority to increase or decrease the liberties of the accused pursuant to section 672.56(1).

DATED at Halifax, this 17th day of April 2022.



Anne Jackman Chairperson
NOVA SCOTIA REVIEW BOARD

TO: the accused, Milad Bagheri

AND TO: Director, Mental Health Program, Nova Scotia Health Authority

AND TO: Public Prosecution Service