

**IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD**  
**AND IN THE MATTER OF the accused, ANDRE DENNY**  
**AND IN THE MATTER OF a hearing held pursuant to section 672.68(2) of the *Criminal Code of Canada***

**DISPOSITION ORDER**

**WHEREAS** on the 9<sup>th</sup> day of January, 2012, the accused was found not criminally responsible on account of mental disorder on a charge of assault causing bodily harm, contrary to section 267(b) of the Criminal Code;

**AND WHEREAS** the accused was subsequently found guilty of manslaughter, contrary to section 234 of the Criminal Code, and sentenced in the Supreme Court to a term of imprisonment of less than two years;

**AND WHEREAS** the accused thereby became a dual status offender as defined in section 672.67 of the Criminal Code;

**AND WHEREAS** the accused is currently detained in the Mentally Ill Offender Unit of the East Coast Forensic Hospital on remand from the Supreme Court;

**AND WHEREAS** a hearing was held at the Central Nova Scotia Correctional Facility on the 14<sup>th</sup> day of June, 2016, to make a Disposition Order pursuant to section 672.68(2) of the Criminal Code;

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

**IT IS ORDERED** that the accused be placed in custody in the East Coast Forensic Psychiatric Hospital, subject to the following conditions:

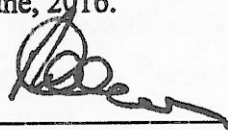
1. The accused is to have no access to the community prior to his statutory release date on the Supreme Court sentence referenced above. As an exception to this condition, access for medical purposes is allowed at the L2 level of privileges, subject to the agreement of Correctional Services and the provision of one or more correctional guards to supervise the accused continually during such access.
2. Random urine drug screens are to be administered on a regular basis.
3. The Board is to be notified of any aggressive or assaultive behaviour by the accused, either on the rehab unit or MIOU, and the Board will then consider the advisability of

convening another hearing under section 672.69 to reassess the placement decision embodied in this order.

4. The Board directs that transition from the MIOU to a rehab unit be undertaken gradually and in accordance with a plan that addresses the reintegration of the accused into the rehab unit population and the safety of other patients and staff on the rehab unit.
5. The Board is to be notified of any illicit substance use by the accused, and recommends that he be placed in the MIOU should such behaviour occur.

**THIS IS THEREFORE TO COMMAND YOU**, the Director, Mental Health Services, Nova Scotia Health Authority, in Her Majesty's name, to execute the terms of this order. The Board delegates to him authority to direct that the restrictions on the liberty of the accused be increased or decreased within the limits set out herein pursuant to section 672.56(1).

Dated at Truro, Nova Scotia, this 15<sup>th</sup> day of June, 2016.



---

Peter Lederman, Q.C., Chairperson  
NOVA SCOTIA REVIEW BOARD

TO: the accused, Andre Denny  
AND TO: Director, Mental Health Services, Nova Scotia Health Authority  
AND TO: Mark Heerema, Public Prosecution Service  
AND TO: Duane Eddy, Dept. of Justice  
AND TO: Kelly Ryan, counsel for Mr. Denny