

IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD

AND IN THE MATTER OF the accused, FRANK GRAHAM FISHER

AND IN THE MATTER OF a hearing held pursuant to section 672.81 (1) of the Criminal Code

DISPOSITION ORDER

WHEREAS on the 4th day of April 2013, the accused was found not criminally responsible on account of mental disorder on the following charges: two counts of failure to comply with an undertaking, contrary to section 145(2) of the Criminal Code occurring December 16, 2012, in North Sydney; assaulting a police officer contrary to section 270(1)(a) of the Criminal Code occurring January 22, 2013 in Halifax; breach of probation contrary to section 733.1 of the Criminal Code occurring January 26, 2013 in Halifax; two counts of mischief, contrary to section 430(2) of the Criminal Code occurring in Halifax on January 26, 2013; breach of an undertaking contrary to section 145(3) of the Criminal Code, occurring on January 26, 2013 in Halifax; and breach of probation contrary to section 733.1, occurring on January 26, 2013 in Halifax;

AND WHEREAS the accused is currently detained in hospital although previously granted a conditional discharge;

AND WHEREAS a hearing was held at the East Coast Forensic Hospital on the 8th day of February 2021 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;
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 restrictions the liberties of Mr. Fisher.

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 12th day of February 2021.



Anne Jackman, Chairperson
NOVA SCOTIA REVIEW BOARD

TO: the accused, Frank Graham Fisher
AND TO: Director, Mental Health Program, Nova Scotia Health Authority
AND TO: Public Prosecution Service
AND TO: Kelly Ryan, counsel for Mr. Fisher