

**IN THE MATTER OF the Nova Scotia Criminal Code Review Board**

**AND IN THE MATTER OF the accused, James Lawrence Lindsay**

**AND IN THE MATTER OF a hearing held pursuant to s.672.47(1) (First Hearing) of the *Criminal Code of Canada*.**

**DISPOSITION ORDER**

**WHEREAS on the 20th day of September 2024, the accused was found *Unfit to Stand Trial* on charges of: Operating A conveyance while Impaired, contrary to s.320.14(1)(a), and on a charge of Refuse to provide a breath demand, contrary to s.320.15(1)(a), and on a charge of Driving while prohibited, contrary to s.320.18(1)(a) of the *Criminal Code of Canada*.**

**AND WHEREAS the accused presently resides in the community.**

**AND WHEREAS a hearing was held at the East Coast Forensic Psychiatric Hospital on the 4th of November 2024, to make a Disposition Order pursuant to s.672.54 of the *Criminal Code of Canada*.**

**AND WHEREAS the East Coast Forensic Psychiatric 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.**

1. It is ordered that the accused be detained at the East Coast Forensic Psychiatric Hospital pursuant to s. 672.54(c) of the Criminal Code, on the condition that he undergo assessment of fitness to stand trial, after which the matter is to be returned to the Board; the accused is to cooperate with the hospital in conducting this assessment. The community level of access ceiling is set at L4.

**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 His 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).

**The Board also finds that it has inadequate information before it to determine whether or not the accused continues to be unfit to stand trial.**

**DATED** at Halifax, this <sup>November</sup> 9 day of ~~October~~, 2024.



Raffi Balmanoukian, Chairperson  
NOVA SCOTIA REVIEW BOARD

TO: the accused, James Lindsay  
AND TO: Director, Mental Health Program, Nova Scotia Health Authority  
AND TO: Public Prosecution Service  
AND TO: Kelly Ryan, counsel for the accused