

IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD

AND IN THE MATTER OF the accused, JAMES MACPHEE

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

DISPOSITION ORDER

WHEREAS on the 22nd day of October, 2014, the accused was found not criminally responsible on account of a mental disorder on charges of aggravated assault, contrary to section 268(1) of the Criminal Code, assaulting a police officer, contrary to section 270.02 of the Criminal Code and possession of a weapon for a dangerous purpose, contrary to section 88(1) of the Criminal Code of Canada, and on the 7th day of November, 2014, the accused was found not criminally responsible on account of a mental disorder on charges of possession of a weapon, contrary to section 88(1) of the Criminal Code, robbery, contrary to section 344 of the Criminal Code, four counts of assault with a weapon, contrary to section 267(a) of the Criminal Code and three counts of use of an imitation firearm, contrary to section 85(2)(a) of the Criminal Code of Canada;

AND WHEREAS the accused is currently residing in the community on a previously granted Conditional Discharge;

AND WHEREAS a hearing was held on the 9th day of November 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;

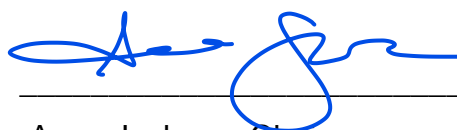
IT IS ORDERED THAT the accused continue to be conditionally discharged, on the following terms:

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.

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 20th day of November 2021.



Anne Jackman Chairperson
NOVA SCOTIA REVIEW BOARD

TO: the accused, James MacPhee
AND TO: Director, Mental Health Program, Nova Scotia Health Authority
AND TO: Public Prosecution Service
AND TO: Kelly Ryan, Counsel for Mr. MacPhee