

IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD
AND IN THE MATTER OF the accused, JANE O'DONNELL
AND IN THE MATTER OF a hearing held pursuant to section 672.81(1), 672.48 and 672.81
(2.1) of the Criminal Code

DISPOSITION ORDER

WHEREAS on the 13th day of December, 2012, the accused was found not criminally responsible on account of mental disorder on charges of break and enter, contrary to section 348(1)(b) of the Criminal Code; assaulting a peace officer, contrary to section 270(1)(a) of the Criminal Code; and assault, contrary to section 266 of the Criminal Code;

AND WHEREAS on the 31st day of May, 2018, the accused was found unfit to stand trial on charges of aggravated assault, contrary to section 268 (1) of the Criminal Code, and uttering threats, contrary to section 264.1(a) of the Criminal Code;

AND WHEREAS the accused is presently detained in the East Coast Forensic Hospital, although previously granted a conditional discharge;

AND WHEREAS a hearing was held at the East Coast Forensic Hospital on the 19th day of June, 2018, to make an order pursuant to section 672.54, section 672.81(2.1) and section 762.48 of the Criminal Code;

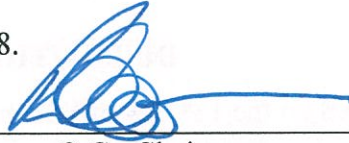
AND WHEREAS the East Coast Forensic Hospital is designated for the custody, treatment or assessment of the accused in respect of whom an assessment order, disposition or placement decision is made;

IT IS ORDERED that the annual hearing on the original charges and the restriction of liberties hearing be adjourned without day, given the inability of the accused to instruct counsel and participate in the hearing. The Board finds the accused to be unfit to stand trial on the new charges for which she was found unfit by the court on May 31st, 2018, and orders her continued detention on those charges with a ceiling of privileges of L2. In future, all of these charges will be dealt with together.

THIS IS THEREFORE TO COMMAND YOU, the Director, Mental Health Services, Capital District Health Authority, in Her Majesty's name, to execute the terms of this order.

The Board delegates to him pursuant to section 672.56(1) the authority to direct that the restrictions on the liberties of the accused be increased or decreased within the limits set out in this disposition.

Dated at Truro, Nova Scotia, this 17th day of August, 2018.



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

TO: the accused, Jane O'Donnell
AND TO: Director, Mental Health Services, Nova Scotia Health Authority
AND TO: Karen Quigley, Public Prosecution Service
AND TO: Kelly Ryan, counsel for Ms. O'Donnell