

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(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 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 21st day of October, 2014, to make an 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 conditional discharge previously granted be continued, 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 the use of alcohol and illicit drugs and comply with random urine drug screening;
7. Reside in premises approved by the East Coast Forensic Hospital and abide by the rules and regulations of the residence; he is not to be placed in an unsupervised setting;
8. Notify the Review Board and the 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 restricting the liberties of the accused.

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 12th day of December, 2014.



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

TO: the accused, Jane O'Donnell
AND TO: Peter Croxall, Director, Mental Health Services, Capital District Health Authority
AND TO: John Scott, Public Prosecution Service
AND TO: Connie MacIsaac, counsel for Ms. O'Donnell