

IN THE MATTER OF the Nova Scotia Criminal Code Review Board

AND IN THE MATTER OF the accused, Jane Patricia O'Donnell

AND IN THE MATTER OF a hearing held pursuant to s. 672.82(1) (Discretionary Hearing) of the *Criminal Code of Canada*.

~~INTERIM~~ **DISPOSITION ORDER**

WHEREAS on the 13th day of December 2012, the accused was found Not Criminally Responsible on account of mental disorder on a charge of break and enter and commit, contrary to Section 348(1)(B), on a charge of assault, contrary to Section 266; and on a charge of assaulting a peace officer, contrary to section 270(1)(A) of the *Criminal Code of Canada*

WHEREAS on the 4th day of March 2020, the accused was found Not Criminally Responsible on account of mental disorder on a charge of aggravated assault, contrary to Section 268(1); and uttering threats, contrary to Section 264.1(1)(a) of the *Criminal Code of Canada*;

AND WHEREAS the accused is presently residing in the community.

AND WHEREAS a hearing was held at the East Coast Forensic Psychiatric Hospital via Zoom on the 16th day of July 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 continue to be detained in the East Coast Forensic Psychiatric Hospital, Gradual transfer to the Transition Program, Conditional Discharge be granted (the Conditional Discharge to be implemented within a reasonable period of time), Conditional Discharge be continued, Absolute Discharge be granted, no change to current Disposition, the Board approves the recommendations as submitted by the East Coast Forensic Psychiatric Hospital (See Schedule "A")


2. **IT IS FURTHER ORDERED** that the Administrator of the East Coast Forensic Psychiatric Hospital implement a program for the safe custody and rehabilitation of the accused within the East Coast Forensic Psychiatric Hospital, in which the Administrator, in her discretion, subject to the mental condition and needs of the accused, may in the case of an accused who is deemed unfit, or on conditional discharge, subject to the following conditions: (See Schedule "A")

Community Access Level:

ADDITIONAL COMMENTS:

THIS IS THEREFORE TO COMMAND YOU, the Administrator of the East Coast Forensic Psychiatric Hospital, in His Majesty's name, to execute terms of this Order.

DATED, this the 16th day of July 2024, at Dartmouth, Nova Scotia.



Raffi Balmanoukian, Chairperson
NOVA SCOTIA CRIMINAL CODE REVIEW BOARD

TO: Jane Patricia O'Donnell, Accused
AND TO: Dorothy Edem, Director, Mental Health and Addictions Program, Nova Scotia Health Authority

Schedule "A"

Conditions:

- Keep the peace and be of good behaviour;
- Maintain good mental health;
- Adhere to the recommendations of the Community Mental Health Team;
- Comply with follow-up by the Forensic Community Program;
- Comply with conditions recommended by the Forensic Community Program;
- Abstain from alcohol, cannabis and/or illicit drugs and comply with random urine drug screening;
- Reside in the premises approved by the East Coast Forensic Hospital and abide the rules and regulations of the residence;
- Notify the Review Board and the East Coast Forensic Hospital of any change of address;
- Appear before the board when requested;
- Remain within the Province of Nova Scotia unless authorization in writing has been received from the Board *except as below*


No indirect or direct contact with the victim(s) in this matter;

Other

permission to travel to New Brunswick & Prince Edward Island on day trips accompanied by both parents, appropriate means of communication (eg cell phone) and appropriate supply of medication

This Hearing is to be considered an Annual Hearing: Yes No

The Administrator of the Hospital may exercise his discretion upon such terms and conditions, as he deems appropriate.


Raffi Balmanoukian, Chairperson
Nova Scotia Criminal Code Review Board