

IN THE MATTER OF the Nova Scotia Criminal Code Review Board

AND IN THE MATTER OF the accused, Aidan Ponee

AND IN THE MATTER OF a hearing held pursuant to s. 672.81(2.1) (Restriction of Liberties Hearing) of the *Criminal Code of Canada*.

DISPOSITION ORDER

WHEREAS on August 25, 2022, the accused was found *Not Criminally Responsible on account of a mental disorder* on a charge of Assault with a Weapon, contrary to Section 267(a) of the *Criminal Code of Canada* and further on a charge of Possession of a Weapon contrary to Section 88(1) of the *Criminal Code of Canada* and further on a charge of Resists / Obstructs Peace Officer contrary to Section 129(a) of the *Criminal Code of Canada*.

AND WHEREAS the accused is presently residing at the East Coast Forensic Hospital.

AND WHEREAS a hearing was held at the East Coast Forensic Hospital on the 18th day of February 2025, 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.

The Board finds that although the original detention was justified, the continuing detention was not. The procedure with respect to review of same is not appropriate and is not acceptable to the Board as a function of its delegated authority under s. 672.56(1); if not acceptably addressed, the Board will limit the

scope of that delegated authority.

DATED at Halifax, this // day of March, 2025.



Raffi Balmanoukian, Chairperson
NOVA SCOTIA REVIEW BOARD

TO: the accused, Aidan Ponee
AND TO: Director, Mental Health Program, Nova Scotia Health Authority
AND TO: Public Prosecution Service
AND TO: Bruce Muir, counsel for the accused