

IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD

AND IN THE MATTER OF the accused, George Cross

AND IN THE MATTER OF a hearing held pursuant to section 672.47 of the *Criminal Code* (First Hearing)

DISPOSITION ORDER (Amended December 10, 2022)

WHEREAS on the 25th of May 2022, the accused was found *Not Criminally Responsible on account of a mental disorder* of: Assaulting a Peace Officer contrary to S.270(1)(a); and on a charge of Criminal Harassment contrary to S.264(2)(b); and on a charge of Uttering Threats contrary to S.264.1(1)(a) x2; and on a charge of Mischief contrary to S.430(4) x2 of the *Criminal Code of Canada*;

AND WHEREAS on the 15th of July 2022 the accused was found *Not Criminally Responsible on account of mental disorder* of: Uttering Threats to cause death or bodily harm contrary to S.264.1(1)(a); and on a charge of Resisting/obstructing a peace officer contrary to S.129(a); and on a charge of Assaulting a Police Officer, contrary to s. 270(1)(A); and on a charge of Failing to Comply with Conditions of a Release Order contrary to S.145(5)(A); and on two charges of Assault contrary to S. 266 of the *Criminal Code*;

AND WHEREAS the accused is presently detained at the East Coast Forensic Psychiatric Hospital;

AND WHEREAS a hearing was held on the 16th day of August 2022 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;

IT IS ORDERED THAT the accused 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, 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 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 unless authorization in writing has been received from the Board.

AND IT IS FURTHER ORDERED that if the accused is arrested pursuant to section 672.91 of the Criminal Code for a breach or anticipated breach of the terms of this disposition, they may, under section 672.92(1)(b) of the Criminal Code, be delivered to the East Coast Forensic Hospital, 88 Gloria McCluskey Avenue, Dartmouth, 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 29th day of August 2022.

A handwritten signature in blue ink, reading "Judith A. McPhee". The signature is written in a cursive style and is centered above the printed name.

Judith A. McPhee, QC, Alternate Chairperson
Nova Scotia Criminal Code Review Board

TO: the accused, George Cross
AND TO: Director, Mental Health Program, Nova Scotia Health Authority
AND TO: Public Prosecution Service
AND TO: Kelly Ryan, counsel for Mr. Cross

