

IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD

AND IN THE MATTER OF the accused, FRANK GRAHAM FISHER

AND IN THE MATTER OF a hearing held pursuant to section 672.81(1) and section 672.81 (2.1) of the Criminal Code

DISPOSITION ORDER

WHEREAS on the 4th day of April 2013, the accused was found not criminally responsible on account of mental disorder on the following charges: two counts of failure to comply with an undertaking, contrary to section 145(2) of the Criminal Code occurring December 16, 2012, in North Sydney; assaulting a police officer contrary to section 270(1)(a) of the Criminal Code occurring January 22, 2013 in Halifax; breach of probation contrary to section 733.1 of the Criminal Code occurring January 26, 2013 in Halifax; two counts of mischief, contrary to section 430(2) of the Criminal Code occurring in Halifax on January 26, 2013; breach of an undertaking contrary to section 145(3) of the Criminal Code, occurring on January 26, 2013 in Halifax; and breach of probation contrary to section 733.1, occurring on January 26, 2013 in Halifax;

AND WHEREAS the accused is currently residing in the East Coast Forensic Hospital;

AND WHEREAS a hearing was held on the 11th day of July 2023 to make a Disposition 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 accused continue to 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, cannabis 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 and regulations 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 His 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, Nova Scotia this 23rd day of August, 2023.



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

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