

IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD

AND IN THE MATTER OF the accused, JOHN ALAN GELLATLY

AND IN THE MATTER OF a hearing held pursuant to section 672.82 (1) of the Criminal Code

DISPOSITION ORDER (Amended December 10, 2022)

WHEREAS on the 22nd of October 2019, the accused was found not criminally responsible on account of mental disorder on a charge of assault, contrary to s. 266 of the Criminal Code and uttering threats, contrary to s.264.1(1)(a) of the Criminal Code;

AND WHEREAS the accused is presently detained at the East Coast Forensic Hospital on a previously granted hospital detention order with a ceiling level of privileges of L5;

AND WHEREAS a hearing was held on the 1st day of March 2022 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 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 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 6th day of March 2022.



Anne Jackman, Chairperson
NOVA SCOTIA REVIEW BOARD

TO: the accused, John Gellatly
AND TO: Director, Mental Health Program, Nova Scotia Health Authority
AND TO: Public Prosecution Service
AND TO: Pat Atherton, counsel for Mr. Gellatly