

IN THE MATTER OF the NOVA SCOTIA REVIEW BOARD

AND IN THE MATTER OF the accused, JAMES MacPHEE

AND IN THE MATTER OF a hearing held pursuant to section 672.47 of the *Criminal Code of Canada*

DISPOSITION ORDER

WHEREAS on the 22nd day of October, 2014, the accused was found not criminally responsible on account of mental disorder on charges of aggravated assault, contrary to section 368(1) of the Criminal Code; assaulting a peace officer, contrary to section 270 of the Criminal Code; and possession of a weapon for a dangerous purpose, contrary to section 88(1) of the Criminal Code, all of which offences occurred on January 4th, 2014; and further, the accused was found not criminally responsible on account of mental disorder on November 7th, 2014, on a charge of possession of weapon for a dangerous purpose, contrary to section 88(1) of the Criminal Code; robbery, contrary to section 344 of the Criminal Code; assault with a weapon, contrary to section 267(a) of the Criminal Code (4 counts); and using an imitation firearm while committing an offence, contrary to section 85 of the Criminal Code, all of which offences occurred on January 3rd, 2013;

AND WHEREAS the accused is currently detained in hospital;


AND WHEREAS a hearing was held at the hospital on the 2nd day of December, 2014, to make a Disposition Order pursuant to section 672.54 of the Criminal Code;

AND WHEREAS the East Coast Forensic Psychiatric Hospital is designated for the custody, treatment or assessment of an accused, in respect of whom an assessment order, disposition or placement decision is made;

IT IS ORDERED that the accused continue to be detained in hospital with a ceiling of privileges of L4.

THIS IS THEREFORE TO COMMAND YOU, the Director, Mental Health Services, Capital District Health Authority, in Her Majesty's name, to execute the terms of this Order. The Board delegates to him authority to direct that the restrictions on the liberty of the accused be increased or decreased within the limits set out herein pursuant to section 672.56(1).

DATED this 2nd day of February, 2015, at Truro, Nova Scotia.



Peter Lederman, Q.C., Chairperson
NOVA SCOTIA REVIEW BOARD

TO: the accused, James MacPhee
AND TO: Director, Mental Health Services, Capital District Health Authority
AND TO: John Scott, Public Prosecution Service
AND TO: Connie MacIsaac, counsel for Mr. MacPhee