

IN THE MATTER OF the Nova Scotia Criminal Code Review Board

AND IN THE MATTER OF the accused, Kyle Roche

AND IN THE MATTER OF a hearing held pursuant to 672.47(1) (First Hearing) of the Criminal Code of Canada.

WHEREAS on the 8<sup>th</sup> day of September 2022, the accused was found Not Criminally Responsible on account of a mental disorder on charges of: Attempted Murder contrary to s. 239 and on a charge of Assault contrary to s. 266 of the Criminal Code of Canada.

AND WHEREAS the accused presently resides in the community.

AND WHEREAS a hearing was held at the East Coast Forensic Psychiatric Hospital on the 2nd day of April 2024 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 **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 ad advance and obtain approval in advance for such change of address;
  9. Appear before the Board when requested;
  10. Remain within the Province of Nova Scotia unless authorization in writing has been received from the Board;
  11. No contact with the victims in this matter, Roman Kartofelnikovs, Tasmin Walker;
  12. Weapons prohibition: no firearms, crossbow, restricted weapon, prohibited weapon, prohibited devices, ammunition, or explosive devices within the meaning of the Criminal Code.

**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, this 5 day of April, 2024.



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Raffi Balmanoukian, Chairperson  
NOVA SCOTIA REVIEW BOARD

TO: the accused, Kyle Roche  
AND TO: Director, Mental Health Program, Nova Scotia Health Authority  
AND TO: Public Prosecution Service  
AND TO: Kelly Ryan, counsel for the accused