

**In the matter of** the Nova Scotia Criminal Code Review Board

**And in the matter of** the accused, Shawn Howard Timmins

**And in the matter of** a hearing held pursuant to section 672.81 (1) (Annual Hearing)

### **Disposition Order**

**Whereas** on the 28th day of October, 2016, the accused was found unfit to stand trial on account of mental disorder on a charge of assault, contrary to section 266 of the Criminal Code; unlawful confinement, contrary to section 279 (2) of the Criminal Code; and overcoming resistance to commission of an offence by attempt to choke, suffocate or strangle another person, contrary to section 246 (a) of the Criminal Code of Canada. (The section 246(a) charge was withdrawn by the Crown on November 15, 2018. The other charges will be proceeded with summarily)

**AND WHEREAS** The accused is presently detained at the East Coast Forensic Hospital.

**AND WHEREAS** a hearing was held at the East Coast Forensic Hospital on January 7, 2020 to make a disposition order pursuant to s. 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 conditional discharge of the accused continue, subject to the following conditions:

Keep the peace and be of good behaviour;

Maintain good mental health;

Adhere to the recommendations of the Community Mental Health Team;

Comply with follow-up by the Forensic Community Program;

Comply with conditions recommended by the Community Forensic Program;

Abstain from alcohol, cannabis and/or illicit drugs and comply with random urine drug screening;

Reside in the premises approved by the ECFH and abide by the rules and regulations of the residence;

Notify the Board and the ECFH of any change of address;

Appear before the Board when requested;

Remain within the Province of Nova Scotia authorization in writing has been received from the Board.

The Board also finds that Mr. Timmons continues to be unfit to stand trial.

**THIS IS THEREFORE TO COMMAND YOU**, the Administrator of the East Coast Forensic Hospital, In Her Majesty's name, to execute the terms of this Order. The Board delegates to the Administrator the authority to increase or decrease the liberties of the accused pursuant to s. 672.56(1).

**Dated** this 10<sup>th</sup> day of December 2020 at Dartmouth Nova Scotia.

A handwritten signature in black ink, appearing to read "Suzanne Hood".

Suzanne Hood, Chairperson

Nova Scotia Review Board

To: Shawn Timmons  
And to: Rachel Boehm, Director Mental Health and Addictions Program, NSHA  
And to: Robert Fetterly, Public Prosecution Service  
And to : Kelly Ryan, Counsel for Mr. Timmons