

**PROVINCE OF NOVA SCOTIA
HALIFAX REGIONAL MUNICIPALITY**

IN THE MATTER OF: The *Pharmacy Act*, R.S.N.S. 2011, c.39 and Regulations
 made thereunder, in particular s.51

-and-

IN THE MATTER OF: Ms. [REDACTED]

Summary of the Matter

On January 22, 2018, [REDACTED] made a disclosure to the College that she had been charged with assault in September 2017. At the time of her disclosure, [REDACTED] was a registered [REDACTED]. In accordance with section 51 (1)(a) of the Pharmacy Act, the Registrar referred the matter to the Hearing Committee. The Committee deferred this matter on February 8, 2018, until the final outcome of the criminal charge was known, or until such time as the College determined that it was appropriate to refer the matter to the Hearing Committee.

The College referred the matter back to the Hearing Committee and the Hearing Committee met on July 13, 2018, to consider [REDACTED] declaration of a criminal charge under section 51 of the *Pharmacy Act*.

Deliberations of the Hearing Committee

The Hearing Committee carefully considered the information contained in the report received from the Registrar, including:

- [REDACTED] declaration to the College
- Disclosure documents received via NS Legal Aid
- Email update from [REDACTED] counsel on the status of her case and expected outcome
- Information from [REDACTED] regarding her participation in the Restorative Justice program and updated status
- Information on the NS Restorative Justice Program

The information provided to the Committee describes [REDACTED] response to a single event, during which she felt that her child was threatened. The information describes [REDACTED] cooperation and successful completion of a Restorative Justice program including an apology, as well as counselling, and the diagnosis and treatment of a medical condition.


An incident involving a minor child, and anger management, is always a serious concern. However, after careful reflection the Committee concluded that the criminal/Restorative Justice process had adequately addressed issues of individual deterrence and rehabilitation, and of public protection. The Committee trusts that [REDACTED] now has the tools to prevent a recurrence.

Decision

The Hearing Committee determined that disciplinary action by the Nova Scotia College of Pharmacists should not be taken in this matter.

The Committee notes that while the information before it indicates [REDACTED] has successfully completed the Restorative Justice program and her counsel thus anticipates the criminal charge against her will be withdrawn, the criminal process has not yet concluded. The Committee recommends that the outcome of this process be confirmed by the College and documented in [REDACTED] file.

DATED at Halifax Regional Municipality, Province of Nova Scotia, 17 day of July 2018.


Susan Halliday Mahar, Chair
on behalf of the Hearing Committee**Hearing Committee:**

Susan Halliday Mahar, Chair (pharmacist)

Tom Mahaffey (public representative)

Krista Trider (pharmacist)