

**SUPREME COURT OF NOVA SCOTIA**  
**(FAMILY DIVISION)**

**Citation:** Nova Scotia (Community Services) v. E.U., 2015 NSSC 4

**Date:** 20150106  
**Docket:** SFSNCFSA8244  
**Registry:** Sydney, NS

**Between:**

Minister of Community Services

Applicant

v.

E.U.

Respondent

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**LIBRARY HEADING**

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**To the Publishers of this case:**

**Please take note that Section 94(1) of the Children and Family Services Act applies and may require editing of this judgment or its headings before publication. Section 94(1) provides:**

**Prohibition on publication**

**94 (1) No person shall publish or make public information that has the effect of identifying a child who is a witness at or a participant in a hearing or the subject of a proceeding pursuant to this Act, or a parent or guardian, a foster parent or a relative of the child.**

**Judge:** The Honourable Justice Kenneth C. Haley

**Heard:** July 22<sup>nd</sup>, July 23<sup>rd</sup>, Sept. 3<sup>rd</sup>, Sept. 4<sup>th</sup>, Sept. 5<sup>th</sup>, Oct. 9<sup>th</sup>, Oct. 10<sup>th</sup>, Oct. 14<sup>th</sup> and Oct. 17<sup>th</sup>, 2014 in Sydney, Nova Scotia

**Final Written Submissions:** December 12, 2014

**Written Decision:** January 6, 2015

**Subject:** Permanent Care/Exceeding Statutory Timelines

**Summary:** \* The Applicant seeks a Permanent Care Order with no provision for access for the Respondent's daughter.  
\* The Respondent had drug, domestic violence and mental health issues and had not successfully engaged in services with the Minister.

**Issues:** \* The Court found that the child remained in need of protective services and that risk of harm to the child remained if returned to the Respondent.

**Result:**

**Cases:** Permanent care or dismissal  
Permanent care ordered, with no provision for access. The circumstances were unlikely to change within a reasonably foreseeable time.

**F.H. v. McDougall**, [2008] 3 S.C.R. 41  
**Catholic Children's Aid Society of Metropolitan Toronto v. C.M.**, [1994] S.C.J. No. 37 (SCC)  
**Nova Scotia (Minister of Community Services) v. L.L.P.**, [2003] N.S.J. No. 1 (NSCA)  
**D.G. v. Family and Children Services of Lunenburg County and T.M.C. and C.L.G.** [2006] N.S.J. No. 432  
**G.S. v. Nova Scotia (Minister of Community Services)**, [2006] N.S.J. No. 52 (NSCA)  
**Children and Family Services of Colchester County v. K.T.**, [2010], N.S.J. No. 474  
**Nova Scotia (Community Services) v. T.H.**, 2010 NSCA 63  
**Mi'kmaw Family and Children's Services v. L.(B.)**, [2011] NSCA 104

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