

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

**Citation:** *Nova Scotia (Community Services) v. D.M.*, 2017 NSSC 161

**Date:** 2017-06-12

**Docket:** SFH-CFSA 10580

**Registry:** Halifax

**Between:**

**Minister of Community Services**

Applicant

v.

**D.M.**

Respondent

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**Judge:** The Honourable Justice Elizabeth Jollimore

**Heard:** June 5, 2017

**Summary:** Application by Minister to terminate permanent care order regarding 17 year old dismissed. Minister failed to prove change since permanent care order was granted in 2009 and that termination was in the child's best interests. In such applications, Minister should make child aware of effect of termination, how and why it would happen, identify the child's right to participate and assist the child in exercising that right.

**Key words:** Permanent care and custody, application to terminate, best interests of the child, *Children and Family Services Act*

**Legislation:** *Children and Family Services Act*, S.N.S. 1990, c. 5, section 48

***THIS INFORMATION SHEET DOESN'T FORM PART OF THE COURT'S DECISION.  
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