

## **Selections from H. Archibald Kaiser**

*None of the papers are intended to be read before the conference.* Instead, they are offered as contributions to your library on some contemporary issues involving persons with mental health problems.

“*Conway: A Bittersweet Victory for Not Criminally Responsible Accused*”

- This case comment examines the enhanced remedial jurisdiction of Review Boards that *Conway* extends. It also looks at the viability of a NCR defence for accused like Mr. Conway, who has been detained far longer than he would have been under the now-repealed caps.

“*Bouchard-Lebrun: Unduly Limiting Toxic Psychosis and Reigniting the Dangerous Intoxication Debate*”

- This article considers the case of an accused who was very psychotic when he committed an offence, albeit possibly due to influence of drugs (psychiatric opinion was divided). It also considers the implications of the rejection of the NCR defence for the possible doctrinal development of the intoxication defence.

“*Too Good To Be True: Second Thoughts on the Proliferation of Mental Health Courts*”

- This paper discusses some of the policy issues that should be confronted amidst the enthusiasm for mental health courts.

“*Canadian Prisoners with Mental Health Problems: The Promise and Limits of the Convention on the Rights of Persons with Disabilities.*”

- This article confronts the difficult issues inherent in the *CRPD*'s possible extension to the prison environment.

“*The Convention on the Rights of Persons with Disabilities: Beginning to Examine the Implications for Canadian Lawyers' Professional Responsibilities*”

- This article argues for the need to incorporate the *CRPD*, as a new international human rights treaty, in lawyers' ethical standards.

*Not Included*, but available from the author directly ([archie.kaiser@dal.ca](mailto:archie.kaiser@dal.ca))

If you are interested in reading more generally about aspects of the *CRPD*, please ask me for:

“*Law and Psychiatry in the Age of the Convention on the Rights of Persons with Disabilities*”

- This will be a chapter in a book on forensic psychiatry to be published this spring, Hy Bloom and Richard Schneider, Eds., *Law and Mental Disorder: A Comprehensive and Practical Approach*. It offers a general overview of the *CRPD* and discusses its implications for psychiatry.

“*Canadian Mental Health Law: The Slow Process of Redirecting the Ship of State*”

- This piece takes a look at the shifting currents of civil mental health law in Canada and argues for a less interventionist approach, in part inspired by developments on the international scene.