

Not Criminally
Responsible on
account of Mental
Disorder



presented by
Catharine Pandila, BA CRJS

under the supervision of

Dr. John Winterdyk

Full professor of Criminology

Mount Royal University, Calgary, Alberta

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NCR “oao” MD

What does the “oao” stand for?


“on account of”

The Socially Acceptable NCRMD Defence

NCRMD

- ▣ History of NCRMD
- ▣ Legislation (Bill C-30, Bill C-10, Bill C-14)
- ▣ Criminological theories around NCRMD
- ▣ How society understands justice
- ▣ Three Canadian cases: de Groot, Li, Schoenborn

NCRMD
Misunderstood?
Overused? Underused?
I'm confused.



Words Matter



Name Change

Not Guilty by Reason of Insanity

Name Change in 1992



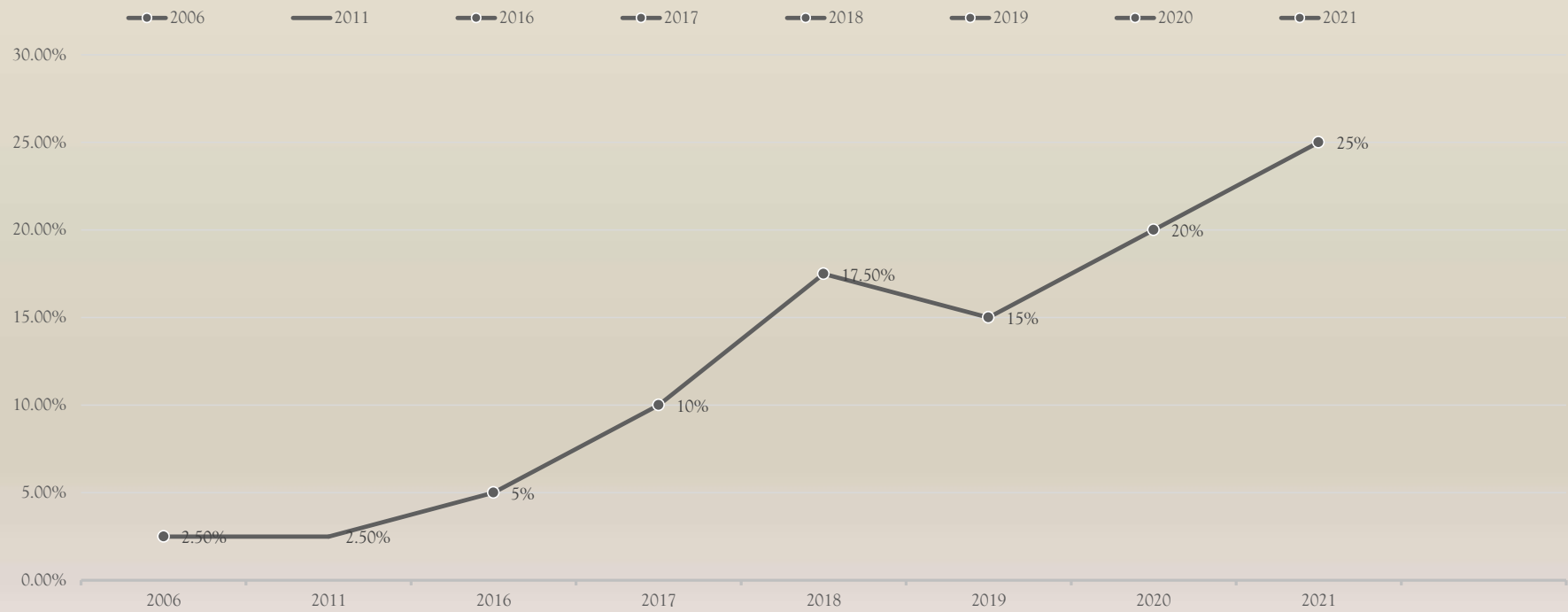
Not Criminally Responsible on account of Mental Disorder (1992)

- The name is 30 years old.
- Does a lack of perceived responsibility contribute to stigma towards the defence?
- The social construct around the word "responsible".
- How do you operationalize the word "responsible"?

Methodology

- ❑ Conducted a search using the phrase “words matter” in early 2022.
- ❑ Using the Mount Royal University on-line library.
- ❑ Applied the filter “peer reviewed”.
- ❑ Did not define any dates for the search.
- ❑ The first 40 articles that appeared had publication dates between 2006 and 2022.
- ❑ The majority of articles were published between 2018 and 2021, with the mode of this data collection being 2021.

% OF ARTICLES IN THE SEARCH: 'WORDS MATTER'



How names have changed over time

Previous names:

- Rape
- Juvenile Delinquent
- Overdose
- Committed Suicide

Names changed to:

- Sexual Assault (circa 1983)
- Young Offender (circa 1984)
- Poisoning (circa 2017)
- Suicided (circa 2021)

Our justice system is fluid and
dynamic



My objectives

- Understand perceptions towards NCRMD
- Explore how NCRMD could be viewed as a more accepted legal defence

Conclusions

- Is a name change to NCRMD a reasonable conclusion?



Contact:

Catharine Pandila

cpand387@mtroyal.ca

Dr. John Winterdyk

jwinterdyk@mtroyal.ca

Thesis can be found at:

<https://mru.arcabc.ca/islandora/object/>