

Sexist Justice

Ngaire Naffine

Sexist Justice:

Justice and Gender Deborah L. RHODE, Deborah L. Rhode, 2009-06-30 This is the first book to provide a comprehensive investigation of gender and the law in the United States Deborah Rhode describes legal developments over the last two centuries against a background of historical and sociological changes in women s activities and attitudes toward these new developments She shows the way cultural perceptions of gender influence and in turn are influenced by legal constructions and what this complicated interaction implies about the possibility or impossibility of using law as a tool of social change Table of Contents Introduction Part One Historical Frameworks 1 Natural Rights and Natural Roles Domesticity as Destiny The Emergence of a Feminist Movement Nineteenth Century Legal Ideology Separate and Unequal 2 The Fragmentation of Feminism and the Legalization of Difference The Postsuffrage Women's Movement Separate Spheres and Legal Thought Part Two Equal Rights in Retrospect 3 Feminist Challenges and Legal Responses The Growth of the Contemporary Women s Movement Governmental Rejoinders Liberalism and Liberation 4 The Equal Rights Campaign Instrumental Claims Symbolic Underpinnings Political Strategies Requiems and Revivals 5 The Evolution of Discrimination Doctrine The Search for Standards Separate Spheres Revisited Bona Fide Occupational Qualifications Definitions of Difference Part Three Contemporary Issues 6 False Dichotomies Benign and Invidious Discrimination in Welfare Policy Elderly Women and Social Security Special Treatment or Equal Treatment Pregnancy Maternal and Caretaking Policy Public and Private Social Welfare and Childcare Policies 7 Competing Perspectives on Family Policy Form and Substance The Marital Nonmarital Divide Lesbian Gay Rights and Social Wrongs Equality and Equity in Divorce Reform Text and Subtext in Custody Adjudication 8 Equality in Form and Equality in Fact Women and Work Occupational Inequality The Legal Response Employment Policy and Structural Change 9 Reproductive Freedom The Historical Legacy Abortion Adolescent Pregnancy Reproductive Technology 10 Sex and Violence Sexual Harassment Domestic Violence Rape Prostitution Pornography 11 Association and Assimilation Private Clubs and Public Values Education Athletics Different But Equal Conclusion Principles and Priorities Differences over Difference Differences over Sameness Theory about Theory Legal Frameworks Notes Index Reviews of this book Rhode s work is impressive in its scholarship and its range a compelling account Josephine Shaw International and Comparative Law Quarterly Reviews of this book The definitive treatment of the American legal system's struggle to deal with issues pertaining to gender The strength of Rhode's analysis however is not its historical aspect but its probing view of modern gender issues The focus is always on the deeper forces that have led to gender disadvantage There is much to be learned from reading this volume Victoria J Dodd Bimonthly Review of Law Books Reviews of this book A comprensive journey through the history of law and gender The book is important in a number of ways It paints in stark irrefutable colors the irrational prejudices that have served to justify legal determinations limiting equality I t has the audacity to ask the law to turn on itself and work more justly Sheila James Kuehl California Lawyer Reviews of this book Encyclopedic Thorough carefully nuanced Rhode gives all

sides their fair due on every issue she takes up A valuable resource for many years to come Susan Okin Law and Social Inquiry Justice and Gender breaks the impasse created by legal and theoretical debates over sameness and difference Deborah Rhode's brilliant analysis of gender and the law in the United States from the nineteenth century to the present argues persuasively for theories rooted in careful contextual analysis and for a legal emphasis on gender disadvantage rather than gender difference This book offers a new vantage point from which to think about the role of law in building a just society Sarah M Evans University of Minnesota Courting Gender Justice Lisa McIntosh Sundstrom, Valerie Sperling, Melike Sayoglu, 2019-02-01 Women and the LGBT community in Russia and Turkey face pervasive discrimination Only a small percentage dare to challenge their mistreatment in court Facing domestic police and judges who often refuse to recognize discrimination a small minority of activists have exhausted their domestic appeals and then turned to their last hope the European Court of Human Rights ECtHR The ECtHR located in Strasbourg France is widely regarded as the most effective international human rights court in existence Russian citizens whose rights have been violated at home have brought tens of thousands of cases to the ECtHR over the past two decades But only one of these cases resulted in a finding of gender discrimination by the ECtHR and that case was brought by a man By comparison the Court has found gender discrimination more frequently in decisions on Turkish cases Courting Gender Justice explores the obstacles that confront citizens activists and lawyers who try to bring gender discrimination cases to court To shed light on the factors that make rare victories possible in discrimination cases the book draws comparisons among forms of discrimination faced by women and LGBT people in Russia and Turkey Based on interviews with human rights and feminist activists and lawyers in Russia and Turkey this engaging book grounds the law in the personal experiences of individual people fighting to defend their Gender and Justice Ngaire Naffine, 2017-07-05 The leading articles on gender and justice within Anglo American rights legal theory are assembled in this volume The essays are drawn primarily from the writings of lawyers working in the common law tradition and they mainly examine the justice of legal institutions. Due to the close kinship between political and legal theories of justice the book also includes a selection of the work of the more prominent political theorists of justice and gender Gender and Justice Sally Jane Kenney, 2013 Intended for use in courses on law and society as well as courses in women s and gender studies women and politics and women and the law this book explores different questions in different North American and European geographical jurisdictions and courts demonstrating the value of a gender analysis of courts judges law institutions organizations and ultimately politics Gender and Justice argues empirically for both more women and more feminists on the bench while demonstrating that achieving these two aims are independent projects Race, Class, Gender, and the Struggle for Social Justice in Higher Education Angela D. Calise, 2024-11-11 Offering readers an insightful exploration of the challenges faced by leaders in higher education as they navigate the complexities of promoting social justice and caring for minoritized populations this book delves into their untold stories to reveal the triumphs and

struggles of these influential individuals By unveiling the undercurrents of higher education and the hidden dynamics at play Race Class Gender and the Struggle for Social Justice in Higher Education details the battle for social justice and the experiences of leadership elites serving as an invaluable resource for anyone passionate about the intersection of leadership social justice and the imperative to create inclusive environments in higher education shedding light on leaders motivations behaviors and barriers in advancing social justice on college campuses This book will be relevant to instructors and students in higher education leadership and sociology courses offering insights into the challenges faced by leadership elites in promoting social justice and supporting marginalized populations Understanding Gender, Crime, and Justice Merry Morash,2006 Why are there pronounced gender differences in rates of criminal victimization Does gender influence the response of the criminal justice system and other parts of the community to offenders and to crime victims What part does gender play in the etiology of illegal activities committed by both males and females Understanding Gender Crime and Justice takes a contemporary look at such questions and considers areas that are often neglected in other books on gender crime and justice In the last three decades there has been an explosion of theory and related research relevant to gender crime and justice Author Merry Morash a well known feminist scholar in the field of criminal justice acquaints readers with key breakthroughs in criminological conceptualization and theories to explain the interplay between gender and both crime and justice Understanding Gender Crime and Justice pays especial attention to race ethnicity and immigrant groups and provides a unique comparative perspective Key Features Includes first person accounts from crime victims workers in the justice system male lawbreakers and women engaged in prostitution to give insight into a diversity of experiences and standpoints Parallels the effects of gender and sexual orientation in laws in patterns and causes of victimization and in the responses of the justice system to both victims and offenders Integrates international examples to place U S experiences in a comparative perspective and to show gender inequities on a worldwide scale Provides numerous photos unique for a text of this type to portray people of all sorts in various regions of the world Includes Web site recommendations for further exploration of chapter topics Understanding Gender Crime and Justice is an ideal textbook for undergraduate and graduate courses that focus on women and criminal justice The book is also a valuable asset for gender courses in sociology and for women s studies programs Gender Justice David Kirp, Mark Yudof, Marlene Franks Strong, 1986-12 Tracing the way various public policies have evolved David L Kirp Mark G Yudof and Marlene Strong Franks find that the profusion of legislation and court decisions masks an uncertain and problematic sense of what gender based justice means They show that even policies not ostensibly concerned with gender from tax codes to health benefits have a significant effect on sexual equality They argue that whether or not it intends to do so our government is setting gender policies Pointing out that individual autonomy is the essential component of a just society they endorse a policy that encourages choice rather than one that promotes particular outcomes Feminist Theory, Crime, and Social Justice Alana Van Gundy, 2014-09-25 Feminist

Theory Crime and Social Justice offers an insightful look at the primarily masculine driven perspective on crime and justice through the lens of feminist theory The book presents the argument that an increased understanding of the female crime typology life course and gender specific programming will improve social justice for offenders Discussions on the direct implications of the way society views crime and justice contribute to policy recommendations for helping to improve these views specifically as they relate to female crime Gender and Justice in Multicultural Liberal States Monigue Deveaux, 2006-11-30 Gender and Justice in Multicultural Liberal States explores the challenges that culturally plural liberal states face when they hold competing political commitments to cultural rights and sexual equality and advances an argument for resolving such dilemmas through democratic dialogue and negotiation Exploring recent examples of gendered cultural conflicts in South Africa Canada and Britain this book shows that there is an urgent need for workable strategies to mediate the antagonisms between the cultural practices and arrangements of certain ethno cultural and religious groups and the norms and constitutional rights endorsed by liberal states Yet such strategies will be successful only insofar as they can resolve conflicts without either reinforcing women's subordination within cultural communities or unjustly dismissing calls for cultural recognition and forms of self governance To this end the book develops an approach to mediating cultural tensions that takes seriously the demands of justice by cultural and religious minorities in liberal democratic states Grounded in an argument for democratic legitimacy this approach invokes norms of political inclusion and democratic dialogue and highlights negotiation and compromise as the best vehicles for arriving at resolutions to conflicts of cultural value However it also reconceives the basis of democratic legitimacy so as to include not merely formal expressions of political consent but also a range of non formal democratic activity that occur in the private and social spheres from acts of cultural reinvention and subversion to outright expressions of dissent and cultural refusal Doing Gender Justice Shui-yin Sharon Yam, Natalie Fixmer-Oraiz, 2025-03-25 The authors have aimed to write a book that is accessible to a wide range of audiences beyond scholars of communication gender studies and reproductive justice. They write to with and for the queer people and parents whose reproductive experiences are often erased eclipsed or undermined in dominant discourse reproductive justice activists and birthworkers who fiercely and tenderly advocate and care for marginalized birthing and pregnant people and healthcare professionals who seek to provide more inclusive and gender affirming care amidst deeply oppressive institutional structures

Gender, Psychology, and Justice Corinne Datchi, Julie R Ancis, 2017-04-18 Reveals how gender intersects with race class and sexual orientation in ways that impact the legal status and well being of women and girls in the justice system Women and girls contact with the justice system is often influenced by gender related assumptions and stereotypes The justice practices of the past 40 years have been largely based on conceptual principles and assumptions including personal theories about gender more than scientific evidence about what works to address the specific needs of women and girls in the justice system Because of this women and girls have limited access to equitable justice and are increasingly caught up in

outdated and harmful practices including the net of the criminal justice system Gender Psychology and Justice uses psychological research to examine the experiences of women and girls involved in the justice system Their experiences from initial contact with justice and court officials demonstrate how gender intersects with race class and sexual orientation to impact legal status and well being The volume also explains the role psychology can play in shaping legal policy ranging from the areas of corrections to family court and drug court Gender Psychology and Justice provides a critical analysis of girls and women's experiences in the justice system. It reveals the practical implications of training and interventions grounded in psychological research and suggests new principles for working with women and girls in legal settings and Criminal Justice Sandra Walklate, 2013-01-11 This book provides a lucid and highly acclaimed introduction to gender issues in crime and criminal justice central to any understanding of crime and criminal justice policy and practice This second edition has been updated to take full account of recent developments particularly in the areas of policing crime prevention restorative justice and legislation relating to sexual offences and the nature and impact of crime on women in particular the Sexual Offences Act 2003 Gender Crime and Criminal Justice is divided into three main sections The first considers different ways of theorising about gender and the relative impact of this on thinking about crime and criminal victimisation the second considers some of the evidence in relation to people s gendered experiences of crime and criminal victimisation the third considers how those working within the criminal justice system and the policies that are put in place work to sustain or change those experiences of crime and criminal victimisation in relation to gender <u>Identity Justice in Schools and Communities</u> sj Miller, 2019 This premiere book in the new Teachers College Press series School Questions carefully walks readers through both theory and practice to equip them with the skills needed to bring gender identity justice into classrooms schools and ultimately society. The text looks into the root causes and ways to change the conditions that have created gender identity injustice It opens up spaces where evolving indeterminate gender identities will be understood and recognized as asset based rich sources for learning literacy and literacy learning As educators take up the strategies mapped out across this text they will learn how to foster school environments that aid all students in becoming agents for social change This text is the first of its kind to address gender identity in teacher education with pathways to take up the work in communities and beyond an illuminating guide for educators and administrators on creating a safe and welcoming space for gender nonconforming students in schools Miller's guidance is comprehensive nonjudgmental and accessible to all readers The balanced mix of pedagogical theory and practical advice should prove instrumental to educators seeking to make their classrooms more inclusive Publishers Weekly This work stands as an invitation to learn together and work for more socially just schools From the Foreword by Cris T Mayo West Virginia University This is a book for teachers to learn not just the ins and outs about gender identity but also why gender identity matters in the fight for justice Bettina Love University of Georgia Provides key tools and analysis for a wide range of school based personnel to create flourishing

environments for all students Erica R Meiners Northeastern Illinois University Sexist Justice Karen DeCrow, 1975 **Doing Justice, Doing Gender** Susan Ehrlich Martin, Nancy C. Jurik, 2006-10-27 Martin and Jurik provide a clear body of evidence illuminating the gendered nature of criminal justice occupations of the multitude of feminist works on this topic this is one of the best analyses available CRIMINAL JUSTICE REVIEW Doing Justice Doing Gender Women in Legal and Criminal Justice Occupations is a highly readable sociologically grounded analysis of women working in traditionally male dominant justice occupations of law policing and corrections This Second Edition represents not only a thorough update of research on women in these fields but a careful reconsideration of changes in justice organizations and occupations and their impact on women's justice work roles over the past 40 years New to the Second Edition Introduces a wider range of workplace diversity and experiences An expanded sociological theoretical framework grasps the interplay of gender race ethnicity and sexual orientation in understanding workplace identities and inequities Provides a better understanding of the centrality of gender issues to understanding the legal and criminal justice system in general This edition further connects women s work experiences to social trends and consequent changes in legal system and in criminal justice agencies Offers a more international perspective More material is included on women lawyers police and correctional officers in countries outside the U S Intended Audience This is an excellent supplemental text for advanced undergraduate and graduate courses such as Gender Women and Work Sociology of Work and Occupations Women and the Criminal Justice System and Gender Justice in the departments of Sociology Criminal Justice Women's Studies and Social Work Gender, Crime, and Justice Erin Katherine Krafft, Jo-Ann Della Giustina, Susan T. Krumholz, 2021-12-09 Gender Crime and Justice is a unique core textbook that introduces key concepts through case studies Each chapter opens with a compelling case study that illustrates key concepts followed by a narrative chapter that builds on the case study to introduce essential elements Each chapter features pedagogical elements learning objectives key terms review and study questions and suggestions for further learning and exploration In addition to the unique case study approach this book is distinctive in its inclusion of LGBTQ experiences in crime victimization processing and punishment Gender Crime and Justice also addresses masculinity and the role it plays in **Report of the Missouri Task** defining offenders and victims as well as challenges posed by the gender gap in offending **Force on Gender and Justice** Missouri Task Force on Gender and Justice,1993 Gender, Violence, and Justice Pamela Cooper-White, 2019-03-20 Gender Violence and Justice is a volume of collected essays by an expert in the field of violence against women and pastoral theology It represents over three decades of research advocacy and pastoral theological reflection on the subject of sexual and domestic violence Topics include intimate partner violence sexual abuse and trauma and clergy sexual misconduct controversial theological issues such as forgiveness and as well positive frameworks for fostering well being in families church and society Framed by a foreword and an introduction that place this work in the

context of new and contemporary challenges in theory and practice these essays show an evolution of issues and frameworks

for theology care and activism arising over time from the movement to end violence against women both within and beyond religious communities while at the same time demonstrating an unchanging core commitment to gender justice Schooling and Global Social Justice Elaine Unterhalter, 2007 Timely and original and organised clearly into three accessible parts this book examines gender equality in schooling as an aspiration of global social justice Global Voices for Gender Justice Ramathate T. H. Dolamo, Ana Maria Tepedino, Dwight N. Hopkins, 2007-10-01 Compiled in conjunction with the theological commission of the Ecumenical Association of Third World Theologians EATWOT Global Voices for Gender Justice is a detailed anthology of essays written by theologians from Africa Asia Latin America and U S minority groups who share their theological analysis of gender issues Topics include voices of unchurched Korean women black male heterosexuality gendered forms of racism a Native American woman's perspective Latin American feminist theology and gender theories culture gender in Latin America gender and new and renewed images of the divine the shifting gender role of women harmonizing masculine and feminine in the male gender gender concern a male perspective in holistic paradigm the portrait of women in the parables a critical review of a feminist interpretation of the Hebrew canon patriarchy and gender mainstreaming in African theology an African woman's perspective Contributors Jung Ha Kim Andrea Smith Silvia Regina de Lima Silva Diego Irarrazaval Ana Maria Tepedino Judith Na Bik Gwat Oswald B Firth J B Banawiratma Kemdirim O Protus Ramathate T H Dolamo Philomena N Mwaura and Dwight N Hopkins

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