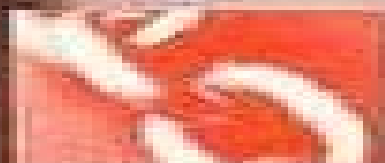


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historical perspectives on law in Australia



edited by
Diane Kirkby

Sex Power And Justice Historical Perspectives On Law In Australia

Yorick Smaal



Sex Power And Justice Historical Perspectives On Law In Australia:

Sex Power and Justice Diane Elizabeth Kirkby, 1995 This book explores the history of gender bias in the law It draws on the most recent scholarship in the historical research of law in Australia The contributors present material of both contemporary and historical relevance as they offer new insights into the significance of the law over two centuries of Australia s history It analyses the impact of the law on women on legal constructions of gender and race and on feminist campaigns to redress grievances In the nineteenth century feminists organised campaigns to repeal repressive and discriminatory laws Twentieth century feminists joined the legal profession and set out to redirect legal education and practices in new ways These essays contribute to this critique as they explore areas feminists have identified in women s struggle to achieve justice Weaving together themes of difference categorisation and change in four broad areas sexuality family punishment and citizenship this book offers an original and unique contribution to current concerns about the gender bias in law This book will meet the demands of students and teachers seeking historical material to broaden legal education and will be a valuable aid to all those interested in the law in Australian history *The Cambridge Legal History of Australia* Peter Cane, Lisa Ford, Mark McMillan, 2022-08-18 Featuring contributions from leading lawyers historians and social scientists this path breaking volume explores encounters of laws people and places in Australia since 1788 Its chapters address three major themes the development of Australian settler law in the shadow of the British Empire the interaction between settler law and First Nations people and the possibility of meaningful encounter between First laws and settler legal regimes in Australia Several chapters explore the limited space provided by Australian settler law for respectful encounters particularly in light of the High Court s particular concerns about the fragility of Australian sovereignty Tracing the development of a uniquely Australian law and the various contexts that shaped it this volume is concerned with the complexity plurality and ambiguity of Australia s legal history *Sexual Violence in Australia, 1970s-1980s* Lisa Featherstone, 2021-07-28 This book explores sexual violence and crime in Australia in the 1970s and 1980s a period of intense social and legal change Driven by the sexual revolutions second wave feminism and ideas of the rights of the child there was a new public interest in the sexual assault of women and children Sexual abuse was studied surveyed and discussed more than ever before in Australian society Yet despite this there remained substantial inaction by government from community and on the part of individuals This book examines several difficult questions of our recent history why did Australia not act more firmly to eradicate rape and child sexual abuse What prevented our culture from looking seriously at trauma How did we fail to protect victim survivors Rich in social and legal history this study takes readers into the world of victims of sexual crime and into the wider community that had to deal with sexual violence At the core of this book is the question that resonates deeply right now why does sexual violence appear seemingly insurmountable despite significant change Women's Criminalisation and Offending in Australia and New Zealand Victoria M. Nagy, Georgina

Rychner,2023-12-22 Women s Criminalisation and Offending in Australia and New Zealand offers new research and analysis of women s offending and criminalisation in Australia and New Zealand from British settlement through to the late twentieth early twenty first centuries Drawing attention to women as offenders as understood in a multitude of ways this collection highlights how women have been involved with crime and criminal behaviour their treatment inside and outside of courts and prisons and how women s deviation from societal norms have attracted negative attention throughout the decades For Aboriginal and M ori women especially the responses were harsher than what they could be for non indigenous women The chapters cover a broad range of transgressions that women have been actively involved with including theft drug and alcohol abuse and offences organised crime and homicide as well as how women s behaviour and their bodies have been criminalised and responded to by authorities What this collection demonstrates is that women have often chosen to be involved with crime and criminality while on other occasions their behaviour innocent as it was was not considered acceptable by contemporaries resulting in confusion and misapprehension of women who refused to fit a mould Women s Criminalisation and Offending in Australia and New Zealand brings together historical and criminological methods theories and scholars to shed light on how Australia and New Zealand s colonial later state and national governments have sought to understand control and punish women This collection will be of interest and value to scholars students and everyone with an interest in criminology history law sociology Indigenous studies and Australian and New Zealand studies

Sex, Soldiers and the South Pacific, 1939-45 Yorick Smaal,2015-08-04 Sex Soldiers and the South Pacific 1939 45 explores the queer dynamics of war across Australia and forward bases in the south seas It examines relationships involving Allied servicemen civilians and between the legal and medical fraternities that sought to regulate and contain expressions of homosex in and out of the forces

Prostitution, Race and Politics Philippa Levine,2013-01-11 In addition to shouldering the blame for the increasing incidence of venereal disease among sailors and soldiers prostitutes throughout the British Empire also bore the burden of the contagious diseases ordinances that the British government passed By studying how British authorities enforced these laws in four colonial sites between the 1860s and the end of the First World War Philippa Levine reveals how myths and prejudices about the sexual practices of colonized peoples not only had a direct and often punishing effect on how the laws operated but how they also further justified the distinction between the colonizer and the colonized

Just Relations Alison Louise Holland,2015 When Mary Bennett died in 1961 Australia lost one of its leading Aboriginal rights activists Mary s crusade is still sadly a current one and this book serves to historicize the ongoing struggle for Aboriginal rights through the lens of Mary s campaign By tracing Mary s advocacy from the 1920s when the possibility of Aboriginal human rights was first mooted to the 1960s when an attempt was made to have the Aboriginal question raised before the United Nations Just Relations charts a large portion of human rights history However the book also tracks a discourse of needs moral codes and sentiments as well as the urgent goal of keeping people alive In this sense then Mary Bennett s story demonstrates the close

connection between the rise of humanitarianism as a political project and the rise of human rights Just Relations was shortlisted for the 2016 NSW Premier's Australian History Prize Librarians ebook available on ProQuest and EBSCO Subject Biography Aboriginal Studies Human Rights Australian Studies History *Homophobia* Shirleene Robinson, 2008

Homophobia is a prejudice with effects that extend far beyond the gay and lesbian community While its physical emotional and social effects have been charted to some extent the development of homophobia in Australia has yet to be fully explored *Homophobia An Australian History* is the first book to consider homophobia in a distinctively Australian context In this collection thirteen well known scholars examine the embedded homophobic attitudes that Australian gay and lesbian activists have fought to change The book traces the evolution of homophobia from its expression in Australia's past as a colonial settler society through to manifestations in present day society The compilation of this text is timely given the 2007 release of the Same Sex Same Entitlements report of the Human Rights and Equal Opportunity Commission The release of this report which focused on institutionalised and legal homophobia has raised public awareness of these issues and sparked broader debates about homosexual rights The thirtieth anniversary of Sydney's Gay and Lesbian Mardi Gras earlier this year also offers an ideal opportunity to reflect on the past gains and future goals of the gay and lesbian rights movement The collected chapters in this book argue that homophobia developed in conjunction with the growth of a modern homosexual identity in the second half of the nineteenth century To various extents the legal and medical professions and other social institutions have perpetuated homophobic attitudes *Homophobia An Australian History* raises awareness of the devastating impact these attitudes can have on individuals and on society Addendum At the commencement of Page IX Dr Ruth Ford's name and academic position was omitted Dr Ford's biographical entry under Notes on Contributors should read Dr Ruth Ford is a lecturer in Australian history at La Trobe University She has published extensively on Australian lesbian queer and gender history She is currently attempting to combine motherhood with researching writing and teaching Her publications include articles in *Labour History* *Gender and History* UK and *Australian Historical Studies* as well as book chapters in *Madness in Australia* *histories heritage and the asylum* edited by Catharine Coleborne and Dolly MacKinnon *Gender and War* *Australians at war in the twentieth century* edited by Joy Damousi and Marilyn Lake and *Sex Power and Justice* historical perspectives on the law in Australia 1788-1990 edited by Diane Kirkby *Dissenting Lives* Anne Collett, Tony Simoes de Silva, 2017-10-02

This collection brings together a series of essays that combine the public and private nature of dissent stories of dissent that encapsulate the mood of an historical or cultural period or of a society Dissent is most memorable when it is public explosive dramatically enacted Yet quiet dissent is no less effective as a methodical unstitching of social and political mores rules and regulations Success depends perhaps less on intensity than on determination on patience as much as courage Moreover although many persistent dissenters often gain an iconic status most live dissent in the fabric of their ordinary lives Some combine both Imprisoned at Robben Island for 27 years his image and voice erased from the print media or airwaves Nelson

Mandela remained even in jail one of the most powerful agents of dissent in South African society until his freedom in 1990. Deep connections, deep commitment, profoundly personal convictions and courageous public dissent are some of the threads that bind together this diverse and exciting collection of essays. Alone, each essay explores dissent and consent in stimulating and distinct ways; together, they speak both of the effects of dissent and consent and of their affective energies and potential. This book was originally published as a special issue of *Life Writing*. **Self, Others and the State** Arlie Loughnan, 2019-12-12. Criminal responsibility is now central to criminal law but it is in need of re-examination. In the context of Australian criminal laws, *Self, Others and the State* reassesses the general assumptions made about the rise to prominence of criminal responsibility in the period since around the turn of the twentieth century. It reconsiders the role of criminal responsibility in criminal law, arguing that criminal responsibility is significant because it organises key sets of relations between self, others and the state as relations of responsibility. Detailed studies of decisive moments and developments since the turn of the twentieth century and original explorations of relations of responsibility expose the complexity and dynamism of criminal responsibility and reveal that it is the means by which matters of subjectivity, relationality and power make themselves felt in the criminal law.

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