

Samuel Chapman

**Polygamy,
Bigamy and
Human Rights Law**

Polygamy Bigamy And Human Rights Law

Shazia Choudhry, Jonathan Herring



Polygamy Bigamy And Human Rights Law:

Polygamy, Policy and Postcolonialism in English Marriage Law Zainab Batul Naqvi, 2023-01-25 Slaves mistresses concubines the English courts have used these terms to describe polygamous wives in the past but are they still seen this way today Using a critical postcolonial feminist lens this book provides a contextualized exploration of English legal responses to polygamy Through the legacies of British imperialism the book shows how attitudes to polygamy are shaped by indifference and hostility towards its participants This goes beyond the law as shown by the stories of women shared throughout the book negotiating their identities and relationships in the UK today Through its analysis the book demonstrates how polygamy and polygamous wives are subjected to imperialist and orientalist discourses which dehumanise them for practising a relationship that has existed for millennia

Economic, Social and Cultural Rights in International Law Manisuli Ssenyonjo, 2016-10-06 Since the first edition published in 2009 there have been several important treaty developments including the entry into force of the Optional Protocol to the International Covenant on Economic Social and Cultural Rights ICESCR on individual communications and significant developments in the case law on economic social and cultural ESC rights The second edition addresses these developments and explores ESC rights from foundational issues to substantive rights and systems of protection It has been fully updated to include new material and up to date coverage of the case law of human rights bodies and national courts on ESC rights In addition to the rights to health education and work covered in the first edition the second edition analyses new developments such as the rights to adequate food water and sanitation adequate housing social security and cultural rights It also considers several contemporary issues including the extraterritorial human rights obligations of states in the area of economic social and cultural rights non state actors relationship of the ICESCR to other areas of international law the Optional Protocol to the ICESCR regional protection of ESC rights more examples of the domestic protection of ESC rights the protection of ESC rights of vulnerable groups contemporary challenges to ESC rights including poverty corruption armed conflicts and terrorism It concludes by exploring the possible establishment of a World Court of Human Rights

Polygamy in the Monogamous World Martha Bailey, Amy J. Kaufman, 2010-05-20 This fact filled book on polygamy and plural unions around the world supports an in depth consideration of policy options for Western countries Polygamy and plural marriage have become front and center issues in Europe Canada and the United States notably on two religious fronts among some splinter groups of the Church of Jesus Christ of Latter Day Saints and in Islam Polygamy in the Monogamous World Multicultural Challenges for Western Law and Policy takes both groups into account as it provides a careful examination of legal polygamy in non Western countries and plural unions in North America Comparing these similar but legally distinct forms of union it offers a fresh perspective on how Western countries should respond to these relationships Specifically the book surveys non Western countries where polygamy is legally practiced then provides an overview of plural unions in North America The problems of polygamy and

plural unions are examined including the potential for the abuse of wives. The responses of Western governments to such relationships are reviewed and the most effective solutions are identified to ascertain what policies should be adopted going forward. Research Handbook on Marriage, Cohabitation and the Law Rebecca Probert, Sharon Thompson, 2024-05-02 This insightful Research Handbook provides a global perspective on key legal debates surrounding marriage and cohabitation. Bringing together an impressive array of established and emerging scholars, it adopts a comparative approach to analyse cross-jurisdictional trends and divergences in relationship recognition and family formation. *Sister Wives, Surrogates and Sex Workers* Angela Campbell, 2016-04-01 Did she choose that? Or more normatively, Why would she choose that? This book critiques and offers an alternative to these questions which have traditionally framed law and policy discussions circulating around controversial genderized practices. It examines the simplicity and incompleteness of choice-based rhetoric and of presumptions that women's conduct is shaped in an absolute way either by choice or by coercion. This book develops an analytical framework that aims to discern the meaning and value that women may ascribe to morally ambiguous practices. An analysis of law's approach to polygamy, surrogacy and sex work particularly in Canada, the United Kingdom and Australia provides a basis for evaluating the choice-coercion binary and for contemplating alternate modes for assessing from a law and policy standpoint the palatability of social practices that appear pernicious to women. Weaving together interdisciplinary research, an innovative analytical framework for assessing choices ostensibly harmful to women and a critique of the legal rules governing such choices, this book bears relevance for students, scholars, practicing jurists and policymakers seeking a richer understanding of conduct that moves women to the margins of law and society. **Protecting Human Security in Africa** Ademola Abass, 2010-09-23 This text explores the gravest threats to human security in Africa. Written by leading experts on its various themes, it combines legal and policy perspectives on the issues, making it an indispensable book for those seeking to learn more about the real challenges facing Africans and African organizations. Israel Yearbook on Human Rights, Volume 25 (1995) Yoram Dinstein, Mala Tabory, 2020-10-26 The Israel Yearbook on Human Rights, an annual published under the auspices of the Faculty of Law of Tel Aviv University since 1971, is devoted to publishing studies by distinguished scholars in Israel and other countries on human rights in peace and war, with particular emphasis on problems relevant to the State of Israel and the Jewish people. The Yearbook also incorporates documentary materials relating to Israel and the Administered Areas which are not otherwise available in English, including summaries of judicial decisions, compilations of legislative enactments and military proclamations. Volume 25 contains, among others, articles on The Israel Supreme Court and the Law of Belligerent Occupation, The Gaza and Jericho Autonomy and Human Rights and The Contribution of Latin America to the Development of the International Court of Justice. **The Polygamy Question** Janet Bennion, Lisa Fishbayn Joffe, 2016-03-01 The practice of polygamy occupies a unique place in North American history and has had a profound effect on its legal and social development. The Polygamy Question explores the ways in which indigenous and

immigrant polygamy have shaped the lives of individuals communities and the broader societies that have engaged with it The book also considers how polygamy challenges our traditional notions of gender and marriage and how it might be effectively regulated to comport with contemporary notions of justice The contributors to this volume scholars of law anthropology sociology political science economics and religious studies disentangle diverse forms of polygamy and polyamory practiced among a range of religious and national backgrounds including Mormon and Muslim They chart the harms and benefits these models have on practicing women children and men whether they are independent families or members of coherent religious groups Contributors also address the complexities of evaluating this form of marriage and the ethical and legal issues surrounding regulation of the practice including the pros and cons of legalization Plural marriage is the next frontier of North American marriage law and possibly the next civil rights battlefield Students and scholars interested in polygamy marriage and family will find much of interest in *The Polygamy Question* Contributors include Kerry Abrams Martha Bailey Lori Beaman Janet Bennion Jonathan Cowden Shoshana Grossbard Melanie Heath Debra Majeed Rose McDermott Sarah Song and Maura Irene Strassberg

Legalizing Plural Marriage Mark Goldfeder, 2017-05-09

Polygamous marriages are currently recognized in nearly fifty countries worldwide Although polygamy is technically illegal in the United States it is practiced by members of some religious communities and a growing number of other poly groups In the radically changing and increasingly multicultural world in which we live the time has come to define polygamous marriage and address its legal feasibilities Although Mark Goldfeder does not argue the right or wrong of plural marriage he maintains that polygamy is the next step after same sex marriage in the development of U S family law Providing a road map to show how such legalization could be handled he explores the legislative and administrative arguments which demonstrate that plural marriage is not as farfetched or as far off as we might think Goldfeder argues not only that polygamy is in keeping with the legislative values and freedoms of the United States but also that it would not be difficult to manage or administrate within our current legal system His legal analysis is enriched throughout with examples of plural marriage in diverse cultural and historical contexts Tackling the issue of polygamy in the United States from a legal perspective this book will engage anyone interested in constitutional law family law or criminal law along with sociologists and those who study gender and culture in modern times

Moving in the Shadows Liz Kelly, Yasmin Rehman, Hannana Siddiqui, 2016-04-15 In the UK the number of people who came from a minority ethnic group grew by 53 per cent between 1991 and 2001 from 3.0 million in 1991 to 4.6 million in 2001 Whilst much has been written about the impact of these demographic changes in relation to policy issues black and minority women and children remain under researched Recent publications have tended to focus on South Asian women forced marriage and honour related violence *Moving in the Shadows* brings together for the first time in a single volume an examination of violence against women and children within the diverse communities of the UK Its strength lies in its gendered focus as well as its understanding of the need for an integrated approach to all forms of violence

against women whilst foregrounding the experiences of minority women the communities they are part of and the organizations which have advocated for their rights and given them voice The chapters contained within this volume explore a set of core themes the forms and contexts of violence minority women experience the continuum of violence the role of culture and faith in the control of women and girls the types of intervention within multi cultural and social cohesion policies the impacts of violence on British born and migrant women and girls and the intersection of race class gender and sexuality highlighting issues of similarity and difference Taken together they provide a valuable resource for scholars students activists social workers and policy makers working in the field

The Oxford Handbook of Family Policy Over the Life Course Mary Daly,Birgit Pfau-Effinger,Neil Gilbert,Douglas J. Besharov,2023 Drawing on a multidisciplinary group of experts from many countries this Handbook is intended to be a reference work that provides students and scholars in policy related disciplines a wide ranging perspective on the diverse ways that family policies respond to modern issues and trends over the life course The Handbook is divided into two main parts The first part offers a panoramic introduction to the setting and issues which contemporary family policies have been designed to address The second part and main body of the volume is organized around four benchmark periods that encompass the main stages of the family life cycle and social policies that are called into play during these stages

Dimensions of Justice William C. Heffernan,2014 Further Reading Notes Chapter 9 Transitional Justice New Democracies Grapple with Their Past Coming to Terms with the Past Justice vs National Reconciliation The Problem of Punishment Corrective Justice for Victims of Human Rights Abuses Summary Further Reading Notes Chapter 10 The Right to be Let Alone Determining the Scope of Personal Freedom The Harm Principle Paternalism Harm to Third Parties Moral Relativism and the Diversity of Human Practices The Possibility of an Offense Principle Summary Further Reading Notes Part 3 Doing Justice Within the Law

Family Law Mary Welstead,Susan Edwards,2013-06-13 This work provides a clear introduction to family law giving concise coverage of major undergraduate topics such as civil partnership domestic violence divorce and the role of the state in children s upbringing

The Debatabase Book International Debate Education Association,2004 An invaluable resource for debaters The Debatabase Book provides background arguments and resources on more than 125 debate topics in areas as diverse as business science and technology environment politics religion culture and education All topics have been updated and 15 new topics added for the revised edition Each entry presents an introduction placing the topic in context arguments pro and con sample motions and Web links and print resources for further research Organized in a handy A Z format the book also includes a topical index for easy searching

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Israel Yearbook on Human Rights Yoram Dinstein,1996-06-01 The Israel Yearbook on Human Rights an annual published under the auspices of the Faculty of Law of Tel Aviv University since 1971 is devoted to publishing studies by distinguished scholars in Israel and other countries on human rights in peace and war with particular emphasis on problems relevant to the State of

Israel and the Jewish people The Yearbook also incorporates documentary materials relating to Israel and the Administered Areas which are not otherwise available in English including summaries of judicial decisions compilations of legislative enactments and military proclamations Volume 25 contains among others articles on The Israel Supreme Court and the Law of Belligerent Occupation The Gaza and Jericho Autonomy and Human Rights and The Contribution of Latin America to the Development of the International Court of Justice *Israel Yearbook on Human Rights, 1988* Yoram Dinstein, Mala Tabory, 1989-05-31 The Israel Yearbook on Human Rights an annual published under the auspices of the Faculty of Law of Tel Aviv University since 1971 is devoted to publishing studies by distinguished scholars in Israel and other countries on human rights in peace and war with particular emphasis on problems relevant to the State of Israel and the Jewish people The Yearbook also incorporates documentary materials relating to Israel and the Administered Areas which are not otherwise available in English including summaries of judicial decisions compilations of legislative enactments and military proclamations The Articles section of Volume 33 contains articles on Legal Aspects of Emergency Regimes International Human Rights Law in Africa Frans Viljoen, 2012-03-29 Providing a comprehensive and analytical overview of human rights in Africa this book deals particularly with the African regional system of human rights protection Among the issues it explores are poverty HIV AIDS and the tension between international standards and national implementation **Dialogues on Human Rights and Legal Pluralism** René Provost, Colleen Sheppard, 2012-08-10 Human rights have transformed the way in which we conceive the place of the individual within the community and in relation to the state in a vast array of disciplines including law philosophy politics sociology geography The published output on human rights over the last five decades has been enormous but has remained tightly bound to a notion of human rights as dialectically linking the individual and the state Because of human rights dogged focus on the state and its actions they have very seldom attracted the attention of legal pluralists Indeed some may have viewed the two as simply incompatible or relating to wholly distinct phenomena This collection of essays is the first to bring together authors with established track records in the fields of legal pluralism and human rights to explore the ways in which these concepts can be mutually reinforcing delegitimizing or competing The essays reveal that there is no facile conclusion to reach but that the question opens avenues which are likely to be mined for years to come by those interested in how human rights can affect the behaviour of individuals and institutions *European Human Rights and Family Law* Shazia Choudhry, Jonathan Herring, 2010-04-27 This book examines the potential impact of human rights in the way the law interacts with families Traditionally family law has been dominated by consequentialist utilitarian themes The most notable example of this occurs in the law relating to children and the employment of the welfare principle This requires the court to focus on the welfare of the child as the paramount consideration Hitherto the courts and to a certain extent family law academics have firmly rejected the use of the language of rights preferring the discretion and child centred focus of welfare However the incorporation of the European Convention on

Human Rights via the Human Rights Act now requires family law to deal more clearly with the competing rights that family members can hold. In addition, it is clear that to date the courts have largely ignored or minimised the different demands that the HRA imposes on the judiciary and in particular judicial reasoning. This book challenges that view and suggests ways in which the family courts may improve their reasoning in this field. No longer can cases be dealt with on the basis of a simple utilitarian calculation of what is in the best interests of the child and other family members; greater transparency is required. The book clarifies the different rights that family members can hold and in particular identifies ways in which it may be possible to deal with the clash of rights between family members that will inevitably occur. Whether this requires an abandonment of the utilitarian nature of family law or a reworking of it is a theme that runs throughout the book.

Advancing the Human Rights of Women Andrew Byrnes, Jane Frances Connors, Lum Bik, 1997
Guide to Human Rights Sources

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