



sexuality in the legal arena

carl stychin & didi herman

# Sexuality In The Legal Arena

**M. Waites**



## **Sexuality In The Legal Arena:**

*Law and Sexuality* Carl Franklin Stychin, Didi Herman, 2001 *Law and Sexuality* brings together leading scholars from four continents to consider topics ranging from Tasmanian sodomy laws to the South African constitution from domestic partnership in Hawaii to London's urban geographies Encompassing a broad spectrum of perspectives from literary analysis and postcolonial studies to feminist queer and critical race theory their analysis maps the current state of the global intersections between law and sexuality and social change

**Sexuality in the Legal Arena** Carl Stychin, Didi Herman, 2000-01-01 The essays in this book explore a wide range of themes of current interest and controversy with a particular focus on lesbian and gay issues nationality postcoloniality sexuality and criminality and the politics of rights struggles

**Sexuality and the Law** Vanessa Munro, Carl Stychin, 2007-05-07 Rediscovering the peculiarity of feminist perspectives rather than the range of gender oriented analyses in legal regulation and sexuality this edited collection avoids the reductionist and essentialist shortcomings of feminism unmodified

**Sexuality and Identity** Leslie J. Moran, 2017-11-30 Born in the late nineteenth century sexuality is a relatively new category within the human sciences in general and law and society scholarship in particular Despite its novelty it is now a central category through which we understand ourselves both as individuals and as members of communities This volume offers a collection of essays selected to reflect the ever widening horizons and diverse methodologies of law and society scholarship on sexual and identity in law The essays offer an insight into some of the key themes and recent developments in this body of work Each in different ways offers an evaluation of the nature meaning and effects of sexuality thereby providing a critical evaluation of the politics of sexual identity as it appears in and through the law

**Gender, Sexuality, and the Law** Debra L. DeLaet, Renée Ann Cramer, 2020-06-29 This volume examines the role of law as a tool for advancing women's rights and gender equity in local national and global contexts Many feminist scholars note a marked failure of law to achieve goals connected to women's rights and gender equality Despite its limitations law provides aspirational norms that can be mobilized to hold institutions accountable and to provide material benefit to those excluded from systems of power In conversation with each other the chapters in this volume help to advance understanding of both the limitations and the potential of law as a tool for advancing democratic participation rights and justice around issues related to gender and sexuality Contributors acknowledge to varying degrees that law has important symbolism and may be used as a lever to mobilize change At the same time some offer cautionary notes about the potential downside risks and unintended consequences of relying upon law in pursuit of women's rights and gender equity Collectively the chapters in this volume explore the disjuncture between the promise and expectation of legal reform and the lived experience of those laws by people intended as the beneficiaries of legal change This book was originally published as a special issue of *Global Discourse*

**Sexuality and Equality Law** Suzanne B. Goldberg, 2017-07-05 Sexual rules and regulations are among society's oldest yet it is only in recent decades that this once

stigmatized field has become the focus of scholarly attention This volume which includes some of the most thought provoking and hard to find essays in the field covers a diverse range of topics from sexual orientation and gender identity to intersexuality and commercial sex and from HIV AIDS and trafficking to polygamy Through historical political and critical theoretical lenses and through a global focus the selections ask how we conceptualize the groups and acts subjected to sexual regulation and how regulations in the field implicate and produce understandings of sexuality and identity By placing this variety of works together Sexuality and Equality Law invites fresh insights into commonalities and synergies across regulatory arenas that are often isolated from one another The volume s introduction situates all of these works in the broader field and offers readers an extensive bibliography

**Handbook of Human Sexuality** Benjamin B. Wolman,1993 Presents a survey of what is known about sexual disorders and their treatment It covers all the therapeutic approaches to sexual dysfunction psychoanalytic behavioural Masters and Johnson s Helen Kaplan s and the holistic

*Sexuality and Transsexuality Under the European Convention on Human Rights* Damian A Gonzalez Salzberg,2019-02-07 This book undertakes a critical analysis of international human rights law through the lens of queer theory It pursues two main aims first to make use of queer theory to illustrate that the field of human rights law is underpinned by several assumptions that determine a conception of the subject that is gendered and sexual in specific ways This gives rise to multiple legal and social consequences some of which challenge the very idea of universality of human rights Second the book proposes that human rights law can actually benefit from a better understanding of queer critiques since queer insights can help it to overcome heteronormative beliefs currently held In order to achieve these main aims the book focuses on the case law of the European Court of Human Rights the leading legal authority in the field of international human rights law The use of queer theory as the theoretical approach for these tasks serves to deconstruct several aspects of the Court s jurisprudence dealing with gender sexuality and kinship to later suggest potential paths to reconstruct such features in a queer er and more universal manner

**Governing Sexuality** Carl Stychin,2003-07 Governing Sexuality explores issues of sexual citizenship and law reform in the United Kingdom and Continental Europe today Across western and eastern Europe lesbians and gay men are increasingly making claims for equal status grounded in the language of rights and citizenship and using the language of international human rights and European law This book uses same sex sexualities as a prism through which to explore broader questions of legal and political theory concerning democratic legitimacy rights discourse national sovereignty and identity citizenship transnationalism and globalisation Case studies are widely drawn from New Labour s sexual politics in the UK to the decriminalisation of same sex sexualities under pressure from the EU in Romania to new civil solidarity laws in France

**GIRL** Karen Rayne,2017-07-18 Welcoming and inclusive of all self identified girls GIRL Love Sex Romance and Being You is an uncensored unbiased and fantastically relevant guide jam packed with what you want and need to know A growing up guide for the 21st century GIRL covers what everyone is talking about healthy sexuality loving relationships and

gender fluidity as well as thornier subjects such as STIs consent and sexual assault Plus you ll find self reflection quizzes cool resources and must read real life stories from girls like you

The Age of Consent M. Waites,2005-08-10 The Age of Consent Young People Sexuality and Citizenship addresses the contentious issue of how children s sexual behaviour should be regulated The text includes A unique history of age of consent laws in the UK analysed via contemporary social theory A global comparative survey of age of consent laws and relevant international human rights law A critical analysis of how protectionist agendas shaped new age of consent laws in England and Wales in the Sexual Offences Act 2003 In depth theoretical discussion of the rationale for age of consent laws An original proposal to reduce the age of consent to 14 for young people who are less than two years apart in age Responding to contemporary concerns about young people s sexual behaviour sexual abuse and paedophilia this book will engage readers in law and socio legal studies sociology history politics social policy youth and childhood studies and gender and sexuality studies and professionals and practitioners working with young people

**Desire and Its Discontents** DIPIKA JAIN,OISHIK SIRCAR ,2024-07-31 Has the queer movement s politics in India escaped the combined onslaught of neoliberalism Hindutva and brahminism What has this triad done to queer politics in the wake of the reading down of India s sodomy law Has the decriminalization of adult consensual and private sex depoliticized the queer movement Is the queer movement immune to casteist sexist and religious prejudice In the aftermath of the failures and triumphs in the historic Naz Koushal NALSA and Navtej judgements of the Supreme Court of India the essays in this volume engage in a counterintuitive interrogation of the prejudiced dimensions of the mainstream queer movement in India The essays offer insights into the ways in which new forms of queer solidarities mobilizations and imaginaries are resisting and subverting the movement s tacit and overt alignments with neoliberalism Hindutva and brahminism

**Sex as Crime?** Gayle Letherby,Kate Williams,Philip Birch,Maureen E Cain,2013-05-13 This book brings together chapters by academics researchers and practitioners to analyse how crimes such as sex work domestic violence and rape and sexual assault have risen up the Government agenda in recent years For example the Paying the Price consultation exercise on sex work in 2004 and recent legislation around sex crimes including the Sex Offences Act 2003 This is a multi disciplinary social scientific pro feminist collection which draws upon practice empirical research documentary analysis and overviews of research in the areas of sex work and sexual violence Within Sex as Crime there are two distinct sub sections Sex for Sale and Sex as Violence but the broader and overriding link of sex as crime remains a paramount theme that spans the collection Chapters include discussions of the impact of new regulations on street sex workers and of street sex work on community residents the use of the internet by men who pay for sex and men who sell it sexual violence and identity sex crimes against children and protecting children online and working with sex offenders Other chapters explore reasons for such offending behaviour

The Sexual Constitution of Political Authority Aleardo Zanghellini,2015-04-24 While there is no shortage of studies addressing the state s regulation of the sexual research into the ways in which the sexual governs the

state and its attributes is still in its infancy The Sexual Constitution of Political Authority argues that there are good reasons to suppose that our understandings of state power quiver with erotic undercurrents The book maintains more specifically that the relationship between ideas of political authority and male same sex desire is especially fraught Through a series of case studies where a statesman's same sex desire was put on trial either literally or metaphorically as a problem for the good exercise of public powers the book shows the resilience and adaptability of cultural beliefs in the incompatibility between public office and male same sex desire Some of the case studies analysed are familiar ground for both political constitutional history and the history of sexuality The Sexual Constitution of Political Authority argues however that only by systematically reading questions of institutional politics and questions of sexuality through each other will we have access to the most interesting insights that a study of these trials can generate Whether they involve obscure public officials or iconic rulers such as Hadrian and James I these compelling fragments of queer history reveal that the disavowal of male same sex desire has been and partly remains central to mainstream understandings of political authority

**AIDS and the Sexuality of Law** J. Rollins, 2004-01-02 AIDS and the Sexuality of Law investigates the role that HIV AIDS has played in the legal construction of sexuality AIDS and its metaphors have been judicially enlisted to patrol the boundaries of heterosexuality producing flawed understandings of HIV AIDS and sexuality The proliferation of this flawed knowledge through judicial discourse has had a profound impact on the way sexuality is understood Even more fundamentally closer analysis exposes the ironic processes of the law whereby material reality ignorance and belief interact to replace unknowns with social facts The book concludes optimistically arguing that there is political value in uncertainty

**Worldwide Perspectives on Lesbians, Gays, and Bisexuals** Paula Gerber Ph.D., 2021-01-26 This three volume set is a rich resource for readers in any discipline interested in understanding the global regional and domestic experiences of LGB people This interdisciplinary set makes a vital contribution to understanding how LGB rights are progressing and in some cases regressing around the globe The three volumes look at the lived experiences of LGB people from varied perspectives and provide comprehensive coverage on a wide variety of topics ranging from LGB youth and LGB aging to the approaches to LGB people of different religions including Islam Judaism and Christianity Chapters focus on topics including the ongoing criminalization of same sex sexual conduct and how international human rights law can be used to improve the lives of LGB people Particular attention is paid to the rights of bisexuals a group often ignored in works focusing on sexual orientation Volume 1 focuses on history politics and culture relating to LGB people Volume 2 focuses on the laws domestic and international governing LGB people and Volume 3 provides snapshots of the current state of LGB experience in countries worldwide presented by geographical region Europe the Americas Africa the Middle East and the Asia Pacific region

Tensions in the Struggle for Sexual Minority Rights in Europe Nicole J. Beger, 2004 Queering political practices in Europe is the first queer and poststructuralist reading of political rights concepts in the specific European transnational context In the last thirty years Europe has seen the rise of gay

lesbian bisexual and transgender movements fighting nationally and transnationally for participation rights in society In addition academic theorists have increasingly paid attention to the epistemological and ontological roles gender and sexuality play in modern politics However in the political process of arguing for rights the centrality of those roles is mostly hidden from view in official institutional and movement discourses This book investigates the conceptual themes of lesbian gay and transgender rights and lobby politics in Europe and their open and hidden relations to binary and hierarchical orders of dominance It contributes to an understanding of the conditions upon which politics of inclusion participation social justice and equality rest and why struggles for sexual minority rights have been so difficult and slow The book illuminates how the paradigms of political discourses constitute consolidate and contest the meaning and culture

Social Movements and Sexual Citizenship in Southern Europe A. Santos, 2012-11-28 This book explores the relationship between social movements sexual citizenship and change in Southern Europe Providing a comparative analysis about LGBT issues in Italy Spain and Portugal it discusses how activism can generate legal political and cultural impact in post dictatorial Catholic and EU focused countries

*Sexual Violence and the Law in Japan* Catherine Burns, 2013-04-15 This book provides a detailed examination of judicial decision making in Japanese cases involving sexual violence It describes the culture of eroticised violence in Japan which sees the feminine body as culpable and the legal system which encourages homogeneity and conformity in decision making and shows how the legal constraints confronting women claiming sexual assaults are enormous It includes analysis of specific case studies and a discussion of recent moves to address the problem

*International Criminal Law and Sexual Violence against Women* Daniela Nadj, 2018-05-23 This book explores the prosecution of wartime sexual violence in international criminal law and asks what the juridicalisation of gender based violence signifies for women The book explores the portrayal of the various gendered identities that surface in armed conflict and it asks whether the law is capable of reflecting these in subsequent judgements Focusing on the International Criminal Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda as well as subsequent developments in the International Criminal Court the book shows how the tribunals have delivered landmark jurisprudence in the area of sexual violence against women and provided a legacy for how gender justice is incorporated into international law However Daniela Nadj argues that in the relevant cases there is a tendency to depict women in monolithic fashion with little agency or sense of identity beyond their ethnicity By bringing to the surface the complexity and multi faceted gendered identities in wartime the book calls for a reconceptualisation of notions of femininity in armed conflict

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