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rights law



Sexuality Morals And Justice A Theory Of Lesbian And Gay Rights And The Law

Timothy Murphy



Sexuality Morals And Justice A Theory Of Lesbian And Gay Rights And The Law:

Sexuality, Morals and Justice Nicholas Bamforth, 1997-10-23 Against the background of the law reform debates around sexuality in Britain and America Bamforth examines what functions it is legitimate for the law to serve and how effective law can be in achieving social goals He provides a new and cogent argument for protecting lesbian and gay rights through law but is sceptical about how useful law can be in eradicating discriminatory social practices This work sheds new light on the equal rights debate and raises issues of central importance to the role of law in society *Sexuality, Morals and Justice*

Nicholas Bamforth, 1997-10-23 Against the background of the law reform debates around sexuality in Britain and America Bamforth examines what functions it is legitimate for the law to serve and how effective law can be in achieving social goals He provides a new and cogent argument for protecting lesbian and gay rights through law but is sceptical about how useful law can be in eradicating discriminatory social practices This work sheds new light on the equal rights debate and raises issues of central importance to the role of law in society **Reader's Guide to Lesbian and Gay Studies** Timothy

Murphy, 2013-10-18 The Reader's Guide to Lesbian and Gay Studies surveys the field in some 470 entries on individuals Adrienne Rich arts and cultural studies Dance ethics religion and philosophical issues Monastic Traditions historical figures periods and ideas Germany between the World Wars language literature and communication British Drama law and politics Child Custody medicine and biological sciences Health and Illness and psychology social sciences and education Kinsey Report *Constitutional Courts, Gay Rights and Sexual Orientation Equality* Angioletta Sperti, 2017-05-04 In the last fifteen years constitutional issues regarding the rights of gays lesbians and same sex couples have emerged on a global scale The pace of recognition of their fundamental rights both at judicial and legislative level has dramatically increased across different jurisdictions reflecting a growing consensus toward sexual orientation equality This book considers a wide range of decisions by constitutional and international courts from the decriminalization of sexual acts to the recognition of same sex marriage and parental rights for same sex couples It discusses analogies and differences in judicial arguments and rationales in such cases focusing in particular on human dignity privacy liberty equality and non discrimination It argues that courts operate as major exporters of models and principles and that judicial cross fertilization also helps courts in increasing the acceptability of gays and lesbians rights in public opinions and politics Courts discuss changes in the social perception of marriage and family at national and international levels and at the same time confirm and reinforce them forging the legal debate over sexual orientation equality Furthermore by promoting the political reception of the achievements of foreign gay movements in their own jurisdictions courts play an essential role in breaking the political stalemate **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

The A to Z of the Lesbian Liberation Movement JoAnne Myers,2009-08-20 The Lesbian Liberation Movement is both a movement that encompasses liberating a sexual practice from stigmatization and a political movement challenging the dual oppression of women by the patriarchy s assumption of male supremacy and heterosexuality Over the years much has been written on homosexuality and the Gay Liberation Movement yet much of the focus has been on male homosexuals especially male homosexual activity and the politics that activity raises The A to Z of the Lesbian Liberation Movement Still the Rage is a comprehensive overview and resource guide for one of the most invisible social political movements the Lesbian Liberation Movement This book helps to make the still active movement visible the history successes setbacks controversies and issues This book is a good resource for those studying this social political movement containing a chronology contextual overview dictionary entries that cover persons laws terminology issues and countries and an extensive bibliography of primary resources and current work

The Future of Gay Rights in America H.N. Hirsch,2020-03-25 Sandra Day O Connor has called the gay rights movement the first important civil rights struggle of the twenty first century Recent court decisions to overturn sodomy laws and to recognize gay marriage have emboldened activists but have also resulted in a tremendous backlash not the least of which has been a call for a constitutional amendment defining marriage as only between members of the opposite sex Through its historical and legal contextualization of these decisions The Future of Gay Rights in America is essential for understanding an epochal moment in the history of gay rights

Sexual Justice Morris B. Kaplan,2013-03-07 Sexual Justice defends a robust a robust conception of lesbian and gay rights emphasizing protection against discrimination and recognition of queer relationships and families Synthesizing materials from law philosophy psychoanalysis and literature Kaplan argues that sexual desire is central to the pursuit of happiness equal citizenship requires individual freedom to shape oneself through a variety of intimate associations

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

The Morality of Gay Rights Carlos Ball,2014-04-08 In The Morality of Gay Rights Ball presents a comprehensive exploration of the connection between gay rights and political philosophy He discusses the writing of contemporary political and legal philosophers including Rawls Walzer Nussbaum Sandel Rorty and Dworkin to evaluate how their theoretical frameworks fit the specific gay rights

controversies such as same sex marriage and parenting by lesbians and gay men that are part of our nation's political and legal debates

The Carter Presidency and Gay Rights Harris Dousemetzis, 2024-07-25 Examining a significant and largely unexplored aspect of Jimmy Carter's presidency 1977-1981 Harris Dousemetzis radically revises the current understanding of this critical period in American political history By using a wealth of previously unpublished archival material along with personal interviews with 43 prominent gay rights activists of the time and 12 senior Carter White House aides this book documents what actually happened during Carter's presidency regarding the development and recognition of gay rights and the efforts of the evangelical right to prevent social reform Investigating the full range of government actions taken and policies implemented Carter's personal commitment and support for the movement as well as the role of activists in bringing about change this is a significant and original contribution to knowledge about Carter's presidency the gay rights movement and American political development Dousemetzis situates Carter's presidency in its rightful place as a crucial stage in one of the most dynamic areas of change in recent American politics and political culture Features a Foreword by Stuart Eizenstat and an Afterword by Lilian Faderman

Equality in Asia-Pacific Phil C. W. Chan, 2014-02-04 In 1948 the United Nations General Assembly proclaimed the Universal Declaration of Human Rights stating every human being's right of equality in dignity and right However notwithstanding recognition by the international community of its importance and codification in numerous national and sub national constitutions and legislation reinforced by various multilateral and regional human rights treaties the right of equality continues to be unable to take complete firm hold in all regions and countries Evidence as presented by the insightful papers in this collection published initially as a Special Double Issue of The International Journal of Human Rights dedicated to exploring the place of equality in Asia Pacific societies suggests that although progress is being made the right of equality has not yet fully materialized both in law and in reality in the world's most populous region Many factors particularly entrenched cultural heritage and practices the lingering effects of colonialism and newly found independence and above all pervasive ignorance and prejudices continue to impede the recognition development and protection of equality in this region Of course equality a normative right and entitlement by virtue of our humanity has neither been fully achieved in societies outside the region Such neo colonial thinking in fact perpetuates and assists in the subjugation of the right of equality in the Asia Pacific Region as a matter of relevance and concern only to Western countries Accordingly we hope that our discussions will also be able to shed light and generate reflections on realities outside the region as interlinked with our aim The Editor's book fee has been donated to the UNICEF Tsunami Fund This book was previously published as a special issue of The International Journal of Human Rights

Equality, Dignity, and Same-Sex Marriage Man Yee Karen Lee, 2010 Om udviklingen i homoseksuelles rettigheder p det gteskabsretlige omr de i internationalt perspektiv

The Case for Gay Rights David A. J. Richards, 2005 As Americans wrestle with debates over traditional values defense of marriage and gay rights reason often seems to take a back seat to

emotion In response legal scholar Richards reflects upon the constitutional and democratic principles relating to privacy intimate life free speech tolerance and conscience that underpin these often heated debates The distillation of Richards s thirty year advocacy for the rights of gays and lesbians his book provides a reflective treatise on basic human rights that touch all of our lives He places in context two key Supreme Court cases the 1986 Bowers v Hardwick decision and the 2003 Lawrence v Texas decision which overturned it Drawing upon his own experiences as a gay man Richards interweaves personal observations with philosophical political judicial and psychological insights to make a case that gays should be entitled to the same rights and protections that every American enjoys From publisher description *Sexuality and Citizenship* Diane Richardson, 2017-09-18 Sexual citizenship has become a key concept in the social sciences It describes the rights and responsibilities of citizens in sexual and intimate life including debates over equal marriage and women s human rights as well as shaping thinking about citizenship more generally But what does it mean in a continually changing political landscape of gender and sexuality In this timely intervention Diane Richardson examines the normative underpinnings and varied critiques of sexual citizenship asking what they mean for its future conceptual and empirical development as well as for political activism Clearly written the book shows how the field of sexuality and citizenship connects to a range of important areas of debate including understandings of nationalism identity neoliberalism equality governmentality individualization colonialism human rights globalization and economic justice Ultimately this book calls for a critical rethink of sexual citizenship Illustrating her argument with examples drawn from across the globe Richardson contends that this is essential if scholars want to understand the sexual politics that made the field of sexuality and citizenship studies what it is today and to enable future analyses of the sexual inequalities that continue to mark the global order *Data Profiling and Insurance Law* Brendan McGurk KC, 2019-03-21 The winner of the 2020 British Insurance Law Association Book Prize this timely expertly written book looks at the legal impact that the use of Big Data will have on the provision and substantive law of insurance Insurance companies are set to become some of the biggest consumers of big data which will enable them to profile prospective individual insureds at an increasingly granular level More particularly the book explores how i insurers gain access to information relevant to assessing risk and or the pricing of premiums ii the impact which that increased information will have on substantive insurance law and in particular duties of good faith disclosure and fair presentation of risk and iii the impact that insurers new knowledge may have on individual and group access to insurance This raises several consequential legal questions i To what extent is the use of big data analytics to profile risk compatible at least in the EU with the General Data Protection Regulation ii Does insurers ability to parse vast quantities of individual data about insureds invert the information asymmetry that has historically existed between insured and insurer such as to breathe life into insurers duty of good faith disclosure And iii by what means might legal challenges be brought against insurers both in relation to the use of big data and the consequences it may have on access to cover Written by a leading expert in the field

this book will both stimulate further debate and operate as a reference text for academics and practitioners who are faced with emerging legal problems arising from the increasing opportunities that big data offers to the insurance industry

Legal Recognition of Same-Sex Partnerships Robert Wintemute, Mads Andenas, 2001-10-23 Should same sex couples be permitted to marry Or should a separate institution of registered partnership or civil union be created for them Or should the rights and duties of unmarried different sex couples be extended to them Should they be allowed to adopt each other's children or jointly adopt an unrelated child How should they be treated with regard to employment social security pensions housing immigration taxation inheritance and divorce These questions are being debated around the world as lesbian gay bisexual and transgendered persons increasingly but not uniformly insist that they cannot be truly equal without equal treatment for the loving and lasting relationships they form with their partners In **Legal Recognition of Same Sex Partnerships** an international team of scholars examines both theoretical issues and the wide variety of legal developments in the United States Canada Brazil thirteen European countries Israel South Africa India Japan China Australia and New Zealand as well as under European Community and European Convention law and United Nations human rights law

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 queerer and more universal manner

Protection of Sexual Minorities since Stonewall Phil C.W. Chan, 2013-09-13 The Stonewall Riot in New York in 1969 marked the birth of the sexual minority rights movement worldwide In the subsequent four decades equality and related rights on grounds of sexual orientation and gender identity have been enshrined in many African Asian Australasian European and North American countries thanks to better informed discourses of the natures of sexual orientation gender identity equality and rights that systematic scientific and socio legal research has generated Discrimination harassment and persecution on grounds of a person's sexual orientation or gender identity however continue to pervade the laws and social norms in all developed and developing countries In tribute to the courage of those who participated in the Stonewall Riot this book examines the progress and stalemate in various countries

on five continents as well as in the development of international law concerning the rights of persons belonging to sexual minorities This book covers issues including homophobic bullying and gay straight alliances in schools the merits and problems that legislation prohibiting hate speech on grounds of sexual orientation presents criminal justice systems in relation to male rape victims and to criminalisation of HIV exposure and transmission the development of sexual minority rights from historical and socio legal perspectives in Hong Kong Japan Singapore and Zimbabwe the lives of transgender persons in Asian countries the evolution operation and impact of international and domestic refugee laws on sexual orientation and gender identity as grounds for refugee status and asylum and the conflicts between law religion and sexual minority equality rights that inhere in the same sex marriage debate in Ireland This book was previously published as a special double issue of The International Journal of Human Rights *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

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