

Routledge

Feminist and Queer Legal Theory

Intimate Encounters, Uncomfortable Conversations



Edited by Martha Albertson Fineman, Jack E. Jackson, and Adam P. Romero

Feminist And Queer Legal Theory

Giovanna Gilleri



Feminist And Queer Legal Theory:

Feminist and Queer Legal Theory Martha Fineman, Jack E. Jackson, Adam P. Romero, 2009 This groundbreaking collection brings together leading contemporary legal theory scholars creating an interdisciplinary dialogue which explores at times contentiously convergences and departures among a variety of feminist and queer political projects The richness and vitality of feminist and queer theories as well as their relevance to matters central to the law and politics of our time are on full display in this volume *Feminist and Queer Legal Theory*, 2005 *Feminist and Queer Legal Theory* Martha Albertson Fineman, Jack E. Jackson, Adam P. Romero, 2016 *Feminist and Queer Legal Theory* Martha Fineman, Jack E. Jackson, Adam P. Romero, 2009 *Feminist and Queer Legal Theory* Martha Albertson Fineman, Jack E. Jackson, Adam P. Romero, 2016-04-15 *Feminist and Queer Legal Theory Intimate Encounters Uncomfortable Conversations* is a groundbreaking collection that brings together leading scholars in contemporary legal theory The volume explores at times contentiously convergences and departures among a variety of feminist and queer political projects These explorations foregrounded by legal issues such as marriage equality sexual harassment workers rights and privacy re draw and re imagine the alliances and antagonisms constituting feminist and queer theory The essays cross a spectrum of disciplinary matrixes including jurisprudence political philosophy literary theory critical race theory women s studies and gay and lesbian studies The authors occupy a variety of political positions vis vis questions of identity rights the state cultural normalization and economic liberalism The richness and vitality of feminist and queer theory as well as their relevance to matters central to the law and politics of our time are on full display in this volume **Feminist and Queer Legal Theory**, 2005 *Sappho Goes to Law School* Ruthann Robson, 1998 Robson tackles controversial legal questions including the treatment of lesbian criminal defendants lesbianism and violence the courts tendency to resort to stereotypes such as the good lesbian and the bad lesbian the numerous debates enveloping same sex marriage and the outcome of child custody cases involving lesbians She also repudiates the recent habit of legal theorists to address lesbians as alternative family **Special Issue** Austin Sarat, 2016-02-17 This volume carefully examines the relationship between gender equality and power across an array of realms sex reproduction pleasure work money It identifies social political economic developmental and psychological and somatic forces operating both internally and externally that complicate the expression and constraint of power Feminist Approaches to Law Dragica Vujadinović, Antonio Álvarez del Cuvillo, Susanne Strand, 2022-11-15 This book raises awareness about gender perspective in political and legal theories and historical analysis The impacts of feminist political and legal theories as well as critical legal studies have been embedded in all the papers in different ways and degrees Differences among feminist political and legal ideas are visible in the different approaches The ongoing issue of defining gender for example is a recurring theme in the texts Some papers question the binary basis of the gender issue and the notion of gender as such while others start from the binary dichotomy and attempt to expand the consideration towards a multi dimensional

understanding of gender identities The main focus is on a feminist reconsideration of all relevant fields of legal knowledge The primary aim is to demystify the seemingly neutral character of legal norms and legal knowledge and highlight the power relations at different layers beginning with male and female legal subjects of Western heredity in terms of culture ethnicity and race then moving on to different needs and power relations among female persons of different races and classes and finally addressing differentiating gender relations and identities beyond the framework of the women men binary codification i e also taking into consideration the multiple options of intersex transgender queering etc Taking seriously the issue of the maleness of political and legal theories is indeed a challenging and relevant endeavor for legal scholars The male bias is present not only throughout history but also in the present given that our universal categories of political and legal thought are still overburdened by unequal power relations It is also important to open our minds and knowledge production for a gender sensitive and gender competent intersectional approach which would also include various queer race and class based considerations These tasks should be of interest not only to critical legal scholars but also all those belonging to mainstream legal and political thought

Sex, Gender and International Human Rights Law Giovanna Gilleri,2023-12-01 This book investigates the relationship between sex and gender under international human rights law and how this influences the formation of individual subjects Combining feminist queer and psychoanalytical perspectives the author scrutinises the sexed gendered human rights discourse starting from the assumptions underpinning interpretations of sex gender and the related notions of gender identity sex characteristics and sexual orientation Human rights law has so far offered only a limited account of the diversity of sexed gendered subjectivities being based on a series of simplistic assumptions Namely that there are only two sexes and two genders sex is a natural fact and gender is a social construct gender is the metonymic signifier for women and gender power relations take the asymmetrical shape of male domination versus female oppression Against these assumptions dominative and subordinate postures interchangeably attach to femininities and masculinities depending on the subjects roles their positionalities and the situational meanings of their acts The limits of an approach to gender which is based on rigid binaries are evident in two case studies on the UN human rights treaty bodies vocabulary on medically unnecessary interventions upon intersex children and on the European Court of Human Rights narrative on sadomasochism This examination of the impact of human rights on gendered subjectivities will be of interest to scholars students and researchers in international law gender studies queer studies cultural studies critical race theory and psychoanalysis

Feminist Perspectives on Law and Theory Janice Richardson,Ralph Sandland,2013-03-04 What is the link between the way in which women are viewed as an aberration within law such that pregnant women initially had to be compared with sick men to claim unfair dismissal and the view of women as monstrous within philosophy This book uses the failure of women to fit within male models of both law and theory as a way to rethink legal questions including the meaning of equality freedom justice and citizenship This includes concern about the way in which queer theory and critical race theory as well as issues of

class intersect with feminist theory today It also raises issues about the relationship between political theory and practice and the productive intersection between debates within law philosophy and feminism This collection of essays on feminist legal theory therefore provides an interdisciplinary approach drawn not only from law and philosophy but also from cultural and womens studies Feminism may still be on the margins of both law and philosophy yet it has the ability to disrupt both This book moves beyond a feminist critique of existing frameworks to the constructive project of reworking theory from within It goes beyond debates of traditional jurisprudence to draw its tools from the growing body of work on feminist philosophy including the writings of Luce Irigaray Drucilla Cornell and Christine Battersby which intersect both contemporary continental philosophy and critical legal theory

Troubling Sex Elaine Craig,2011-11-23 When legal scholars or judges approach the subject of sexuality they are often constrained by existing theoretical frameworks Queer theorists typically focus on sexual liberty but tend not to consider issues such as sexual violence feminist theories focus on violence but often ignore the joy of sexuality Craig examines the Supreme Court of Canada s approach to sexuality to assess the possibility of devising a legal theory of sexuality that can embrace both the good and the bad ensuring equality without assimilation diversity without exclusion and liberty without suffering Blending feminist theory with queer theory she advances an iconoclastic approach to law and sexuality that has the power to transform both theory and practice

Feminist Legal Theory Katherine Bartlett,2018-02-19 This book offers powerful analyses of the relationship between law and gender and new understandings of the limits of and opportunities for legal reform drawn from the experiences of women and from critical perspectives developed within other disciplines

Queering International Law Dianne Otto,2017-07-14 Beyond the push in the human rights field to ensure respect for the rights of people with diverse sexual orientations and gender identities queer legal theory provides a means to examine the structural assumptions and conceptual architecture that underpin the normative framework and operation of international law highlighting bias and blind spots and offering fresh perspectives and practical innovations

The Ashgate Research Companion to Feminist Legal Theory Vanessa E. Munro,2016-04-01 As a distinct scholarly contribution to law feminist legal theory is now well over three decades old Those three decades have seen consolidation and renewal of its central concerns as well as remarkable growth dynamism and change This Companion celebrates the strength of feminist legal thought which is manifested in this dynamic combination of stability and change as well as in the diversity of perspectives and methodologies and the extensive range of subject matters which are now included within its ambit Bringing together contributors from across a range of jurisdictions and legal traditions the book provides a concise but critical review of existing theory in relation to the core issues or concepts that have animated and continue to animate feminism It provides an authoritative and scholarly review of contemporary feminist legal thought and seeks to contribute to the ongoing development of some of its new approaches perspectives and subject matters The Companion is divided into three parts dealing with Theory Concepts and Issues The first part addresses

theoretical questions which are of significance to law but which also connect to feminist theory at the broadest and most interdisciplinary level The second part also draws on general feminist theory but with a more specific focus on debates about equality and difference race culture religion and sexuality The Issues section considers in detail more specific areas of substantive legal controversy **University of British Columbia Law Review** University of British Columbia,2012

Lesbian (out)law Ruthann Robson,1992 Lesbians are both outside the law and within it Lesbians are always under the rule of law under the rule of men As les bian legal theory Ruthann Robson author of Cecile and The Eye Of A Hurricane and an attorney on the faculty of the CUNY Law School asks the question How can lesbians use the law without being used by it BOOK JACKET Women, Law, and Social Change Brettel Dawson,1993 **Introduction to Feminist Legal Theory** Martha Chamallas,1999 This pioneering work is the ifrst student treatise to survey issues such as sex discrimination rape and domestic violence Author Martha Chamallas breaks new ground in reviewing the history of the feminist movement prevalent feminist paradigms and related cultural and political movements INTRODUCTION TO FEMINIST LEGAL THEORY easily accompanies casebooks used in courses on feminist jurisprudence of gender And The law When you review this treatise be sure to notice how Chamallas makes the material accessible through clear concise writing examines significant feminist paradigms in the historical context of the 1970s equality 1980s difference and 1990s diversity reveals the impact of the law on all aspects of women s lives Beginning with the development of feminist ideologies and progressing to how the law affects women both economically and socially The book covers the three stages of Feminist Legal Theory the Equality Stage 1970s the Difference Stage 1980s the Diversity Stage 1990s For a refreshingly modern and intellectually sound introduction to feminist theory you now have a new resource INTRODUCTION TO FEMINIST THEORY Be sure to examine this groundbreaking treatise before your next course Feminist Legal Theory Nancy E. Dowd,Michelle S. Jacobs,2003 Feminist Legal Theory is a groundbreaking collection of feminist work proceeding from the core assumption that the differences among women are essential to feminist analysis Rather than presenting feminist legal theory sequentially with African American feminism or critical race feminism added on at the end the volume thoroughly integrates key readings from non white non middle class and non mainstream writers throughout The volume explores the intersections of race class and gender in such areas as theory family work and economic issues and violence against women Each section of the book begins with an introduction providing context and insights into how the particular pieces included challenge norms and create new paradigms This vibrant challenging collection of work by a broad range of authors represents the cutting edge of feminist theory in concrete applications essential to gender equality Contributors include Patricia Hill Collins Bonnie Thornton Dill Angela P Harris Sylvia A Law Mari Matsuda Martha Minow Esther Ngan Ling Chow john a powell Jenny Rivera and Maxine Baca Zinn

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Feminist And Queer Legal Theory Introduction

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