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**FEMINISM
AND THE
POWER
OF LAW**

CAROL
SMART

ROUTLEDGE



Feminism And The Power Of Law

Ann J. Cahill



Feminism And The Power Of Law:

Feminism and the Power of Law Carol Smart, 2002-01-08 Author very well known leading writer on women and law provides major new critique of law in controversial areas such as rape pornography child custody 2 way promotion criminology women s studies

Contesting Femicide Adrian Howe, Daniela Alaattinoğlu, 2018-09-03 Focusing on femicide this book provides a contemporary re evaluation of Carol Smart s innovative approach to the law question as first outlined in her ground breaking book *Feminism and the Power of Law* Routledge 1989 Smart advocated turning to the legal domain not so much for demanding law reforms as construing it as a site on which to contest gender and more particularly gendered constructions of women s experiences Over the last 30 to 40 years feminist law scholars and activists have launched scathing trans jurisdictional critiques of the operation of provocation defences in hundreds of femicide cases The evidence unearthed by feminist scholars that these defences operate in profoundly sexed ways is unequivocal Accordingly femicide cases have become critically important sites for feminist engagement and intervention across numerous jurisdictions Exploring an area of criminal law that was not one of Smart s own focal concerns this book both honours and extends Smart s work by approaching femicide as a site of engagement and counter discourse that calls into question hegemonic representations of gendered relationships Femicide cases thus provide a way to continue the endlessly valuable discursive work Smart advocated and practised in other fields of law both in articulating alternative accounts of gendered relationships and in challenging law s power to disqualify women s experiences of violence while privileging men s feelings and rights

Reproductive Freedom, Torture and International Human Rights Ronli Sifris, 2013-12-13 This book contributes to a feminist understanding of international human rights by examining restrictions on reproductive freedom through the lens of the right to be free from torture and other cruel inhuman or degrading treatment Ronli Sifris challenges the view that torture only takes place within the traditional paradigm of interrogation punishment or intimidation of a detainee arguing that this traditional construction of the concept of torture prioritises the experiences of men over the experiences of women given that the pain and suffering from which women disproportionately suffer frequently occurs outside of this context She does this by conceptualising restrictions on women s reproductive freedom within the framework of the right to be free from torture The book considers the gendered nature of international law and the gender dimensions of the right to be free from torture It examines the extension of the prohibition of torture to encompass situations beyond the traditional detainee context in recent years to encompass situations such as rape and female genital mutilation It goes on to explore in detail whether denying access to abortion and involuntary sterilization constitutes torture or other cruel inhuman or degrading treatment under international law The book looks at whether limitations on reproductive freedom meet the determining criteria of torture which are severe pain or suffering being intentionally inflicted being based on discrimination linked in some way to a State official whether they constitute lawful sanctions and the importance of the concept of powerlessness In doing so the book

also highlights how this right may be applicable to other gender based abuses including female genital mutilation and how this right may be universally applied to allow women worldwide the right to reproductive freedom **Feminist Responses to Injustices of the State and Its Institutions** Kym Atkinson,Úna Barr,Helen Monk,Katie Tucker,2024-05-21 From the denial of abortion rights in Ireland to sexual violence against British South Asian women in England the state and its institutions continue to fail women This book offers a counter narrative to contemporary injustices and a persistent culture of victim blaming The academic and activist contributions to this collection explore contemporary research areas and pursue new discursive directions in order to present a feminist criminology built on feminist praxis for the 21st century Providing a direct challenge to regressive and ineffective theory policy and practice this book resists the politics of gendered victimization through extending feminist analyses of the state and documenting interventions into contemporary injustices **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 **Sex, Sensibility and the Gendered Body** Lisa Adkins,Janet Holland,2016-07-27 The study of sexuality is moving from margin to centre stage in sociology as the 1994 British Sociological Association annual conference on Sexualities in Social Context demonstrated Drawn from that conference the papers in this volume contribute to the debates which have developed on the relationship between the sexual and the social and between gender and sexuality The focus is on women and from different perspectives the authors explore the themes of gendered identity the construction of sexuality embodiment and control The social contexts in which these themes are elaborated include the family the law the education system medical practice and discourse and cultural representations and texts **Rethinking Rape** Ann J. Cahill,2001 Rethinking Rape applies current feminist theory to an urgent political and ethical issue to counter definitions of rape as mere assault Book jacket **Feminist Review** The

Feminist Review Collective,2005-08-03 A unique combination of the activist and the academic Feminist Review has an acclaimed position within women s studies courses and the women s movement It publishes and reviews work by women featuring articles on feminist theory race class and sexuality women s history cultural studies black and third world feminism poetry photography letters and much more **Contesting Feminist Orthodoxies** The Feminist Review

Collective,1996-11-14 This internationally acclaimed collection explores the breadth of contemporary feminism covering such areas as feminist theory race class sexuality cultural studies black and third world feminism poetry and politics

Regulating Sexuality Rosie Harding,2010-10-04 Regulating Sexuality Legal Consciousness in Lesbian and Gay Lives explores the impact that recent seismic shifts in the legal landscape have had for lesbians and gay men The last decade has been a time of extensive change in the legal regulation of lesbian and gay lives in Britain Canada and the US Almost every area where the law impacts on sexuality has been reformed or modified These legal developments combine to create a new uncharted terrain for lesbians and gay men And through an analysis of their attitudes views and experiences this book explores the effects of these developments Drawing on and developing the concept of legal consciousness Regulating Sexuality focuses on four different texts qualitative responses to a large scale online survey of lesbians and gay men s views about the legal recognition of same sex relationships published auto biographical narratives about being and becoming a lesbian or gay parent semi structured in depth interviews with lesbians and gay men about relationship recognition parenting discrimination and equality and fictional utopian texts In this study of the interaction between law and society in social justice movements Rosie Harding interweaves insights from the new legal pluralism with legal consciousness studies to present a rich and nuanced exploration of the contemporary regulation of sexuality **Moral Regulation and Governance**

in Canada Amanda Glasbeek,2006 Moral Regulation and Governance in Canada offers an outstanding selection of readings that represents an overview of the key issues in deviance moral regulation and governance in Canada from a distinctly Canadian perspective It effectively tracks the sociology of deviance from governmentality studies to theories of social control Of particular note is the focus this book gives to gender issues It also argues that sometimes what is considered deviant is less related to criminality and more concerned with the perception of normalcy Out of Order Mary Corcoran,2013-06-17

This book provides a comprehensive account of the imprisonment of women for politically motivated offences in Northern Ireland between 1972 and 1999 Women political prisoners were engaged in a campaign to obtain formal recognition as political prisoners and then to retain this status after it was revoked Their lengthy involvement in a prison conflict of international significance was notable as much because of its longevity as the radical aspects of their prison protests which included hunger strikes dirty protests and campaigns against institutional abuses Out of Order brings out the qualitatively distinctive character and punitive ethos of regimes of political imprisonment for women exploring the dynamics of their internal organisation the ways in which they subverted order and security in prison and their strategies of resistance and

exploitation Drawing upon a wide range of first hand accounts and interviews this book brings together perspectives from the areas of political imprisonment the penal punishment of women and the question of agency and resistance in prison to create a unique highly readable study of a neglected subject **The Australian Year Book of International Law** ,1997 Annual survey of current problems of public and private international law with a digest of Australian practice **Feminism, Postfeminism and Legal Theory** Dorota Gozdecka,Anne Macduff,2018-12-19 There is much debate about postfeminism what it is and its role in feminist politics Whilst postfeminism has become increasingly influential in the study of literature popular culture and philosophy it has so far received comparatively little attention in law This book aims to remedy this situation The book brings together feminist legal scholars working in different contexts to examine the idea of postfeminism and assess its contemporary relevance It explores a range of questions including the following Does postfeminism describe an age that follows modernism an age where identity politics has realised its goals and feminism is no longer needed Or does postfeminism describe the feminism of a postmodernist age where identity can mean anything at all Or differently again does the term capture a new feminism that discredits feminism and attempts to reshape its political consciousness And what might the answers to these questions mean for law and legal theory and a feminist politics of law reform **Gender and Law in the Hebrew Bible and the Ancient Near East** Victor H. Matthews,Bernard M. Levinson,Tikva Frymer-Kensky,2004-11-11 This striking new contribution to gender studies demonstrates the essential role of Israelite and Near East law in the historical analysis of gender The theme of these studies of Babylonian Hittite Assyrian and Israelite law is this What is the significance of gender in the formulation of ancient law and custom Feminist scholarship is enriched by these studies in family history and the status of women in antiquity At the same time conventional legal history is repositioned as new and classical texts are interpreted from the vantage point of feminist theory and social history Papers from SBL Biblical Law Section form the core of this collection **Feminist Legal Theory (Vol. 1)** Frances Olsen,1995-10 A collection of previously published articles **A Mind Of One's Own** Louise Antony,Charlotte Witt,2018-03-08 With philosophy so steeped in patriarchal tradition how is it possible for feminists to work within it In this volume 13 feminist theorists discuss whether traditional ideals of objectivity and rationality should be given a place within the committed feminist view of philosophy and the world *Foucault's Monsters and the Challenge of Law* Alex Sharpe,2009-12-16 This book considers the legal category monster from theoretical and historical perspectives and deploys this category in order to understand contemporary anxieties surrounding transsexuals conjoined twins and transgenic humans [The Journal of Legal Pluralism and Unofficial Law](#) 57/2008 Yüksel Sezgin,2009-05-29 NUMBER 57 2008 Strategies of Struggles among the Santal Adviasi Fauzia Shariff 1 Punx and skins united Aimar Ventsel 45 The Everyday Functioning of Benin s Legal System Thomas Bierschenk 101 Decentralization and Co Management of Protected Areas in Indonesia Yonariza and Ganesh P Shivakoti 141 Book Reviews 167 *Feminist Legal Theory: Foundations* D. Kelly Weisberg,1993

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