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**Women Under the Law The False Promise of Human Rights** *Wm Gaunt & Sons* Rights are frequently regarded as a panacea against discrimination and disadvantage. Aileen McColgan's powerfully argued book challenges this view. Using women as an example of a disadvantaged group, the author questions the utility of entrenched rights to women in their roles as workers, mothers and victims of violence. Women Under the Law is of particular topical interest given the incorporation of the European Convention on Human Rights into UK law by the Human Rights Act 1998. The Act is widely seen as a progressive legal development. The author challenges the assumption that incorporation will improve the position of women and of disadvantaged groups in general, drawing attention to the unequal access to justice of the disadvantaged - a problem reinforced by the proposed changes to Legal Aid. She also highlights the predominantly individualistic nature of the rights incorporated and focuses on the increased judicial power associated with the provision of legal `rights' which are, of their nature, abstract and ill-defined. In order to assess how the British courts might interpret and apply the rights incorporated by the 1998 Act, the author considers the impact on women of entrenched rights in a number of different legal systems. The primary focus is on Canada and the United States, although Ireland and Germany are also examined in some detail. Women Under the Law will be of interest to academics, students and legal practitioners in the fields of human rights law, constitutional law, discrimination law, labour law and family law. The strong political and social implications of the human rights debate will also ensure a significant readership for the book among academics and students of social policy, women's studies, sociology and politics. **Illusion of Order The False Promise of Broken Windows Policing** *Harvard University Press* This is the first book to challenge the broken-windows theory of crime, which argues that permitting minor misdemeanors, such as loitering and vagrancy, to go unpunished only encourages more serious crime. The theory has revolutionized policing in the United States and abroad, with its emphasis on policies that crack down on disorderly conduct and aggressively enforce misdemeanor laws. The problem, argues Bernard Harcourt, is that although the broken-windows theory has been around for nearly thirty years, it has never been empirically verified. Indeed, existing data suggest that it is false. Conceptually, it rests on unexamined categories of law abiders and disorderly people and of order and disorder, which have no intrinsic reality, independent of the techniques of punishment that we implement in our society. How did the new order-maintenance approach to criminal justice--a theory without solid empirical support, a theory that is conceptually flawed and results in aggressive detentions of tens of thousands of our fellow citizens--come to be one of the leading criminal justice theories embraced by progressive reformers, policymakers, and academics throughout the world? This book explores the reasons why. It also presents a new, more thoughtful vision of criminal justice. **The False Promise of Green Energy** *Cato Institute* Green energy promises an alluring future---more jobs in a cleaner environment. We will enjoy a new economy driven by clean electricity, less pollution, and, of course, the gratitude of generations to come. There's just one problem: the lack of credible evidence that any of that can occur. The False Promise of Green Energy critically and realistically evaluates the claims of green-energy and green-jobs proponents who argue that we can improve the economy and the environment, almost risk-free, by spending hundreds of billions of taxpayer dollars in return for false or highly speculative promises. The book examines the claims green-energy proponents make, including assertions of how green energy will revitalize the job market, produce new forms of clean transportation, and improve environmental health and safety, energy efficiency, and more. The authors explore the underlying politics and gamesmanship lurking below the surface. Proponents of green energy are a large, vocal alliance of special interests---corporations, politicians, and environmentalists---who have found common cause in demanding huge taxpayer subsidies for an assortment of programs under the rubric "green jobs." As detailed in this compelling book, the ultimate agenda---and its impact if implemented---is far larger and more insidious than acknowledged. Green-energy mobilization calls for restructuring the world's economy and social organization on the basis of myths about forecasting, technologies, and economics. The False Promise of Green Energy illustrates the irresponsibility of attempting to transform modern society with borrowed money, wishful thinking, and bad economics. It shows how the top-down control programs offered by green-energy and green-jobs advocates are unlikely to achieve positive results compared with allowing competitive forces to continue to provide ever greater environmental quality and energy efficiencies. **Left Behind Latin America and the False Promise of Populism** *University of Chicago Press* The political and economic history of Latin America has been marked by great hopes and even greater disappointments. Despite abundant resources—and a history of productivity and wealth—in recent decades the region has fallen further and further behind developed nations, surpassed even by other developing economies in Southeast Asia and elsewhere. In *Left Behind*, Sebastian Edwards explains why the nations of Latin America have failed to share in the fruits of globalization and forcefully highlights the dangers of the recent turn to economic populism in the region. He begins by detailing the many ways Latin American governments have stifled economic development over the years through excessive regulation, currency manipulation, and thoroughgoing corruption. He then turns to the neoliberal reforms of the early 1990s, which called for the elimination of deficits, lowering of trade barriers, and privatization of inefficient public enterprises—and which, Edwards argues, held the promise of freeing Latin America from the burdens of the past. Flawed implementation, however, meant the promised gains of globalization were never felt by the mass of citizens, and growing frustration with stalled progress has led to a resurgence of populism throughout the region, exemplified by the economic policies of Venezuela's Hugo Chávez. But such measures, Edwards warns, are a recipe for disaster; instead, he argues, the way forward for Latin America lies in further market reforms, more honestly pursued and fairly implemented. As an example of the promise of that approach, Edwards points to Latin America's giant, Brazil, which under the successful administration of President Luis Inácio da Silva (Lula) has finally begun to show signs of reaching its true economic potential. As the global financial crisis has reminded us, the risks posed by failing economies extend far beyond their national borders. Putting Latin America back on a path toward sustained growth is crucial not just for the region but for the world, and *Left Behind* offers a clear, concise blueprint for the way forward. **The False Promise of Big Government How Washington Helps the Rich and Hurts the Poor** *Open Road Media* The debate over the size and scope of the federal government has raged from the New Deal right up through the 2016 presidential race. So why have opponents of big government so rarely made political headway? Because candidates fail to address the fundamental issues. Patrick M. Garry offers a solution in this short, powerful book. Garry, a law professor and political commentator, reveals six ways in which big government hurts the very people it purports to help: the poor, the working class, and the middle class. And the problem is worse than that, he shows: big government actually props up the rich, the powerful, and the politically connected. The False Promise of Big Government debunks the myth at the core of modern progressivism: that only government can help the average person prosper. The truth is that those who claim to speak for the “little guy” actually push for policies that harm the most vulnerable in society, and the proponents of limited government are, in fact, trying to free those individuals from a government that acts against their interests. The False Promise of Big Government lays out everything you need to know about why big government fails and how to overcome it at last. **Native American DNA Tribal Belonging and the False Promise of Genetic Science** *U of Minnesota Press* Who is a Native American? And who gets to decide? From genealogists searching online for their ancestors to fortune hunters hoping for a slice of casino profits from wealthy tribes, the answers to these seemingly straightforward questions have profound ramifications. The rise of DNA testing has further complicated the issues and raised the stakes. In *Native American DNA*, Kim TallBear shows how DNA testing is a powerful—and problematic—scientific process that is useful in determining close biological relatives. But tribal membership is a legal category that has developed in dependence on certain social understandings and historical contexts, a set of concepts that entangles genetic information in a web of family relations, reservation histories, tribal rules, and government regulations. At a larger level, TallBear asserts, the “markers” that are identified and applied to specific groups such as Native American tribes bear the imprints of the cultural, racial, ethnic, national, and even tribal misinterpretations of the humans who study them. TallBear notes that ideas about racial science, which informed white definitions of tribes in the nineteenth century, are unfortunately being revived in twenty-first-century laboratories. Because today's science seems so compelling, increasing numbers of Native Americans have begun to believe their own metaphors: “in our blood” is giving way to “in our DNA.” This rhetorical drift, she argues, has significant consequences, and ultimately she shows how Native American claims to land, resources, and sovereignty that have taken generations to ratify may be seriously—and permanently—undermined. **Thinking of Questions** *Xlibris Corporation* This is not a conventional book. It is designed to stimulate and challenge all people who are curious to find out about the world they inhabit and their place within it. It does this by suggesting questions and lines of questioning on a wide range of topics. The book does not provide answers or model arguments but prompts people to create their own questions and a reading log or journal. To this end, almost all questions have a list of books or articles to provide a starter for stimulating further reading. Once you start, you will be hooked! Never stop questioning. **Violence against Women under International Human Rights Law** *Cambridge University Press* Since the mid-1990s, increasing international attention has been paid to the issue of violence against women. However, there is still no explicit international human rights treaty prohibition on violence against women and the issue remains poorly defined and understood under international human rights law. Drawing on feminist theories of international law and human rights, this critical examination of the United Nations' legal approaches to violence against women analyses the merits of strategies which incorporate women's concerns of violence within existing human rights norms such as equality norms, the right to life, and the prohibition against torture. Although feminist strategies of inclusion have been necessary as well as symbolically powerful for women, the book argues that they also carry their own problems and limitations, prevent a more radical transformation of the human rights system, and ultimately reinforce the unequal position of women under international law.

**Central Issues in Criminal Theory** *Hart Publishing* This book questions whether one of the tasks of criminal theory is to set goals and identify deficiencies in order to improve rules and procedures. **British And Canadian Perspectives on International Law** *Martinus Nijhoff Publishers* "British and Canadian Perspectives on International Law" examines the impact of public international law on the United Kingdom's and Canada's domestic legal systems. It also analyses the contributions of British and Canadian practice to the development of international norms. Topics addressed include international criminal law, international humanitarian law, human rights and human security, asylum, trade, jurisdiction, 'reception law' and media portrayals of international law. Whereas international law scholarship usually takes a global, regional or national approach, this book's chapters are written by leading scholars and practitioners from both countries and provide unique comparative views. While there remains much in common between the two states' understandings of international law, recent developments have shown significant points of departure. **False Promises The Shaping of American Working Class Consciousness** *Duke University Press* This classic study of the American working class, originally published in 1973, is now back in print with a new introduction and epilogue by the author. An innovative blend of first-person experience and original scholarship, Aronowitz traces the historical development of the American working class from post-Civil War times and shows why radical movements have failed to overcome the forces that tend to divide groups of workers from one another. The rise of labor unions is analyzed, as well as their decline as a force for social change. Aronowitz's new introduction situates the book in the context of developments in current scholarship and the epilogue discusses the effects of recent economic and political changes in the American labor movement. **False Promise The Disastrous Reality of Medicare for All** *Encounter Books* American health care is at a crossroads. Health spending reached \$3.5 trillion in 2017. Yet more than 27 million people remain uninsured. And it's unclear if all that spending is buying higher-quality care. Patients, doctors, insurers, and the government acknowledge that the healthcare status quo is unsustainable. America's last attempt at health reform -- Obamacare -- didn't work. Nearly a decade after its passage in 2010, Democrats are calling for a government takeover of the nation's healthcare system -- Medicare for All. The idea's supporters assert that health care is a right. They promise generous, universal, high-quality care to all Americans, with no referrals, copays, deductibles, or coinsurance. With a sales pitch like that, it's no wonder that seven in ten people now support Medicare for All. Doctors, especially young ones, are coming around to the idea of single-payer, too. Democrats, led by the progressive wing of the party, hope to capitalize on this enthusiasm. In 2017, they introduced companion legislation in the House and Senate that would establish Medicare for All. They have already promised to do the same when the next Congress convenes in 2019. More than 70 House Democrats have joined a new Medicare for All Caucus. Senator Bernie Sanders is effectively already on the presidential campaign trail, making his case for single-payer. If Democrats take the White House and Senate in 2020, and hold onto the House, a Medicare for All bill could be among the first pieces of legislation presented to the new president for a signature. In this book, Sally C. Pipes, a Canadian native, will make the case against Medicare for All. She'll explain why health care is not a right -- and how progressives pressing for single-payer are making a litany of promises they can't possibly keep. Evidence from government-run systems in Canada, the United Kingdom, and other developed countries proves that single-payer forces patients to withstand long waits for poor care at high cost. First, she'll unpack the Medicare for All plans under consideration in Congress. She'll explain how radical they truly are. Medicare for All will not save \$5 trillion, as some of its proponents claim. It will cost about \$32 trillion over 10 years, according to analyses from the Urban Institute and the Mercatus Center. It will outlaw private health insurance. It will raise taxes by trillions of dollars. It will cut pay for doctors to the rates paid by Medicare and thereby exacerbate our nation's shortage of physicians. And it will ration care. Then, Sally will detail the horrors of single-payer. She'll start in Canada, whose single-payer system most closely resembles the one progressives have in mind for the United States. Analyses of the government-run systems in the United Kingdom and a few other developed countries will follow, with particular focus on the problems that these systems pose for patients and doctors. To substantiate her indictment of single-payer, Sally will marshal both quantitative and qualitative evidence. She'll highlight how Americans fare better than their peers in Canada and the United Kingdom on the health outcomes that are directly linked to the quality of a healthcare system, including survival rates for patients with cancer and cardiovascular issues. She'll also explain why the health outcomes where the United States performs poorly relative to other nations, like infant mortality and life expectancy, tell us little about our healthcare system. Sally will pepper her text with heart-wrenching stories of the human costs of single-payer -- of people who were injured, were forced to remain in pain, or even died because their government-run healthcare system delayed or denied care. Too often, evangelists for free markets limit their arguments to facts and statistics -- and fail to appeal to the public's emotions. Sally will feature the stories of individuals and families who have been victims of single-payer systems. These vignettes will help drive home the truth about single-payer -- and why it must not come to the United States. She'll conclude with her vision for delivering the affordable, accessible, quality care the American people are looking for. **Feminist Perspectives on Criminal Law** *Routledge* Intended as a supplement to textbooks on undergraduate courses as well as a core text for a specialist course on law and gender, advanced criminal law and postgraduate courses. The book offers an overview; a feminist critique of the principles of criminal liability; and coverage of specific issues. **The EU Charter of Fundamental Rights A Commentary** *Bloomsbury Publishing* "...this most thorough commentary must be regarded as the Bible on the Charter" Peter Oliver, *Common Market Law Review* This second edition of the first commentary of the EU Charter of Fundamental Rights in English, written by experts from several EU Member States, provides an authoritative but succinct statement of how the Charter impacts upon EU, domestic and international law. Following the conventional article-by-article approach, each commentator offers an expert view of how each article is either already being interpreted in the courts, or is likely to be interpreted. Each commentary is referenced to the case law and is augmented with extensive references to further reading. This is a much-welcomed new edition of the authoritative guide to the Charter. **Feminist Judgments From Theory to Practice** *Bloomsbury Publishing* While feminist legal scholarship has thrived within universities and in some sectors of legal practice, it has yet to have much impact within the judiciary or on judicial thinking. Thus, while feminist legal scholarship has generated comprehensive critiques of existing legal doctrine, there has been little opportunity to test or apply feminist knowledge in practice, in decisions in individual cases. In this book, a group of feminist legal scholars put theory into practice in judgment form, by writing the 'missing' feminist judgments in key cases. The cases chosen are significant decisions in English law across a broad range of substantive areas. The cases originate from a variety of levels but are primarily opinions of the Court of Appeal or the House of Lords. In some instances they are written in a fictitious appeal, but in others they are written as an additional concurring or dissenting judgment in the original case, providing a powerful illustration of the way in which the case could have been decided differently, even at the time it was heard. Each case is accompanied by a commentary which renders the judgment accessible to a non-specialist audience. The commentary explains the original decision, its background and doctrinal significance, the issues it raises, and how the feminist judgment deals with them differently. The books also includes chapters examining the theoretical and conceptual issues raised by the process and practice of feminist judging, and by the judgments themselves, including the possibility of divergent feminist approaches to legal decision-making. From the foreword by Lady Hale 'Reading this book ought to be a chastening experience for any judge who believes himself or herself to be both true to their judicial oath and a neutral observer of the world... If lawyers and judges like me have so much to learn from reading this book, then surely other, more sceptical, lawyers and judges have even more to learn...other scholars, and not only feminists, must also be fascinated by the window it opens onto the process of judicial reasoning: not the straightforward, predetermined march from A to B of popular belief, but something altogether more complicated and uncertain. And anyone will find it a very good read.' **Great Debates in Gender and Law** *Bloomsbury Publishing* The first textbook to consider gender perspectives in relation to the whole undergraduate law curriculum in England and Wales. Gender is of central importance in every area of law and every area of people's lives but is rarely mentioned in the formal LLB syllabus; this book is designed to fill some of those gaps. 18 chapters, written by experts in the field, cover all the core modules on the English LLB together with 11 of the most popular options. Aimed at students and lecturers on undergraduate and postgraduate Gender and Law modules, the book will also be useful for all LLB and LLM students studying English law, who may use it to accompany their studies from their first to their final year, and also for prospective law students, legal scholars from outside England and Wales, and scholars in other disciplines. **Rights in Context Law and Justice in Late Modern Society** *Ashgate Publishing, Ltd.* This collection offers a snapshot of how rights are debated and employed in public discourse to reshape legal and political relations at the beginning of the twenty-first century. They explore how rights are used to challenge the state of affairs by **Indiv Feminist Perspectives on Law and Theory** *Routledge* Uses the failure of women to fit into 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 intersect with feminist theory today. **Body Lore and Laws Essays on Law and the Human Body** *Bloomsbury Publishing* This book, the second produced by the Cambridge Socio-Legal Group, is a collection of essays on the subject of law and the human body. As the title suggests, bodies and body parts are not only subject to regulation through formal legal processes, but also the meanings attached to particular bodies, and the significance accorded to some body parts, are aspects of broader cultural processes. In short, bodies are subjected to both lore and laws. The contributors, all leading academics in the fields of Law, Sociology, Psychology, Feminism, Criminology, Biology and Genetics, respectively, offer a range of interdisciplinary papers that critically examine how bodies are constructed and regulated in law. The book is divided into two parts. Part one is concerned with 'Making Bodies' and includes papers relating to transactions in human gametes, cloning, court-ordered caesarean sections, testing for genetic risk, the patenting of human genes and the social policy implications of the growth in genetic information. Part two is concerned with 'Using and Abusing Bodies'. It contains chapters relating to sexualities, sexual orientation and the law, sex workers and their clients, domestic homicide, religious and cultural practices and other issues involving children's bodies, the ownership of the body and body parts and the legal and ethical issues surrounding euthanasia. **Historical Dictionary of Feminism** *Scarecrow Press* This Second Edition is an essential resource for librarians, scholars, and students. This succinct handbook includes more than 1,000 entries covering the persons, organizations, campaigns and court cases, goals and achievements, and current and future directions of the feminist movement, 75 percent of which are new and revised from the first edition. This second edition also features a more internationally focused introduction that provides an overview of the history and development of feminism as a movement and as a philosophy. Rounding out this new edition are an expanded chronology, and an updated bibliography that brings attention to many feminist online resources and periodicals, and emphasizes global and third-wave feminism, both new developments in the field since the publication of the first edition. Paying tribute to the struggles of the women, and men, who have worked to change and to improve the living conditions for women in the world, this book promises a comprehensive historical overview for readers of all interest levels. **Feminist Perspectives on Evidence** *Routledge* This text offers a collection of essays examining various aspects of the law of evidence. Each chapter provides a feminist critique of some aspect of evidence scholarship and evidence law. Much has been written about evidence and about feminist legal theory: this text explores their intersection. **Film and the Law The Cinema of Justice** *Bloomsbury Publishing* Described by Richard Sherwin of New York Law School as the law and film movement's 'founding text', this text is a second, heavily revised and improved edition of the original *Film and the Law* (Cavendish Publishing, 2001). The book is distinctive in a number of ways: it is unique as a sustained book-length exposition on law and film by law scholars; it is distinctive within law and film scholarship in its attempt to plot the parameters of a distinctive genre of law films; its examination of law in film as place and space offers a new way out of the law film genre problem, and also offers an examination of representations of an aspect of legal practice, and legal institutions, that have not been addressed by other scholars. It is original in its contribution to work within the wider parameters of law and popular culture and offers a sustained challenge to traditional legal scholarship, amply demonstrating the practical and the pedagogic, as well as the moral and political significance of popular cultural representations of law. The book is a valuable teaching and learning resource, and is the first in the field to serve as a

basic guidebook for students of law and film. *Sexuality and the Law Feminist Engagements* Routledge 'Rediscovering' the peculiarity of feminist perspectives, rather than examining the broader range of gender-oriented analyses, in the area of legal regulation and sexuality, this edited collection avoids the 'reductionist' and 'essentialist' shortcomings of 'feminism unmodified'. With a substantial introductory chapter, written by the editors, summarizing the state of the law on core aspects of sexuality and providing a critical appraisal of the key themes and concerns, it analyzes and transcends the traditional dichotomised thinking (e.g coercion/choice, victim/agent) about the regulation of gender issues. It addresses a broad range of key themes including: crime the family and child contract law jurisprudence public and international law. Offering a space in which to re-vitalize a feminist conception of sexuality, this book is an essential read for law students interested in the legal implications of gender and sexuality. *International Relations Theory and International Law A Critical Approach* Cambridge University Press International law is playing an increasingly important role in international politics. However, international relations theorists have thus far failed to conceptualise adequately the role that law plays in politics. Instead, IR theorists have tended to operate with a limited conception of law. An understanding of jurisprudence and legal methodology is a crucial step towards achieving a better account of international law in IR theory. But many of the flaws in IR's idea of law stem also from the theoretical foundations of constructivism - the school of thought which engages most frequently with law. In this book, Adriana Sinclair rehabilitates IR theory's understanding of law, using cases studies from American, English and international law to critically examine contemporary constructivist approaches to IR and show how a gap in their understanding of law has led to inadequate theorisation. *Rights, Duties and the Body Law and Ethics of the Maternal-Fetal Conflict* Hart Publishing This book addresses the law and ethics concerning a pregnant woman's refusal of medical treatment needed by the fetus she carries. In England and some U.S. states a pregnant woman can now refuse such treatment. Nevertheless, courts have acknowledged the residual ethical dilemmas, sometimes advertent to the inappropriateness here of legal compulsion of presumed moral duties. This leaves the impression of an uncomfortable split between the ethics and the law. This study seeks to explain and justify a pregnant woman's legal right to refuse medical treatment and thus resolve, so far as possible, the surrounding ethical, legal and social tensions. The idea of day-to-day maternal conduct which may cause prenatal harm is also touched upon. Innovatively, the author adopts a joint philosophical and legal approach directed to issues both of principle and policy, revealing strong conceptual links between the ethics and the law. In addition to an ethical exploration of the maternal-fetal relationship the author explores the relevant English, American and some Canadian arguments from the law of treatment refusal, abortion, tort and rescue. *Civil Liberties and Human Rights* Cavendish Publishing This third edition has been extensively re-written in order to consider the impact of the Human Rights Act 1998. It takes extensive account not only of the Strasbourg jurisprudence, but also of a number of key domestic decisions in the post- Human Rights Act era. Particular attention is paid to Labour legislation including the Terrorism Act 2000, the Regulation of Investigatory Powers Act 2000, the Data Protection Act 1998, the Freedom of Information Act 2000 and the Criminal Justice and Police Act 2001. This book is a detailed, thought-provoking and comprehensive text that is valuable not only for students but also for all those interested in the development of civil liberties in the Human Rights Act era. *Scottish Criminal Evidence Law Current Developments and Future Trends* Edinburgh University Press Why did Enlightenment happen in Edinburgh? Equality Deferred Sex Discrimination and British Columbia's Human Rights State, 1953-84 UBC Press In Equality Deferred, Dominique Clément traces the history of sex discrimination in Canadian law and the origins of human rights legislation. Focusing on British Columbia - the first jurisdiction to prohibit discrimination on the basis of sex - he documents a variety of absurd, almost unbelievable, acts of discrimination. Drawing on previously undisclosed human rights commission records, Clément explores the rise and fall of what was once the country's most progressive human rights legal regime and reveals how political divisions and social movements shaped the human rights state. This book is not only a testament to the revolutionary impact of human rights on Canadian law but also a reminder that it takes more than laws to effect transformative social change. *Women Making Constitutions New Politics and Comparative Perspectives* Springer This volume provides a timely and revealing account of women's constitutional strategies and struggles. It compares and contrasts the latest constitutional developments within the United Kingdom with women's past and present struggles in countries including Canada, the United States and South Africa. Through theoretical engagement and practical experiences, the contributors develop crucial arguments on the nature and effect of constitutional change, equality, women's rights and representation. This shows how women, through their words and deeds, have challenged and shaped the nature and forms of constitutionalism. *Nation and Gender in Contemporary Europe* Manchester University Press Building on the growing body of theoretical literature on the gendered nature of nationalism, this book offers a systematic examination of similarities and differences in the construction of gender and national identities in post-communist societies of Eastern and East Central Europe as well as established and the more stable democracies of Western Europe. It points to some of the key sources of inevitable tensions in the future united Europe, which stem from different perceptions of national and gender roles in different parts of the continent. *Humanity, Freedom and Feminism* Routledge While some feminists seek to use ideas of the 'universal human subject' to include women, others argue that such ideas are intrinsically masculine and exclude the feminine. This book analyzes and critiques 'second wave' feminists who discuss how philosophers such as Plato and Aristotle, Descartes, Hobbes and Kant regard human beings and their capacities. The author suggests adopting an inclusive universal concept of the human being, drawn from ideas of positive liberty from the liberal tradition, Hegelian ideas of the formation of the free human being in society, and care ethics. The book links this theoretical perspective to international human rights and humanitarian law, drawing together areas of theory usually presented separately. These include the liberal theory of the individual (particularly individual freedom, feminist critiques and theories of subjectivity), globalization and global identity issues and the theory of human rights law, with the focus resting on human subjectivity and ethics. While the focus is on Anglo-American jurisprudence, this is combined with continental philosophy, international human rights issues and a Yugoslav war crimes case study. *Human Rights and Cultural Diversity Core Issues and Cases* Edinburgh University Press A student guide to reconciling human rights with cultural difference, using political philosophy and real-life case studies How can universal human rights be reconciled with respect for wide cultural differences? This textbook introduces the core issues for students and addresses them through an interdisciplinary analysis of key case studies. Throughout the book, an alternative philosophical framework is offered as a model through which universalism and difference can be reconciled into a single global vision. Key Features Combines the theory and application of human rights to provide practical help for students and course leaders Key case studies examine the rights of women, ethnic and national minorities, indigenous peoples and religious communities Addresses a broad range of on-going political struggles and issues, including FGM, LGBT rights, freedom of speech and the rights of indigenous peoples Outlines a new human rights-based philosophical perspective that enables students to understand human rights within culturally diverse environments Helpful student features include: Core questions: each chapter starts with 10 core questions, which students are invited to answer as they read to put what they learn into practice Further reading: every chapter ends with suggestions for further reading, to help students deepen their study in particular areas Two-colour layout: blue text boxes and headings draw your attention to important information and make the book easier to read *Discrimination, Equality and the Law* Bloomsbury Publishing This monograph explores some of the conceptual questions which underpin the legal disputes which arise in relation to equality and discrimination. Among these are questions about the meaning of 'equality' as a legal concept and its relationship to the principle of non-discrimination; symmetrical and asymmetrical approaches to equality/non-discrimination; the role of comparators in discrimination/equality analysis; the selection of protected characteristics and the proper sphere of statutory and constitutional protections, and the scope for and regulation of potential conflicts between protected grounds. The author engages with domestic, EU and ECtHR case law as well as with wider international approaches. *The Meritocracy Trap How America's Foundational Myth Feeds Inequality, Dismantles the Middle Class, and Devours the Elite* Penguin A revolutionary new argument from eminent Yale Law professor Daniel Markovits attacking the false promise of meritocracy It is an axiom of American life that advantage should be earned through ability and effort. Even as the country divides itself at every turn, the meritocratic ideal - that social and economic rewards should follow achievement rather than breeding - reigns supreme. Both Democrats and Republicans insistently repeat meritocratic notions. Meritocracy cuts to the heart of who we are. It sustains the American dream. But what if, both up and down the social ladder, meritocracy is a sham? Today, meritocracy has become exactly what it was conceived to resist: a mechanism for the concentration and dynastic transmission of wealth and privilege across generations. Upward mobility has become a fantasy, and the embattled middle classes are now more likely to sink into the working poor than to rise into the professional elite. At the same time, meritocracy now ensnares even those who manage to claw their way to the top, requiring rich adults to work with crushing intensity, exploiting their expensive educations in order to extract a return. All this is not the result of deviations or retreats from meritocracy but rather stems directly from meritocracy's successes. This is the radical argument that Daniel Markovits prosecutes with rare force. Markovits is well placed to expose the sham of meritocracy. Having spent his life at elite universities, he knows from the inside the corrosive system we are trapped within. Markovits also knows that, if we understand that meritocratic inequality produces near-universal harm, we can cure it. When *The Meritocracy Trap* reveals the inner workings of the meritocratic machine, it also illuminates the first steps outward, towards a new world that might once again afford dignity and prosperity to the American people. *Sexual Correctness The Gender-Feminist Attack on Women* McFarland As feminist and women-positive ideas and ideals exploded in the 1960s and 1970s, a sexual revolution was forged, allowing women a variety of lifestyle choices. Many current feminists, called "gender feminists" by some, too often are fighting to limit the sexual options of women. They view women as victims of patriarchy whom must be protected from making incorrect sexual choices, such as choosing to work in pornography or prostitution. As a movement, author McElroy believes, feminism is in danger of drifting from sexual liberation to sexual correctness. This work gives a critical overview of the ideological shift among many feminists. The issues of sexual correctness are examined in detail, showing how the changing ideology is destroying the principle of "a woman's body, a woman's right" and endangering women's right to choose. On each issue, this work presents alternatives in the individualist traditions that defined the feminism movement for many years. *Reproduction Reconceived Family Making and the Limits of Choice After Roe v. Wade* Univ of California Press The landmark case Roe v. Wade helped cement a redefinition of family: it is now commonplace for Americans to treat having children as a choice. But the historic decision coincided with what would become a decades-long trend of widening inequality, ensuring that many families still struggle to obtain even basic necessities. *Reproduction Reconceived* examines how family making actually became harder after the arrival of choice, as different families confronted incarceration, for-profit and racist medical care, disease, poverty, and a welfare state in retreat. Drawing on diverse archival sources and interviews, Sara Matthiesen illustrates how the last fifty years of state neglect have ensured that, for most families, meaningful choice is nowhere to be found. *Contemporary Social Problems and the Law* APH Publishing *Respectability on Trial Sex Crimes in New York City, 1900-1918* State University of New York Press Recovers and chronicles the plights of ordinary New Yorkers that resonate with contemporary debates on rape and domestic violence. Providing a front row seat at critical courtroom battles over seduction, pimping, rape, and sodomy in early twentieth-century New York City, Brian Donovan uses verbatim trial transcripts to understand the city's history during the so-called "first sexual revolution." By tracing the revolutionary and repressive dimensions of this time period, Donovan reveals how conflicting ideas about sex and gender shaped the city's criminal justice system. He unearths stories of sexual violence and legal injustice that contradict the image of early twentieth-century America as a time of sexual revolution and progress. Police and courts often served the interests of the upper classes, men, and racial and ethnic majorities, but the trial transcripts included here reveal the considerable extent to which members of working-class and immigrant communities used the machinery of law enforcement for their own ends. Many previous books have fully documented and analyzed the sensational trials of turn-of-the-century New York City, but none have paid such close attention to the courtroom experiences of common city dwellers. Brian Donovan is Associate Professor of Sociology at the University of Kansas and the author of *White Slave*

**Crusades: Race, Gender, and Anti-vice Activism, 1887-1917. Cyclopedia of Law and Procedure ... Re-Imagining Sociology in India Feminist Perspectives** *Taylor & Francis* This book maps the intersections between sociology and feminism in the Indian context. It retrieves the lives and work of women pioneers of and in sociology, asking crucial questions of their feminisms and their sociologies. The chapters address the experiential realities of women in the field, pedagogical issues, methodological frameworks, mentoring processes and artistic engagements with academic work. The volume's strength lies in bringing together Indian scholars from diverse social backgrounds and regions, reflecting on the specificity of the Indian social sciences. The chapters cover a range of key areas, including sexuality, law, environment, science and medicine. This volume will greatly interest students, teachers, researchers and practitioners of sociology, women's studies, gender studies and feminism, politics and postcolonial studies.