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Constitutional Courts, Gay Rights and Sexual Orientation Equality
Gay Marriage
Same-sex Marriage, Legal Mobilization, & the Politics of Rights
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Sexual Politics of Desire and Belonging
Islam and New Kinship
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Fundamental Rights and Private Law in the European Union: Comparative analyses of selected case patterns
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The Health of Lesbian, Gay, Bisexual, and Transgender People

Constitutional Courts, Gay Rights and Sexual Orientation Equality

Gay Marriage

This symposium analyzes two seemingly conflicting value systems in recent employment discrimination cases: one that prohibits stereotyping in the workplace, and another that upholds workplace appearance standards.

Same-sex Marriage, Legal Mobilization, & the Politics of Rights

At a time when lesbian, gay, bisexual, and transgender individuals--often referred to under the umbrella acronym LGBT--are becoming more visible in society and more socially acknowledged, clinicians and researchers are faced with incomplete information about their health status. While LGBT

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populations often are combined as a single entity for research and advocacy purposes, each is a distinct population group with its own specific health needs.

Furthermore, the experiences of LGBT individuals are not uniform and are shaped by factors of race, ethnicity, socioeconomic status, geographical location, and age, any of which can have an effect on health-related concerns and needs. The Health of Lesbian, Gay, Bisexual, and Transgender People assesses the state of science on the health status of LGBT populations, identifies research gaps and opportunities, and outlines a research agenda for the National Institute of Health. The report examines the health status of these populations in three life stages: childhood and adolescence, early/middle adulthood, and later adulthood. At each life stage, the committee studied mental health, physical health, risks and protective factors, health services, and contextual influences. To advance understanding of the health needs of all LGBT individuals, the report finds that researchers need more data about the demographics of these populations, improved methods for collecting and analyzing data, and an increased participation of sexual and gender minorities in research. The Health of Lesbian, Gay, Bisexual, and Transgender People is a valuable resource for policymakers, federal agencies including the National Institute of Health (NIH), LGBT advocacy groups, clinicians, and service providers.

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At most church weddings, the person presiding over the ritual is not a priest or a pastor, but the wedding planner, followed by the photographer, the florist, and the caterer. And in this day and age, more wedding theology is supplied by Modern Bride magazine or reality television than by any of the Christian treatises on holy matrimony. Indeed, church weddings have strayed long and far from distinctly Christian aspirations. The costumes and gestures might still be right, but the intentions are hardly religious. Why then, asks noted gay commentator Mark D. Jordan, are so many churches vehemently opposed to blessing same-sex unions? In this incisive work, Jordan shows how carefully selected ideals of Christian marriage have come to dominate recent debates over same-sex unions. Opponents of gay marriage, he reveals, too often confuse simplified ideals of matrimony with historical facts. They suppose, for instance, that there has been a stable Christian tradition of marriage across millennia, when in reality Christians have quarreled among themselves for centuries about even the most basic elements of marital theology, authorizing experiments like polygamy and divorce. Jordan also argues that no matter what the courts do, Christian churches will have to decide for themselves whether to bless same-sex unions. No civil compromise can settle the religious questions surrounding gay marriage. And queer Christians, he contends, will have to discover for themselves what they really want out of marriage. If they are not just after legal recognition as a couple or a place at the social table, do they really seek the blessing of God? Or just the garish melodrama of a white wedding? Posing trenchant questions such as

these, Blessing Same-Sex Unions will be a must-read for both sides of the debate over gay marriage in America today.

Sexual Politics of Desire and Belonging

Marriage and other long-term committed relationships are an integral part of our lives and confer many benefits. People in satisfying marriages report greater life happiness, live longer, and are less vulnerable to mental and physical illness. Unfortunately, many couples experience significant relationship distress and about half of marriages end in divorce. Among those who stay married, a notable number of couples remain in unstable, severely distressed marriages for years or even decades. Given the serious physical and psychological consequences of relationship distress and divorce for spouses and their children, it is clear that relationship science-the basic and applied study of relationship development, maintenance, and dysfunction-is of critical importance. The Oxford Handbook of Relationship Science and Couple Interventions showcases cutting-edge research in relationship science, including couple functioning, relationship education, and couple therapy. The book presents the most current definitions of and classifications for relationship dysfunction and discusses the latest research on the biological, psychological, and interpersonal causes and correlates of couple dysfunction and subsequent treatment implications. The latest findings regarding empirically supported prevention and treatment interventions for couple dysfunction are highlighted,

as well as diversity and cultural issues in the context of working with couples. This Handbook will appeal to researchers who seek to understand the development of relationship distress and design interventions to prevent and treat couple distress and clinicians who are diagnosing, assessing, and treating couple dysfunction.

Islam and New Kinship

The staggering string of victories by the gay rights movement's campaign for marriage equality raises questions not only about how gay people have been able to successfully deploy marriage to elevate their social and legal reputation, but also what kind of freedom and equality the ability to marry can mobilize. Wedlocked turns to history to compare today's same-sex marriage movement to the experiences of newly emancipated black people in the mid-nineteenth century, when they were able to legally marry for the first time. Maintaining that the transition to greater freedom was both wondrous and perilous for newly emancipated people, Katherine Franke relates stories of former slaves' involvements with marriage and draws lessons that serve as cautionary tales for today's marriage rights movements. While "be careful what you wish for" is a prominent theme, they also teach us how the rights-bearing subject is inevitably shaped by the very rights they bear, often in ways that reinforce racialized gender norms and stereotypes. Franke further illuminates how the racialization of same-sex marriage has redounded to the benefit of the gay

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rights movement while contributing to the ongoing subordination of people of color and the diminishing reproductive rights of women. Like same-sex couples today, freed African-American men and women experienced a shift in status from outlaws to in-laws, from living outside the law to finding their private lives organized by law and state licensure. Their experiences teach us the potential and the perils of being subject to legal regulation: rights—and specifically the right to marriage—can both burden and set you free.

Access to Assisted Reproductive Technologies

Same-Sex Marriage in the United States

Disgorgement of profits is not exactly a household word in private law. Particularly in civil law jurisdictions – as opposed to those of the common law – the notion is not well known. What does it stand for? It is best illustrated by examples. One of the best known being the British case of *Blake v Attorney General*, [2001] 1 AC 268. In which a double spy had been imprisoned by the UK government before escaping and settling in the former Soviet Union. While there wrote a book on his experiences, upon which the UK government claimed the proceeds of the book. The House of Lords, as it then was, allowed the claim on the basis of Blake’s breach of his employment contract. Other examples are the infringement of intellectual property rights, where the

damages of the owner are limited, but the profits of the wrongdoer immense. In such cases, the question arises whether the infringing party should be disgorged of his profits. This volume aims at establishing the notion of disgorgement of profits as a keyword in the discourse of private law. It does not purport to answer the question whether or not such damages should or should not be awarded. It does however aim to contribute to the discussion, the arguments in favour and against, and the organisation of the various actions.

Global Perspectives on Same-Sex Marriage

Wedlocked

This open access book focuses on family diversity from a legal, demographical and sociological perspective. It investigates what is at stake in the life of homosexuals in the field of family formation, parenting and parenthood, what it brings to everyday life, the support of the law, and what its absence implies. The book shows the paths leading to the adoption of laws while demographic analyses concentrate on the link between registration of same-sex marriages and same-sex parenting with a detailed focus on Spain. The sociological chapters in this book, based upon qualitative surveys in France, Iceland and Italy, underline how the importance of the legal structure influenced the daily life of homosexual families. As such this book is an interesting read to

lawyers, demographers, sociologists, behavioural scientists, and all those working in the field.--Provided by publisher.

Counted Out

The Lesbian and Gay Movement and the State

When state voters passed the California Marriage Protection Act (Proposition 8) in 2008, it restricted the definition of marriage to a legal union between a man and a woman. The act's passage further agitated an already roiling national debate about whether American notions of family could or should expand to include, for example, same-sex marriage, unmarried cohabitation, and gay adoption. But how do Americans really define family? The first study to explore this largely overlooked question, *Counted Out* examines currents in public opinion to assess their policy implications and predict how Americans' definitions of family may change in the future. *Counted Out* broadens the scope of previous studies by moving beyond efforts to understand how Americans view their own families to examine the way Americans characterize the concept of family in general. The book reports on and analyzes the results of the authors' *Constructing the Family Surveys* (2003 and 2006), which asked more than 1,500 people to explain their stances on a broad range of issues, including gay marriage and adoption, single parenthood, the influence of biological and social

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factors in child development, religious ideology, and the legal rights of unmarried partners. Not

surprisingly, the authors find that the standard bearer for public conceptions of family continues to be a married, heterosexual couple with children. More than half of Americans also consider same-sex couples with children as family, and from 2003 to 2006 the percentages of those who believe so increased significantly—up 6 percent for lesbian couples and 5 percent for gay couples. The presence of children in any living arrangement meets with a notable degree of public approval. Less than 30 percent of Americans view heterosexual cohabitating couples without children as family, while similar couples with children count as family for nearly 80 percent. Counted Out shows that for most Americans, however, the boundaries around what they define as family are becoming more malleable with time. Counted Out demonstrates that American definitions of family are becoming more expansive. Who counts as family has far-reaching implications for policy, including health insurance coverage, end-of-life decisions, estate rights, and child custody. Public opinion matters. As lawmakers consider the future of family policy, they will want to consider the evolution in American opinion represented in this groundbreaking book. A Volume in the American Sociological Association's Rose Series in Sociology

New Books on Women, Gender and Feminism

This book addresses the use and regulation of

traditional drugs such as peyote, ayahuasca, coca leaf, cannabis, khat and *Salvia divinorum*. The uses of these substances can often be found at the intersection of diverse areas of life, including politics, medicine, shamanism, religion, aesthetics, knowledge transmission, socialization, and celebration. The collection analyzes how some of these psychoactive plants have been progressively incorporated and regulated in developed Western societies by both national legislation and by the United Nations Drug Conventions. It focuses mainly, but not only, on the debates in court cases around the world involving the claim of religious use and the legal definitions of “religion.” It further touches upon issues of human rights and cognitive liberty as they relate to the consumption of drugs. While this collection emphasizes certain uses of psychoactive substances in different cultures and historical periods, it is also useful for thinking about the consumption of drugs in general in contemporary societies. The cultural and informal controls discussed here represent alternatives to the current merely prohibitionist policies, which are linked to the spread of illicit and violent markets. By addressing the disputes involved in the regulation of traditional drug use, this volume reflects on notions such as origin, place, authenticity, and tradition, thereby relating drug policy to broader social science debates.

Lgbtq Divorce and Relationship Dissolution

The International Handbook on the Demography of

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Sexuality is the first book to specifically address the study of sexuality from a demographic perspective.

Demographic research has largely paid little attention to sexuality as a whole, or sexual orientation in particular, other than in studies examining the “consequences” of sex – sexually transmitted infections or fertility. Instead, the content of this handbook explores population sexuality in order to describe the prevalence of sexual behaviors, desires, and identities, as well as their connections with other demographic outcomes. The focus is on analyzing sexuality as a demographic topic in its own right, rather than solely as a variable in studies of sexually transmitted infection or other health-related topics. In this book, both researchers with traditional demographic backgrounds, as well as those with training in other disciplines, provide an overview of the state of current research on population sexuality. These chapters provide a foundation for the development of research in the burgeoning field of the demography of sexuality.

Yearbook of Comparative and General Literature

Designed for students, academics and the general reader alike, *Sexual Politics of Desire and Belonging* provides theoretical and empirical insights into the linkages between sexualities and forms of desire, and ways of belonging and relating to others in specific contexts and moments in time. Opening with a substantial introduction by one of the editors, this collection of thirteen essays is organised into three

parts, each section making important contributions to contemporary debates regarding the sexual politics of citizenship, marriage, friendship, pornography, intimacies, eroticism and desire. As such, the essays introduce fresh perspectives for thinking about how individuals construct senses of belonging and modes of relating to others in their everyday lives, within the disciplinary frameworks of sociology, organisational analysis and cultural studies. As well, the volume analyses representations of desire and eroticism in British Pop Art, trauma and feminist fiction, polyamory self-help literature, Hollywood films, and sociological and psychoanalytic theory. Analytical insights offered within these essays will do much to stimulate debate about aspects of the socially and historically constituted relationship between desire and sexuality. Because of the diverse approaches and conclusions it contains, the volume will be essential reading for anyone interested in engaging with inter- and multidisciplinary perspectives in order to understand the dynamics between constructions of desire and belonging, and discourses of gender, sex and sexuality.

Same-sex Marriage in Latin America

Despite France and Belgium sharing and interacting constantly with similar culinary tastes, music and pop culture, access to Assisted Reproductive Technologies are strikingly different. Discrimination written into French law acutely contrasts with non-discriminatory access to ART in Belgium. The contributors of this volume are social scientists from France, Belgium,

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England and the United States, representing different disciplines: law, political science, philosophy, sociology and anthropology. Each author has attempted, through the prism of their specialties, to demonstrate and analyse how and why this striking difference in access to ART exists.

Index to Canadian Legal Periodical Literature

Assisted reproductive technologies such as in vitro fertilization have provoked global controversy and ethical debate. This book provides a groundbreaking investigation into those debates in the Islamic Middle East, simultaneously documenting changing ideas of kinship and the evolving role of religious authority in the region through a combination of in-depth field research in Lebanon and an exhaustive survey of the Islamic legal literature. Lebanon, home to both Sunni and Shiite Muslim communities, provides a valuable site through which to explore the overall dynamism and diversity of global Islamic debate. As this book shows, Muslim perspectives focus on the moral propriety of such controversial procedures as the use of donor sperm and eggs as well as surrogacy arrangements, which are allowed by some authorities using surprising and innovative legal arguments. These arguments challenge common stereotypes of the rigidity and conservatism of Islamic law and compel us to question conventional contrasts between 'liberal' and Islamic notions of moral freedom, as well as the epistemological assumptions of anthropology's own 'new kinship studies'. This book

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will be essential reading for anyone interested in contemporary Islam and the impact of reproductive technology on the global social imaginary.

Same-Sex Unions in Premodern Europe

This volume sheds light on regional, national, and individual-level factors that have led to major developments for same-sex relationship equality in Latin America and explores institutional, political, and social barriers for same-sex couples in the region. It analyzes cross-national patterns of same-sex relationship policies in Latin America and examines country-cases of recent policies for same sex-couples in the region.

New Books on Women and Feminism

Both highly praised and intensely controversial, this brilliant book produces dramatic evidence that at one time the Catholic and Eastern Orthodox churches not only sanctioned unions between partners of the same sex, but sanctified them--in ceremonies strikingly similar to heterosexual marriage ceremonies.

Minding Minors Wandering the Web: Regulating Online Child Safety

A leading Washington journalist argues that gay marriage is the best way to preserve and protect society's most essential institution Two people meet and fall in love. They get married, they become upstanding members of their community, they care

for each other when one falls ill, they grow old together. What's wrong with this picture? Nothing, says Jonathan Rauch, and that's the point. If the two people are of the same sex, why should this chain of events be any less desirable? Marriage is more than a bond between individuals; it also links them to the community at large. Excluding some people from the prospect of marriage not only is harmful to them, but is also corrosive of the institution itself. The controversy over gay marriage has reached a critical point in American political life as liberals and conservatives have begun to mobilize around this issue, pro and con. But no one has come forward with a compelling, comprehensive, and readable case for gay marriage-until now. Jonathan Rauch, one of our most original and incisive social commentators, has written a clear and honest manifesto explaining why gay marriage is important-even crucial-to the health of marriage in America today. Rauch grounds his argument in commonsense, mainstream values and confronting the social conservatives on their own turf. Gay marriage, he shows, is a "win-win-win" for strengthening the bonds that tie us together and for remaining true to our national heritage of fairness and humaneness toward all.

Out in the Periphery

Not the Marrying Kind is a new and comprehensive exploration of the contemporary same-sex marriage debates in several jurisdictions including Australia, Canada, South Africa, the United Kingdom and the United States. It departs from much of the existing

scholarship on same-sex marriage, which argues either for or against marriage for same-sex couples. Instead, this book begins from a critical analysis of the institution of marriage itself (as well as separate forms of relationship recognition, such as civil partnership, PaCS, domestic partnership) and asks whether and how feminist critiques of marriage might be applied specifically to same-sex marriage. In doing this, the author combines the theories of second wave feminism with insights from contemporary queer theory.

The Judicial Process

This book provides in English the case law of the Colombian Constitutional Court, which has become one of the most creative and important courts of the global south and the world since its creation in 1991. It offers concise and carefully chosen extracts of the Court's most important cases, along with notes and introductory materials to place them in historical and comparative context. The book covers the Court's landmark rights jurisprudence, including the decriminalization of drug possession, the legalization of same-sex marriage, the protection of social rights through broad structural orders such as the ones covering internally displaced persons and the right to health. It also covers the protection of the rights of indigenous peoples to cultural autonomy and to be consulted before economic projects are undertaken on their land, and the rights of victims of the country's long-running internal armed conflict to truth, justice, and reparations. Also provided are the

Court's most noteworthy structural cases, particularly its successful attempt to limit the use of states of exception and its substitution of the constitution doctrine, which allows it to strike down amendments that replace rather than amending core principles of the existing constitutional order. The materials focus on the Court's contributions in a comparative perspective, showing how they are exemplary of a range of problems faced by courts around the world and particularly as an example of aggressive judicial review by the courts of the global south. At the same time, they demonstrate how many of the Court's key cases - such as the judicial review of the peace process with guerrilla groups or the striking down of an amendment to allow a popular president to seek a third term - are reactions to the historical features of the Colombian legal and social landscape.

Prohibition, Religious Freedom, and Human Rights: Regulating Traditional Drug Use

Same-sex marriage has become one of the defining social issues in contemporary U.S. politics. State court decisions finding in favor of same-sex relationship equality claims have been central to the issue's ascent from nowhere to near the top of the national political agenda. *Same-Sex Marriage in the United States* tells the story of the legal and cultural shift, its backlash, and how it has evolved over the past 15 years.

Fundamental Rights and Private Law in

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the European Union: Comparative analyses of selected case patterns

"Comparative study carried out by the Research Training Network on Fundamental Rights and Private Law in the European Union"--P. [iv] of cover, Vol. 1-2.

Same-Sex Families and Legal Recognition in Europe

Our families are increasingly a matter of choice, and the choices are widening all the time. This is particularly true of the non-heterosexual world, where the last ten years have seen a popular acceptance of same sex partnerships and, to a lesser extent, of same sex parenting. Based on extensive interviews with people in a variety of non-traditional relationships, this fascinating new book argues that these developments in the non-heterosexual world are closely linked to wider changes in the meaning of family in society at large, and that each can cast light on the other. *Same Sex Intimacies* gives vivid accounts of the different ways non-heterosexual people have been able to create meaningful intimate relationships for themselves, and highlights the role of individual agency and collective endeavour in forging these roles: as friends, partners, parents and as members of communities. This topical book will provide compelling reading for students of the family, sexuality and lesbian and gay studies.

The Oxford Handbook of Relationship Science and Couple Interventions

Debating Same-Sex Marriage

The civil rights of lesbians and gay men are a prominent issue on the public agenda today, and one of the most contentious debates is the recognition of same-sex relationships. Same-sex marriage is being addressed in legislatures and courts throughout the world. This book highlights the legal and political battles of same-sex marriages in the United States. In addition, a survey of the status of gay relationships in other countries is outlined in order to compare these claims for equal rights in various political and social contexts. The movement to recognize gay and lesbian relationships demonstrates that law and conceptions of rights are important political resources for creating social change.

Adoption by Lesbians and Gay Men

What unique challenges face LGBTQ individuals in relationships or who are separating or divorcing, especially now that same-sex couples may marry? What issues might complicate the ending of relationships when children, multiple partners, or multiple parents are present? How do gender, gender transition, ethnicity, immigration status, economic status, geography, and other characteristics shape the experiences of divorcing or separating LGBTQ people? Finally, how can therapists and lawyers most effectively assist LGBTQ people whose relationships and families are dissolving? LGBTQ Divorce and Relationship Dissolution: Psychological and Legal

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Perspectives and Implications for Practice brings together social science and legal perspectives to

examine the timely topic of relationship dissolution and divorce among sexual and gender minorities. The first edited book to tackle this topic in an informed, comprehensive, and interdisciplinary matter, this volume gathers and expands current knowledge on topics such as LGBTQ people's relationship and dissolution patterns; the divorce and child custody rules and processes that now apply to many LGBTQ families; and the surrounding political and cultural environment in the United States. It will also address practical issues such as mediation with same-sex couples who are separating or divorcing, financial planning, and family therapy for sexual minority parents and their children in the context of divorce/dissolution. With chapters contributed by leading scholars and practitioners from law, political science, psychology, sociology, and other disciplines, LGBTQ Divorce and Relationship Dissolution will be an invaluable resource for academics, practitioners, policymakers, and LGBTQ people. It will also be of interest to students in psychology, counseling, law, and LGBTQ and gender studies.

Blessing Same-Sex Unions

This volume presents both sides of the debate over whether same-sex marriage should be legalized.

Current Law Index

This book provides a comparative, neo-institutionalist

approach to the different factors impacting state adoption of—or refusal to adopt—same-sex marriage laws. The now twenty-one countries where lesbians and gay men can legally marry include recent or longstanding democracies, republics and parliamentary monarchies, and unitary and federal states. They all reflect different positions with respect to religion and the cultural foundations of the nation. Countries opposed to such legalization, and those having taken measures in recent years to legally reinforce the heterosexual fundamentals of marriage, present a similar diversity. This diversity, in a globalized context where the idea of same-sex marriage has become integral to claims for LGBTI equality and indeed LGBTI human rights, gives rise to the following question: which factors contribute to institutionalizing same-sex marriage? The analytical framework used for exploring these factors in this book is neo-institutionalism. Through three neo-institutionalist lenses—historical, sociological and discursive—contributors investigate two aspects of the processes of adoption or opposition of equal recognition of same-sex partnerships. Firstly, they reveal how claims by LGBTIQ movements are being framed politically and brought to parliamentary politics. Secondly, they explore the ways in which same-sex marriage becomes institutionalized (or resisted) through legal and societal norms and practices. Although it adopts neo-institutionalism as its main theoretical framework, the book incorporates a broad range of perspectives, including scholarship on social movements, LGBTI rights, heterosexuality and social norms, and gender and politics.

International Law in Disaster Scenarios

"Known around the world as a bastion of machismo and Catholicism, Latin America in recent decades has emerged as the undisputed gay rights leader of the Global South. More surprising yet, nations such as Argentina have surpassed more "developed" nations like the United States and many European states in extending civil rights to the homosexual population. Setting aside the role of external factors and conditions in pushing gay rights from the Developed North to the Global South--such as the internationalization of human rights norms and practices, the globalization of gay identities, and the diffusion of policies such as "gay marriage"--this study aims to "decenter" gay rights politics in Latin America by putting the domestic context front and center. The intention is not to show how the "local" has triumphed the "global" in Latin America, but rather to suggest how the domestic context has interacted with the outside world to make Latin America an unusually receptive environment for the development of gay rights. Of special attention to the study is the role of local gay rights organizations, a long-neglected social movement in Latin America, in filtering and adapting international gay rights ideas. Inspired by the outside world but firmly embedded in local politics, Latin American gay activists have succeeded in bringing radical change to the law with respect to homosexuality, and, in some cases, as in Argentina, in transforming society and the culture at large"--

International Handbook on the

Demography of Sexuality

This work presents a thorough investigation of existing rules and features of the treatment of foreign law in various jurisdictions. Private international law (conflict of laws) and civil procedure rules concerning the application and ascertainment of foreign law differ significantly from jurisdiction to jurisdiction. Combining general and individual national reports, this volume demonstrates when and how foreign law is applied, ascertained, interpreted and reviewed by appeal courts. Traditionally, conflicts lawyers have been faced with two contrasting approaches. Civil law jurisdictions characterize foreign law as “law” and provide for the ex officio application and ascertainment of foreign law by judges. Common law jurisdictions consider foreign law as “fact” and require that parties plead and prove foreign law. A closer look at various reports, however, reveals more differentiated features with their own nuances among civil law jurisdictions, and the difference of the treatment of foreign law from other facts in common law jurisdictions. This challenges the appropriacy of the conventional “law-fact” dichotomy. This book further examines the need for facilitating access to foreign law. After carefully analyzing the benefits and drawbacks of existing instruments, this book explores alternative methods for enhancing access to foreign law and considers practical ways of obtaining information on foreign law. It remains to be seen whether and the extent to which legal systems around the world will integrate and converge in their treatment of foreign law.

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Queering the Public Sphere in Mexico and Brazil

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.

Disgorgement of Profits

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Ensuring online safety has become a topic on the regulatory agenda in many Western societies. However, regulating for online safety is far from easy, due to the wide variety of national and international, private and public actors and stakeholders that are involved. When regulating online risks for children it is important to strike the right balance between protection against harms on the one hand and safeguarding their fundamental freedoms and rights on the other. The authors in this book attempt to grapple with precisely this theme: striking the right balance between ensuring safety for children on the internet while at the same time enabling them to experiment, to learn, to enrich their lives, to acquire skills and to have fun using this global network. The authors come from various scientific disciplines, ranging from law to social science and from media studies to philosophy. This means that the book provides the reader with both empirical and theoretical/conceptual chapters and sheds a multi-disciplinary light on the complex topic of regulating online safety for children.

Colombian Constitutional Law

This book shows six different realities of same-sex families. They range from full recognition of same-sex marriage to full invisibility of gay and lesbian individuals and their families. The broad spectrum of experiences presented in this book share some commonalities: in all of them legal scholars and civil society are moving legal boundaries or thinking of spaces within rigid legal systems for same-sex

families to function. In all of them there have been legal claims to recognize the existence of same-sex families. The difference between them lies in the response of courts. Regardless of the type of legal system, when courts have viewed claims of same-sex couples and their families as problems of individual rights, they have responded with a constitutional narrative protecting same-sex couples and their families. When courts respond to these claims with rigid concepts of what a family is and what marriage is as if legal concepts were unmodifiable, same-sex couples have remained outside the protection of the law. Until forty years ago marriage was the only union considered legitimate to form a family. Today more than 30 countries have granted rights to same sex couples, including several that have opened up marriage to couples of the same sex. Every day there is a new bill being discussed or a new claim being brought to courts seeking formal recognition of same sex couples. Not all countries are open to changing their legal structures to accommodate same-sex couples, but even those with no visible changes are witnessing new voices in their communities challenging the status quo and envisioning more flexible legal systems.

Not The Marrying Kind

By analyzing the relationship between lesbian and gay movements and the state, this ground-breaking book addresses two interconnected issues: to what extent is the lesbian and gay movement influenced by the state and, to a lesser extent, whether the lesbian

and gay movement has somehow influenced the state, for instance by altering forms of sexual regulation. Given the diversity in national trajectories, this book covers fifteen countries. This enables the volume to shed light on different kinds of relationships between these groups and the state, as well as on the way they have evolved in recent decades. *The Lesbian and Gay Movement and the State: Comparative Insights into a Transformed Relationship* fills an important gap in the literature on lesbian and gay activism. However, this book also provides important and innovative insights into broader issues in international political science, public policy and comparative politics, as well as issues in social movement studies. These include the role of the state in constructing citizen identities, the heteronormative way in which many traditional citizen entitlements and benefits were constructed, state - civil society relations, judicial activism, the impact of federalism, and the increasing globalization of sexual identities.

Same Sex Intimacies

Treatment of Foreign Law - Dynamics towards Convergence?

Queering the Public Sphere in Mexico and Brazil is a groundbreaking comparative analysis of the historical development and contemporary dynamics of LGBT activism in Latin America's two largest democracies. Rafael de la Dehesa focuses on the ways that LGBT

activists have engaged with the state, particularly in alliance with political parties and through government health agencies in the wake of the AIDS crisis. He examines this engagement against the backdrop of the broader political transitions to democracy, the neoliberal transformation of state-civil society relations, and the gradual consolidation of sexual rights at the international level. His comparison highlights similarities between sexual rights movements in Mexico and Brazil, including a convergence on legislative priorities such as antidiscrimination laws and the legal recognition of same-sex couples. At the same time, de la Dehesa points to notable differences in the tactics deployed by activists and the coalitions brought to bear on the state. De la Dehesa studied the archives of activists, social-movement organizations, political parties, religious institutions, legislatures, and state agencies, and he interviewed hundreds of individuals, not only LGBT activists, but also feminists, AIDS and human-rights activists, party militants, journalists, academics, and state officials. He marshals his prodigious research to reveal the interplay between evolving representative institutions and LGBT activists' entry into the political public sphere in Latin America, offering a critical analysis of the possibilities opened by emerging democratic arrangements, as well as their limitations. At the same time, exploring activists' engagement with the international arena, he offers new insights into the diffusion and expression of transnational norms inscribing sexual rights within a broader project of liberal modernity. *Queering the Public Sphere in Mexico and Brazil* is a landmark examination of LGBT political mobilization.

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Makeup, Identity Performance & Discrimination

The Judicial Process: Law, Courts, and Judicial Politics is an all-new, concise yet comprehensive core text that introduces students to the nature and significance of the judicial process in the United States and across the globe. It is social scientific in its approach, situating the role of the courts and their impact on public policy within a strong foundation in legal theory, or political jurisprudence, as well as legal scholarship. Authors Christopher P. Banks and David M. O'Brien do not shy away from the politics of the judicial process, and offer unique insight into cutting-edge and highly relevant issues. In its distinctive boxes, "Contemporary Controversies over Courts" and "In Comparative Perspective," the text examines topics such as the dispute pyramid, the law and morality of same-sex marriages, the "hardball politics" of judicial selection, plea bargaining trends, the right to counsel and "pay as you go" justice, judicial decisions limiting the availability of class actions, constitutional courts in Europe, the judicial role in creating major social change, and the role lawyers, juries and alternative dispute resolution techniques play in the U.S. and throughout the world. Photos, cartoons, charts, and graphs are used throughout the text to facilitate student learning and highlight key aspects of the judicial process.

The Health of Lesbian, Gay, Bisexual, and Transgender People

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Adoption by Lesbians and Gay Men is an interdisciplinary examination of the myths, misconceptions, research, and practice literature related to sexual-minority individuals' efforts to adopt and raise children. It also provides a blueprint for research and professional training and highlights best practice standards for working with this group of adoptive parents.

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