

Transcending the Boundaries of Law

Generations of feminism and
legal theory

Edited by
Martha Albertson Fineman



Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory

Martha Albertson Fineman



Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory:

Transcending the Boundaries of Law Martha Albertson Fineman, 2010-07-12 Transcending the Boundaries of Law brings together three generations of the most respected feminist legal theorists in order to assess the past the present and the future of feminist legal thought in the Law and Society tradition It is a ground breaking collection that will be central to the further development of feminism and related critical theories 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 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 **Chronotopes of Law** Mariana Valverde, 2015-01-09 This book develops a new framework for analyzing the spatio temporal workings of law and other forms of governance Chronotopes of Law argues that studies of law and governance can be reinvigorated by drawing on a bundle of quite heterogenous analytical tools that do not have a single provenance or a single political or normative aim but that work well in combination Analyses of legal temporality

carried out by anthropologists and studies of law and space undertaken by geographers and legal scholars have proliferated in recent years but these research traditions have remained largely separate By adapting notions such as intertextuality dialogism and the chronotope from Mikhail Bakhtin notions designed specifically to synthesize considerations of space and time in a framework that is open ended interactive and dynamic Mariana Valverde develops an anti metaphysical theory and method for legal studies This approach will be useful both to theorists and to researchers seeking to illuminate the actual workings of law and other forms of governance Indeed a key aim of the book is to break down the institutional and disciplinary barriers that prevent theorists from learning from empirical studies and viceversa Written by one of the foremost sociolegal scholars writing today this theoretically innovative work constitutes a major contribution to contemporary studies in law and society

The ^AOxford Handbook of Feminism and Law in the United States Deborah L. Brake, Martha Chamallas, Verna L. Williams, 2023-07-11 The Oxford Handbook of Feminism and Law in the United States provides a wide ranging exploration of U S legal feminism analyzing both prominent brands of feminist legal theory and key feminist social movements The Handbook s chapters examine the influence that legal feminism has exerted on law from the creation of feminist claims such as sexual harassment and gender equity in sports to new understandings of consent motherhood and reproductive justice Contributions from leading feminist thinkers dissect the backlash to feminism and compare feminism to adjacent discourses including queer theory and masculinities theory The Handbook is also forward looking insofar as it imagines how legal feminism will affect emerging areas like digital privacy immigration law and environmental law Thanks to its expansive scope and highly regarded team of editors and contributors The Oxford Handbook of Feminism and Law in the United States will be an essential source for scholars and students working in a range of interconnected fields

Research Handbook on Law and Political Economy John D. Haskell, 2025-09-10 This thoroughly revised second edition examines the current state of literature in law and political economy drawing on scholarship across a variety of subject areas geographies and orientations Capturing recent developments in the field it expands upon the range of debates and themes explored by the previous edition to include growing cross disciplinary and cross jurisdictional perspectives

Gender Justice and Legal Pluralities Rachel Sieder, John McNeish, 2013-06-17 Gender Justice and Legal Pluralities Latin American and African Perspectives examines the relationship between legal pluralities and the prospects for greater gender justice in developing countries Rather than asking whether legal pluralities are good or bad for women the starting point of this volume is that legal pluralities are a social fact Adopting a more anthropological approach to the issues of gender justice and women s rights it analyzes how gendered rights claims are made and responded to within a range of different cultural social economic and political contexts By examining the different ways in which legal norms instruments and discourses are being used to challenge or reinforce gendered forms of exclusion contributing authors generate new knowledge about the dynamics at play between the contemporary contexts of legal pluralities and the struggles for gender justice Any consideration of this

relationship must it is concluded be located within a broader historically informed analysis of regimes of governance

Feminist Engagement with International Criminal Law Eithne Dowds, 2020-01-23 This work introduces and further develops the feminist strategy of norm transfer the proposal that feminist informed standards created at the level of international criminal law make their way into domestic contexts Situating this strategy within the complementarity regime of the International Criminal Court ICC it is argued that there is an opportunity for dialogue and debate around the contested aspects of international norms as opposed to uncritical acceptance The book uses the crime of rape as a case study and offers a new perspective on one of the most contentious debates within international and domestic criminal legal feminism the relationship between consent and coercion in the definition of rape In analysing the ICC definition of rape it is argued that the omission of consent as an explicit element is flawed Arguing that the definition is in need of revision to explicitly include a context sensitive notion of consent the book goes further setting out draft legislative amendments to the ICC Elements of Crimes definition of rape and its Rules of Procedure and Evidence Turning its attention to the domestic landscape the book drafts amendments to the United Kingdom UK Sexual Offences Act 2003 and to the Youth Justice and Criminal Evidence Act 1999 thereby showing how the revised version of the ICC definition can be applied in context of the UK *Ruth Bader Ginsburg's Legacy of Dissent* Katie L. Gibson, 2018-03-20 A rhetorical analysis of Justice Ruth Bader Ginsburg's feminist jurisprudence

Vulnerabilities, Care and Family Law Julie Wallbank, Jonathan Herring, 2013-11-26 While in the past family life was characterised as a haven from the harsh realities of life it is now recognised as a site of vulnerabilities and a place where care work can go unacknowledged and be a source of social and economic hardship This book addresses the strong relationships that exist between vulnerability and care and dependency in particular contexts where family law and social policy have a contribution to make A fundamental premise of this collection is that vulnerability needs to be analysed in a way that gets at the heart of the differential power relationships that exist in society particularly in respect of access to family justice including effective social policy and law targeted at the specific needs of families in mutually dependent caring relationships It is therefore crucial to critically examine the various approaches taken by policy makers and law reformers in order to understand the range of ways that some families and some family members may be rendered more vulnerable than others The first book of its kind to provide an intersectional approach to this subject *Vulnerabilities Care and Family Law* will be of interest to students and practitioners of social policy and family law

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Table of Contents Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory

1. Understanding the eBook Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - The Rise of Digital Reading Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Advantages of eBooks Over Traditional Books
2. Identifying Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - User-Friendly Interface
4. Exploring eBook Recommendations from Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Personalized Recommendations
 - Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory User Reviews and Ratings

- Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory and Bestseller Lists
- 5. Accessing Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory Free and Paid eBooks
 - Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory Public Domain eBooks
 - Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory eBook Subscription Services
 - Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory Budget-Friendly Options
- 6. Navigating Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory eBook Formats
 - ePub, PDF, MOBI, and More
 - Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory Compatibility with Devices
 - Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Highlighting and Note-Taking Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Interactive Elements Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
- 8. Staying Engaged with Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
- 9. Balancing eBooks and Physical Books Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Setting Reading Goals Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory

- Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Fact-Checking eBook Content of Transcending The Boundaries Of Law Generations Of Feminism And Legal Theory
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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