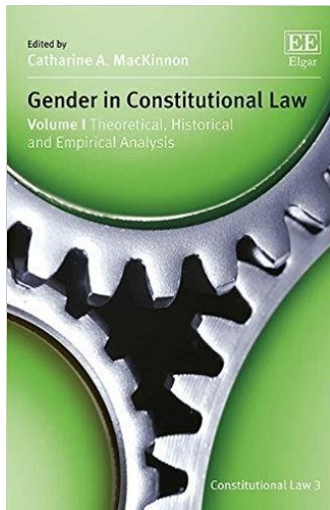


【法学、ジェンダー、憲法】

🌀 ジェンダー法における重要論文を収録



MacKinnon, Catharine A. (ed.), Gender in Constitutional Law. 3 vols. (Constitutional Law 3) 2184 pp. 2018:3 (E. Elgar, UK) <100-4788>
ISBN 978-1-78536-939-1 hard set



本書は、インターセクショナリティ、文化、そして風習といった、憲法におけるジェンダーの分野を考察する研究論文のうち、特に学界を牽引してきた影響力の強い論文を集めたものです。ここに収められた諸論文は、世界中の指導的な研究者、裁判官、そして非政府組織による理論的・経験的・実践的な分析であり、この分野における問題を比較的・国際的な広い視野で徹底的に解明するものといえます。

さらに、簡潔明瞭でありながら的を射た序章を収録し、また憲法上のプロセスに関する基礎的な資料と最先端の手引きを提供しています。この分野の代表的著作と呼ぶにふさわしい本書は、学際的な研究ツールとしての価値もあるので、研究者、実務家におすすめの一冊です。

本書は、第1巻「理論と構想」、「歴史」、「定量的比較」、第2巻「システムと構造」、「家族、再生産、労働」、「ジェンダーに基づく暴力」、「ゲイ・レズビアン・トランスジェンダーの争点」、第3巻「変動の過程」の全3巻から成っています。

🔗🔗🔗🔗 《内容明細》 🔗🔗🔗🔗

Volume I

Acknowledgements

Research Review Catharine A. MacKinnon

PART I: THEORY AND DESIGN

1. Helen Irving (2011), 'Drafting, Design and Gender'
2. Catharine A. MacKinnon (2012), 'Gender in Constitutions'
3. Kimberlé Crenshaw (1989), 'Demarginalizing the Intersection of Race and Sex: A Black Feminist Critique of Antidiscrimination Doctrine, Feminist Theory and Antiracist Politics'
4. Kathleen M. Sullivan (2002), 'Constitutionalizing Women's Equality'



5. Paula A. Monopoli (2006), 'Gender and Constitutional Design'
6. Emanuela Lombardo (2005), 'Integrating or Setting the Agenda? Gender Mainstreaming in the European Constitution-Making Process'
7. Kathryn Abrams (1997), 'The Constitution of Women'
8. Fionnuala Ní Aoláin, Dina Francesca Haynes and Naomi Cahn (2011), 'Law Reform, Constitutional Design, and Gender'
9. Ruth Rubio-Marín & Wen-Chen Chang (2013), 'Sites of Constitutional Struggle for Women's Equality'
10. Jill Elaine Hasday (2013), 'Women's Exclusion from the Constitutional Canon'
11. UN Women (2012), 'Women's Human Rights and National Constitutions: Leadership and Political Participation'

PART II: HISTORY

12. Leslie F. Goldstein (2015), 'Gender, Sex, and the U.S. Constitution'
13. Nancy F. Cott (1998), 'Marriage and Women's Citizenship in the United States, 1830-1934'
14. Penelope E. Andrews (2001), 'From Gender Apartheid to Non-Sexism: The Pursuit of Women's Rights in South Africa'
15. Reva B. Siegel (2002), 'She the People: The Nineteenth Amendment, Sex Equality, Federalism, and the Family'
16. Gretchen Ritter (2002), 'Jury Service and Women's Citizenship before and after the Nineteenth Amendment'
17. Gretchen Ritter (2003), 'Women's Citizenship and the Problem of Legal Personhood in the United States in the 1960s and 1970s'
18. Susanne Baer (2010), 'The Basic Law at 60 – Equality and Difference: A Proposal for the Guest List to the Birthday Party'
19. Vicki C. Jackson (2009), 'Conclusion: Gender Equality and the Idea of a Constitution: Entrenchment, Jurisdiction, Interpretation'

PART III: QUANTITATIVE COMPARISONS

20. Priscilla A. Lambert & Druscilla L. Scribner (2009), 'A Politics of Difference versus a Politics of Equality: Do Constitutions Matter?'
21. Mila Versteeg (2014), 'Unpopular Constitutionalism'
22. Adèle Cassola, Amy Raub, Danielle Foley & Jody Heymann (2014), 'Where do Women Stand? New Evidence on the Presence and Absence of Gender Equality in the World's Constitutions'
23. Tina-Marie Assi, Alison Earle, Isabel Latz, Amy Raub, Jessica Looze, Aleta Sprague & Jody Heymann (2017), 'Meeting Global Commitments to Gender Equality: National Laws, Policies and Constitutions in the 186 Nations That Have Ratified CEDAW'
24. Dawood I. Ahmed & Moamen Gouda (2015), 'Measuring Constitutional Islamization: The Islamic Constitutions Index'
25. Siobhan Austen & Astghik Mavisakalyan (2016), 'Constitutions and the Political Agency of Women: A Cross-Country Study'

Volume II

PART I: SYSTEMS AND STRUCTURES

1. Isabel Latz, Amy Raub, Adele Cassola, Nicolas de Guzman Chorny, Megan Arthur and Jody Heymann (2014), 'Equal Rights for Women and Girls in the World's Constitutions'
2. Drude Dahlerup & Lenita Freidenvall (2009), 'Gender Quotas in Politics – A Constitutional Challenge'





3. Sarah Sunn Bush (2011), 'International Politics and the Spread of Quotas for Women in Legislatures'
4. Jo Shaw (2002), 'The European Union and Gender Mainstreaming: Constitutionally Embedded or Comprehensively Marginalised?'
5. Christopher D. Totten (2003), 'Constitutional Precommitments to Gender Affirmative Action in the European Union, Germany, Canada and the United States: A Comparative Approach'
6. Jill Vickers (2010), 'A Two-Way Street: Federalism and Women's Politics in Canada and the United States'

PART II: FAMILY, REPRODUCTION, AND WORK

7. Siobhán Mullally (2005), 'Debating Reproductive Rights in Ireland'
8. Fareda Banda (2006), 'Women, Law and Human Rights in Southern Africa'
9. Karin Carmit Yefet (2009), 'Unchaining the Agunot: Enlisting the Israeli Constitution in the Service of Women's Marital Freedom'
10. Annette Marfording (1996), 'Gender Equality under the Japanese Constitution'
11. Sadie XinXing Yang & Ao Li (2009), 'Legal Protection against Gender Discrimination in the Workplace in China'
12. Martha C. Nussbaum (2005), 'India, Sex Equality, and Constitutional Law'
13. Ruth Rubio-Marín (2015), 'The (Dis)establishment of Gender: Care and Gender Roles in the Family as a Constitutional Matter'

PART III: GENDER-BASED VIOLENCE

14. Kimberlé Crenshaw (1991), 'Mapping the Margins: Intersectionality, Identity Politics, and Violence Against Women of Color'
15. Kate O'Regan (2013), 'The Right to Equality in the South African Constitution'
16. Valorie K. Vojdik (2008), 'Conceptualizing Intimate Violence and Gender Equality: A Comparative Approach'
17. John Borrows (2013), 'Aboriginal and Treaty Rights and Violence Against Women'

PART IV: GAY, LESBIAN, AND TRANSGENDER ISSUES

18. Catharine A. MacKinnon (2004), 'The Road Not Taken: Sex Equality in Lawrence v. Texas'
19. William N. Eskridge, Jr. (2010), 'Sexual and Gender Variation in American Public Law: From Malignant to Benign to Productive'
20. Bret Boyce (2015), 'Sexuality and Gender Identity Under the Constitution of India'

Volume III

PART I: PROCESSES OF CHANGE

1. Christine Chinkin (2001), 'Gender Mainstreaming in Legal and Constitutional Affairs: A Reference Manual for Governments and Other Stakeholders'
2. Georgina Waylen (2006), 'Constitutional Engineering: What Opportunities for the Enhancement of Gender Rights?'
3. Angela M. Banks (2007), 'Challenging Political Boundaries in Post-Conflict States'
4. Cathi Albertyn & Beth Goldblatt (2008), 'Towards a Substantive Right to Equality'
5. Aili Mari Tripp (2009), 'Conflicting Agendas? Women's Rights and Customary Law in African Constitutional Reform'
6. Susan Bazilli & Marilou McPhedran (2009), 'Women's Constitutional Activism in Canada and South Africa'
7. Claudia Flores & Patricia A. Made (2013), 'The Politics of Engagement: Women's Participation and Influence in Constitution-making Processes'





8. Kathleen S. Fine-Dare (2014), 'The Claims of Gender: Indigeneity, Sumak Kawsay, and Horizontal Women's Power in Urban Ecuador under the 2008 Political Constitution'
 9. Pilar Domingo, Aoife McCullough, Florence Simbiri & Bernadette Wanjala (2016), 'Women and Power: Shaping the Development of Kenya's 2010 Constitution'
 10. Mounira Maya Charrad (2016), 'Progressive Law: How it Came About in Tunisia'
 11. Hallie Ludsin (2011), 'Women and the Draft Constitution of Palestine'
- Index

