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Titolo	Legal capacity & gender : realising the human right to legal personhood and agency of women, disabled women, and gender minorities // Anna Arstein-Kerslake
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ISBN	3-030-63493-0
Descrizione fisica	1 online resource (165 pages) : illustrations
Disciplina	346.013
Soggetti	Capacity and disability Gender identity - Law and legislation Women - Legal status, laws, etc
Lingua di pubblicazione	Inglese
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Nota di contenuto	Right to legal capacity : debates and legal argument -- Personhood : perspectives from critical feminist, disability and queer studies -- Gender, disability and decision-making : historical discrimination -- Gendered denials : law, policy and practice -- Vulnerability created by legal capacity denials -- Creating change : examples of modern reform and recommendations.
Sommario/riassunto	"This book explores the role of gender in the recognition of an individual's legal capacity. It discusses the meaning of the right to legal capacity and its two core elements - legal personhood and legal agency. It then analyses historical and modern denials of personhood and agency experienced by women, disabled women, and gender minorities: for example, prohibitions from voting, limitations on contracting, loss of personhood upon marriage, and gender binary requirements leading to an inability to exercise legal capacity, [among] others. Using critical feminist, disability, and queer theory, this book also offers insights into the construction of legal personhood and its role as a predictor of power and privilege. The book identifies patterns of oppression through legal capacity denial in various jurisdictions and discusses situations in which modern law continues to enforce these

denials. In addition, the book presents solutions: it identifies practices to learn from in various jurisdictions around the world, including both civil law and common law jurisdictions. It also uses case studies to illustrate the ways in which existing laws, policies and practices could be reformed"--Back cover.
