
BIBLIOGRAPHY

International Documents

- Commissioner for Human Rights of the Council of Europe, *Issue Paper on Human Rights and Gender Identity*, CommDH/IssuePaper(2009)2 (29 July 2009)
- Committee on Economic, Social and Cultural Rights, *Concluding Observations of the Committee on Economic, Social and Cultural Rights on Germany*, E/C.12/DEU/CO/5 (20 May 2011)
- European Court of Human Rights, *Overview 1959–2017* (March 2018)
- High Commissioner for Human Rights, *Discriminatory Laws and Practices and Acts of Violence Against Individuals Based on Their Sexual Orientation and Gender Identity*, A/HRC/19/41 (17 November 2011)
- Inter-American Commission on Human Rights, *Violence Against LGBTI Persons in the Americas*, OAS/Ser.L/V/II.rev.1 (12 November 2015)
- Parliamentary Assembly of the Council of Europe, *Discrimination on the Basis of Sexual Orientation and Gender Identity*, Resolution 1728 (2010)
- Scheinin, Martin, Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms While Countering Terrorism, *GA Report on a Gender Perspective on Countering Terrorism*, A/64/211 (3 August 2009)

Books

- Anzaldúa, G, *Borderlands / La Frontera: The New Mestiza* (Aunt Lute Books, 1999)
- Arendt, H, *Eichmann in Jerusalem: A Report on the Banality of Evil* (Viking Press, 1964)
- Aristotle, *Nicomachean Ethics* (Roger Crisp ed and tr, Cambridge University Press, 2004)
- Aust, A, *Modern Treaty Law and Practice* (Cambridge University Press, 2000)
- Balkin, JM (ed), *What Brown v. Board of Education Should Have Said: The Nation's Top Legal Experts Rewrite America's Landmark Civil Rights Decision* (New York University Press, 2001)
- Bamforth, N, *Sexuality, Morals and Justice: A Theory of Lesbian and Gay Rights Law* (Cassell, 1997)
- Bamforth, N, Malik, M and O'Connell, C, *Discrimination Law: Theory and Context* (Sweet & Maxwell, 2008)
- Barker, N, *Not the Marrying Kind: A Feminist Critique of Same-Sex Marriage* (Palgrave Macmillan, 2013)
- Bates, E, *The Evolution of the European Convention on Human Rights: From Its Inception to the Creation of a Permanent Court of Human Rights* (Oxford University Press, 2010)
- Baxi, U, *The Future of Human Rights*, 2nd edn (Oxford University Press, 2008)
- Beger, NJ, *Tensions in the Struggle for Sexual Minority Rights in Europe: Que(e)rying Political Practices* (Manchester University Press, 2009)
- Bell, V, *Interrogating Incest: Feminism, Foucault and the Law* (Routledge, 1993)
- Bornstein, K, *Gender Outlaw: On Men, Women, and the Rest of Us* (Vintage Books, 1995)
- Brems, E (ed), *Diversity and European Human Rights: Rewriting Judgments of the ECHR* (Cambridge University Press, 2013)
- Buist, C and Lenning, E, *Queer Criminology* (Routledge, 2015)
- Butler, J, *Gender Trouble: Feminism and the Subversion of Identity* (Routledge, 1990)
- *Bodies that Matter: On the Discursive Limits of Sex* (Routledge, 1993)
- *Gender Trouble: Feminism and the Subversion of Identity*, 2nd edn (Routledge, 1999)

- *Antigone's Claim: Kinship Between Life and Death* (Columbia University Press, 2000)
- *Undoing Gender* (Routledge, 2004)
- Calhoun, C, *Feminism, the Family, and the Politics of the Closet: Lesbian and Gay Displacement* (Oxford University Press, 2000)
- Chandler, D (ed), *Rethinking Human Rights: Critical Approaches to International Politics* (Palgrave Macmillan, 2003)
- Collier, R, *Masculinity, Law and the Family* (Routledge, 1995)
- Connolly, W, *Identity/Difference: Democratic Negotiations of Political Paradox* (Cornell University Press, 1991)
- Cornell, D, *At the Heart of Freedom: Feminism, Sex and Equality* (Princeton University Press, 1998)
- Corrêa, S, Petchesky, R and Parker, R, *Sexuality, Health and Human Rights* (Routledge, 2008)
- Cryer, R, Hervey, T and Sokhi-Bulley, B, *Research Methodologies in EU and International Law* (Hart Publishing, 2011)
- Delphy, C, *Close to Home: A Materialist Analysis of Women's Oppression* (Hutchinson, 1984)
- Dembour, M, *Who Believes in Human Rights? Reflections on the European Convention* (Cambridge University Press, 2006)
- Derrida, J, *Psyche: Invention of Other* (Stanford University Press, 2007)
- Douzinas, C, *Human Rights and Empire: The Political Philosophy of Cosmopolitanism* (Routledge-Cavendish, 2007)
- Duggan, L, *The Twilight of Equality: Neoliberalism, Cultural Politics, and the Attack on Democracy* (Beacon Press, 2003)
- Edel, F, *Case Law of the European Court of Human Rights Relating to Discrimination on Grounds of Sexual Orientation or Gender Identity* (Council of Europe, 2015)
- Fausto-Sterling, A, *Sexing the Body: Gender Politics and the Construction of Sexuality* (Basic Books, 2000)
- Fineman, MA, *The Neutered Mother, the Sexual Family and Other Twentieth Century Tragedies* (Routledge, 1995)
- Firestone, S, *The Dialectic of Sex: The Case for Feminist Revolution* (Bantam Books, 1972)
- Foucault, M, *The History of Sexuality: An Introduction* (Penguin, 1978)
- *Herculine Barbin: Being the Recently Discovered Memoirs of a Nineteenth-Century French Hermaphrodite* (Harvester Press, 1980)
- Fuss, D (ed), *Inside/Out: Lesbian Theories, Gay Theories* (Routledge, 1991)
- Greenberg, DF, *The Construction of Homosexuality* (University of Chicago Press, 1990)
- Grubbs, JE, *Women and the Law in the Roman Empire: A Sourcebook on Marriage, Divorce and Widowhood* (Routledge, 2002)
- Halley, J, *Split Decisions: How and Why to Take a Break from Feminism* (Princeton University Press, 2006)
- Halperin, D, *One Hundred Years of Homosexuality: And Other Essays on Greek Love* (Routledge, 1990)
- *Saint Foucault: Towards a Gay Hagiography* (Oxford University Press, 1997)
- Harris, DJ, O'Boyle, M, Bates, E and Buckley, C, *Law of the European Convention on Human Rights*, 2nd edn (Oxford University Press, 2009)
- *Law of the European Convention on Human Rights*, 3rd edn (Oxford University Press, 2014)
- Hausman, B, *Changing Sex: Transsexualism, Technology, and the Idea of Gender* (Duke University Press, 1995)
- Heinze, E, *Sexual Orientation: A Human Right: An Essay on International Human Rights Law* (Martinus Nijhoff, 1995)
- Henkin, L, *The Age of Rights* (Columbia University Press, 1990)
- Herman, D, *Rights of Passage: Struggles for Lesbian and Gay Legal Equality* (University of Toronto Press, 1994)
- Hunt, L, *Inventing Human Rights: A History* (Norton and Company Press, 2007)
- Hunter, R, McGlynn, C and Rackley, E (eds), *Feminist Judgments: From Theory to Practice* (Hart Publishing, 2010)

- Ishay, MR, *The History of Human Rights: From Ancient Times to the Globalization Era* (University of California Press, 2004)
- Jagose, A, *Queer Theory: An Introduction* (Melbourne University Press, 1996)
- Johnson, P, *Homosexuality and the European Court of Human Rights* (Routledge, 2012)
- *Going to Strasbourg: An Oral History of Sexual Orientation Discrimination and the European Convention on Human Rights* (Oxford University Press, 2016)
- Katz, J, *The Invention of Heterosexuality* (Dutton, 1995)
- Keating, A (ed), *The Gloria Anzaldúa Reader* (Duke University Press, 2009)
- Kessler, SJ and McKenna, W, *Gender: An Ethnomethodological Approach* (University of Chicago Press, 1978)
- Kosofsky Sedgwick, E, *Epistemology of the Closet* (California University Press, 1990)
- *Tendencies* (Routledge, 1994)
- Laqueur, T, *Making Sex: Body and Gender from the Greeks to Freud* (Harvard University Press, 1990)
- Lerner, G, *The Creation of Patriarchy* (Oxford University Press, 1986)
- Lyotard, J-F, *The Postmodern Condition: A Report on Knowledge* (Geoff Bennington and Brian Massumi tr, University of Minnesota Press, 1984)
- McGhee, D, *Homosexuality, Law and Resistance* (Routledge, 2001)
- Moran, L, *The Homosexual(ity) of Law* (Routledge, 1996)
- Mutua, M, *Human Rights Standards: Hegemony, Law and Politics* (State University of New York Press, 2016)
- Nino, CS, *The Ethics of Human Rights* (Clarendon Press, 1993)
- Oakley, A, *Sex, Gender and Society* (Temple Smith, 1972)
- O'Donovan, K, *Sexual Divisions in Law* (Weidenfeld and Nicolson, 1985)
- *Family Law Matters* (Pluto Press, 1993)
- Orakhelashvili, A, *The Interpretation of Acts and Rules in Public International Law* (Oxford University Press, 2008)
- Otto, D (ed), *Queering International Law: Possibilities, Alliances, Complicities, Risks* (Routledge, 2017)
- Ovey, C and White, RCA, *The European Convention on Human Rights*, 4th edn (Oxford University Press, 2006)
- Pettiti, LE, *Les Transsexuels* (Presses Universitaires de France, 1992)
- Rainey, B, Wicks, E and Ovey, C, *The European Convention on Human Rights*, 6th edn (Oxford University Press, 2014)
- Riggsby, A, *Roman Law and the Legal World of the Romans* (Cambridge University Press, 2010)
- Rubin, G, *Deviations: A Gayle Rubin Reader* (Duke University Press, 2011)
- Schabas, WA, *The European Convention on Human Rights: A Commentary* (Oxford University Press, 2017)
- Seidman, S, *The Social Construction of Sexuality* (Norton & Company, 2003)
- Sharpe, A, *Transgender Jurisprudence: Dysphoric Bodies of Law* (Cavendish, 2002)
- *Foucault's Monsters and the Challenge of the Law* (Routledge, 2010)
- Smart, C, *Feminism and the Power of Law* (Routledge, 1989)
- Spade, D, *Normal Life: Administrative Violence, Critical Trans Politics, and the Limits of Law*, 2nd edn (Duke University Press, 2015)
- Steans, J, Pettiford, L, Diez, T and El-Anis, I, *An Introduction to International Relations Theory*, 3rd edn (Pearson, 2010)
- Stryker, S and Aizura, A (eds), *The Transgender Studies Reader 2* (Routledge, 2013)
- Stychin, CF, *Law's Desire: Sexuality and the Limits of Justice* (Routledge, 1995)
- *A Nation by Rights: National Cultures, Sexual Identity Politics, and the Discourse of Rights* (Temple University Press, 1998)
- *Governing Sexuality: The Changing Politics of Citizenship and Law Reform* (Hart Publishing, 2003)
- Sullivan, N, *A Critical Introduction to Queer Theory* (New York University Press, 2003)
- Van Dijk, P and others, *Theory and Practice of the European Convention on Human Rights*, 4th edn (Intersentia, 2006)

- Warner, M (ed), *Fear of a Queer Planet: Queer Politics and Social Theory* (University of Minnesota Press, 1993)
- *The Trouble with Normal: Sex, Politics, and the Ethics of Queer Life* (Harvard University Press, 2000)
- Weber, C, *Queer International Relations: Sovereignty, Sexuality and the Will to Knowledge* (Oxford University Press, 2016)
- Weeks, J, *Sexuality* (Tavistock Publications, 1986)
- *The Languages of Sexuality* (Routledge, 2011)
- White, RCA and Ovey, C, *The European Convention on Human Rights*, 5th edn (Oxford University Press, 2010)
- Whittle, S, *Respect and Equality: Transsexual and Transgender Rights* (Routledge, 2002)
- Whitty, N, Murphy, T and Livingstone, S, *Civil Liberties Law: The Human Rights Act Era* (Oxford University Press, 2001)
- Wilchins, R, *Queer Theory, Gender Theory: An Instant Primer* (Alyson Books, 2004)
- Wintemute, R, *Sexual Orientation and Human Rights: The United States Constitution, the European Convention, and the Canadian Charter* (Oxford University Press, 1995)
- Wittig, M, *The Straight Mind and Other Essays* (Beacon Press, 1992)

Book Chapters

- Anzaldúa, G, 'Let Us Be the Healing of the Wound: The Coyolxauhqui Imperative – La sombra y el sueño' in AnaLouise Keating (ed), *The Gloria Anzaldúa Reader* (Duke University Press, 2009) 303–17
- Arnup, K and Boyd, S, 'Familial Disputes? Sperm Donors, Lesbians Mothers and Legal Parenthood' in Carl F Stychin and Didi Herman (eds), *Legal Inversions: Lesbians, Gay Men and the Politics of the Law* (Temple University Press, 1995) 77–101
- Backer, LC, 'Queering Theory: An Essay on the Conceit of Revolution in Law' in Leslie Moran, Daniel Monk and Sarah Beresford (eds), *Legal Queeries: Lesbian, Gay and Transgender Legal Studies* (Cassell, 1998) 185–203
- Bauer, R, 'Non-Monogamy in Queer BDSM Communities: Putting the Sex Back into Alternative Relationship Practices and Discourse' in Meg Barker and Darren Langdrige (eds), *Understanding Non-Monogamies* (Routledge, 2010) 142–53
- Butler, J, 'Imitation and Gender Insubordination' in Diana Fuss (ed), *Inside/Out: Lesbian Theories, Gay Theories* (Routledge, 1991) 13–31
- 'Critically Queer' in Shane Phelan (ed), *Playing with Fire: Queer Politics, Queer Theories* (Routledge, 1997) 11–29
- 'On Being Beside Oneself: On the Limits of Sexual Autonomy' in Nicholas Bamforth (ed), *Sex Rights: The Oxford Amnesty Lectures 2002* (Oxford University Press, 2005) 48–78
- Califia, P, 'Gay Men, Lesbians, and Sex: Do It Together' in Iain Morland and Anabelle Willox (eds), *Queer Theory* (Palgrave Macmillan, 2005) 22–27
- Clucas, R and Whittle, S, 'Law' in Christina Richards, Walter Pierre Bouman and Meg-John Barker (eds), *Genderqueer and Non-Binary Genders* (Palgrave Macmillan, 2017) 73–99
- Crisafulli, F, 'Same-Sex Couples' Rights (Other than the Right to Marry) Before the ECtHR' in Daniele Gallo, Luca Paladini and Pietro Pustorini (eds), *Same-Sex Couples Before National, Supranational and International Jurisdictions* (Springer, 2013) 409–36
- Delphy, C, 'Rethinking Sex and Gender' in Stevi Jackson and Sue Scott (eds), *Gender: A Sociological Reader* (Routledge, 2001) 51–58
- Dembour, M, 'Why Should Biological Sex Be Decisive? Transsexualism Before the European Court of Human Rights' in Alison Shaw and Shirley Ardener (eds), *Changing Sex and Bending Gender* (Berghahn, 2005) 39–59
- Dhawan, N, 'Homonationalism and State-Phobia: The Postcolonial Predicament of Queering Modernities' in María Amelia Viteri, and Manuela Lavinás Picq (eds), *Queering Paradigms V: Queering Narratives of Modernity* (Peter Lang, 2015) 51–68

- Epstein, S, 'Gay Politics, Ethnic Identity: The Limits of Social Constructionism' in Edward Stein (ed), *Forms of Desire: Sexual Orientation and the Social Constructionist Controversy* (Routledge, 1990) 239–93
- Filax, G and others, 'Queer Theory/Lesbian and Gay Approaches' in Bridget Somekh and Cathy Lewin (eds), *Research Methods in the Social Sciences* (Sage, 2004) 81–88
- Fineman, MA, 'The Sexual Family' in Martha Albertson Fineman, Jack E Jackson and Adam P Romero (eds), *Feminist and Queer Legal Theory: Intimate Encounters, Uncomfortable Conversations* (Ashgate, 2009) 45–63
- Foucault, M, 'Sex, Power, and the Politics of Identity' in Paul Rabinow (ed), *Ethics: Essential Works of Michel Foucault 1954–1984* (Penguin, 2000) 163–73
- Franke, K, 'Theorizing Yes: An Essay on Feminism, Law, and Desire' in Martha Albertson Fineman, Jack E Jackson and Adam P Romero (eds), *Feminist and Queer Legal Theory: Intimate Encounters, Uncomfortable Conversations* (Ashgate, 2009) 29–44
- Gross, A, 'Challenges to Compulsory Heterosexuality: Recognition and Non-Recognition of Same-Sex Couples in Israeli Law' in Robert Wintemute and Mads Andenæs (eds), *Legal Recognition of Same-Sex Partnerships: A Study of National, European and International Law* (Hart Publishing, 2001) 391–414
- 'The Burden of Conjuality' in Eva Brems (ed), *Diversity and European Human Rights: Rewriting Judgments of the ECHR* (Cambridge University Press, 2013) 265–92
- Halley, J, 'Misreading Sodomy: A Critique of the Classification of "Homosexual" in Federal Equal Protection Law' in Julia Epstein and Kristina Straub (eds), *Body Guards: The Cultural Politics of Gender Ambiguity* (Routledge, 1991) 351–78
- 'Recognition, Rights, Regulation, Normalisation: Rhetorics of Justification in the Same-Sex Marriage Debate' in Robert Wintemute and Mads Andenæs (eds), *Legal Recognition of Same-Sex Partnerships: A Study of National, European and International Law* (Hart Publishing, 2001) 97–111
- 'Queer Theory by Men' in Martha Albertson Fineman, Jack E Jackson and Adam P Romero (eds), *Feminist and Queer Legal Theory: Intimate Encounters, Uncomfortable Conversations* (Ashgate, 2009) 9–28
- Iantaffi, A, 'Future Directions' in Christina Richards, Walter Pierre Bouman and Meg-John Barker (eds), *Genderqueer and Non-Binary Genders* (Palgrave Macmillan, 2017) 283–96
- Jackson, E, 'What is a Parent?' in Alison Diduck and Katherine O'Donovan (eds), *Feminist Perspectives on Family Law* (Routledge-Cavendish, 2006) 59–74
- Jackson, S, 'Theorising Gender and Sexuality' in Stevi Jackson and Jackie Jones (eds), *Contemporary Feminist Theories* (Edinburgh University Press, 1998) 131–45
- Kapur, R, 'The (Im)possibility of Queering International Human Rights Law' in Dianne Otto (ed), *Queering International Law: Possibilities, Alliances, Complicities, Risks* (Routledge, 2017) 131–47
- Kavey, M, 'The Public Faces of Privacy: Rewriting *Lustig-Prean* and *Beckett v. United Kingdom*' in Eva Brems (ed), *Diversity and European Human Rights: Rewriting Judgments of the ECHR* (Cambridge University Press, 2012) 293–325
- Kelly, R, 'Gay Marriage. Why Now? Why at All?' in Steven Seidman, Nancy Fischer and Chet Meeks (eds), *Introducing the New Sexuality Studies*, 2nd edn (Routledge, 2011) 457–62
- Lau, H, 'Rewriting *Schalk and Kopf*: Shifting the Locus of Deference' in Eva Brems (ed), *Diversity and European Human Rights: Rewriting Judgments of the ECHR* (Cambridge University Press, 2012) 243–64
- Lewis, ES, 'Pegging, Masculinities and Heterosexualities: How Narratives of Men Who Enjoy Being Penetrated by Women Can Contribute to Social Transformation and to Queering the Hidden Homosexual Norm in Queer Studies' in María Amelia Viteri and Manuela Lavinas Picq (eds), *Queering Paradigms V: Queering Narratives of Modernity* (Peter Lang AG, 2015) 241–63
- McIntosh, M, 'Queer Theory and the War of the Sexes' in Joseph Bristow and Angelia R. Wilson (eds), *Activating Theory: Lesbian, Gay, Bisexual Politics* (Lawrence & Wishart, 1993) 30–52
- Monro, S, 'Transgender: Destabilising Feminisms?' in Vanessa E Munro and Carl F Stychin (eds), *Sexuality and the Law: Feminist Engagements* (Routledge, 2007) 123–48

- Morgan, W, 'Queering International Human Rights Law' in Carl Stychin and Didi Herman (eds), *Sexuality in the Legal Arena* (Athlone, 2000) 208–25
- Naffine, N, 'The Body Bag' in Ngaire Naffine and Rosemary Owens (eds), *Sexing the Subject of Law* (Law Book Co, 1997) 79–93
- Otto, D, 'Resisting the Heteronormative Imaginary of the Nation-State: Rethinking Kinship and Border Protection' in Dianne Otto (ed), *Queering International Law: Possibilities, Alliances, Complicities, Risks* (Routledge, 2017) 236–57
- Peterson, VS and Parisi, L, 'Are Women Human? It's Not an Academic Question' in Tony Evans (ed), *Human Rights Fifty Years On: A Reappraisal* (Manchester University Press, 1998) 132–60
- Pillay, N, 'What are Human Rights For?' in Daniel Moeckli, Sangeeta Shah and Sandesh Sivakumaran (eds), *International Human Rights Law* (Oxford University Press, 2010) 3–11
- Przybylo, E, 'Masculine Doubt and Sexual Wonder' in Karli June Cerankowski and Megan Milks (eds), *Asexualities: Feminist and Queer Perspectives* (Routledge, 2014) 442–81
- Rahman, M, 'Querying the Equation of Sexual Diversity with Modernity: Towards a Homocolonialist Test' in María Amelia Viteri, and Manuela Lavinás Picq (eds), *Queering Paradigms V: Queering Narratives of Modernity* (Peter Lang, 2015) 91–111
- Robson, R, 'Compulsory Matrimony' in Martha Albertson Fineman, Jack E Jackson and Adam P Romero (eds), *Feminist and Queer Legal Theory: Intimate Encounters, Uncomfortable Conversations* (Ashgate, 2009) 313–28
- Rooke, A, 'Telling Trans Stories: (Un)doing the Science of Sex' in Sally Hines and Tam Sanger (eds), *Transgender Identities: Towards a Social Analysis of Gender Identity* (Routledge, 2010) 64–83
- Rubin, G, 'Thinking Sex: Notes for a Radical Theory of the Politics of Sexuality' in Carole S Vance (ed), *Pleasure and Danger: Exploring Female Sexuality* (Routledge & Kegan, 1984) 267–319
- 'Thinking Sex: Notes for a Radical Theory of the Politics of Sexuality' in Richard Parker and Peter Aggleton (eds), *Culture, Society and Sexuality: A Reader* (Routledge, 2007) 150–87
- Sanger, T, 'Beyond Gender and Sexuality Binaries in Sociological Theory: The Case for Transgender Inclusion' in Sally Hines and Tam Sanger (eds), *Transgender Identities: Towards a Social Analysis of Gender Identity* (Routledge, 2010) 259–76
- Seidman, S, 'From Polluted Homosexual to the Normal Gay' in Chrys Ingraham (ed), *Thinking Straight: The Power, the Promise, and the Paradox of Heterosexuality* (Routledge, 2005) 39–61
- Sharpe, A, 'From Functionality to Aesthetics: The Architecture of Transgender Jurisprudence' in Susan Stryker and Stephen Whittle (eds), *The Transgender Studies Reader* (Routledge, 2006) 621–31
- Sojka, CJ, 'Partners of Transgender People' in Steven Seidman, Nancy Fischer and Chet Meeks (eds), *Introducing the New Sexuality Studies*, 2nd edn (Routledge, 2011) 236–41
- Stein, E, 'The Essentials of Constructionism and the Construction of Essentialism' in Edward Stein (ed), *Forms of Desire: Sexual Orientation and the Social Constructionist Controversy* (Routledge, 1990) 325–53
- Stone, S, 'The Empire Strikes Back: A Posttranssexual Manifesto' in Julia Epstein and Kristina Straub (eds), *Body Guards: The Cultural Politics of Gender Ambiguity* (Routledge, 1991) 280–304
- Stychin, CF, 'Family Friendly? Rights, Responsibilities and Relationship Recognition' in Alison Diduck and Katherine O'Donovan (eds), *Feminist Perspectives on Family Law* (Routledge-Cavendish, 2006) 21–37
- Threadgold, T, 'Performing Theories of Narrative: Theorizing Narrative Performance' in Joanna Thornborrow and Jennifer Coates (eds), *The Sociolinguistics of Narrative* (John Benjamins 2005) 261–278
- Whittle S, 'Sex: Has It Any Place in Modern Marriage' in Robert Wintemute and Mads Andenæs (eds), *Legal Recognition of Same-Sex Partnerships: A Study of National, European and International Law* (Hart Publishing, 2001) 693–712
- Wintemute, R, 'Strasbourg to the Rescue? Same-Sex Partners and Parents' in Robert Wintemute and Mads Andenæs (eds), *Legal Recognition of Same-Sex Partnerships: A Study of National, European and International Law* (Hart Publishing, 2001) 713–29
- 'From "Sex Rights" to "Love Rights": Partnership Rights as Human Rights' in Nicholas Bamforth (ed), *Sex Rights: The Oxford Amnesty Lectures 2002* (Oxford University Press, 2005) 186–224

- 'Sexual Orientation and Gender Identity' in Colin Harvey (ed), *Human Rights in the Community: Rights as Agents for Change* (Hart Publishing, 2005) 175–99
- Wittig, M, 'The Category of Sex' in Monique Wittig, *The Straight Mind and Other Essays* (Beacon Press, 1992) 1–8

Journal Articles

- Abraham, H, 'A Family Is What You Make It? Legal Recognition and Regulation of Multiple Parents' (2017) 25 *American University Journal of Gender, Social Policy and the Law* 405
- Alston, P, 'The Best Interests Principle: Towards a Reconciliation of Culture and Human Rights' (1994) 8 *International Journal of Law and the Family* 1
- Ashford, C, 'Barebacking and the "Cult of Violence": Queering the Criminal Law' (2010) 74 *Journal of Criminal Law* 339
- Atanasio, JB, 'Rapporteur's Overview and Conclusions: Of Sovereignty, Globalization, and Courts' (1996) 28 *New York University Journal of International Law and Politics* 1
- Austin, GW, 'Queering Family Law' (1999) 8 *Australasian Gay and Lesbian Law Journal* 39
- Baker, A, 'The Enjoyment of Rights and Freedoms: A New Conception of the "Ambit" under Article 14 ECHR' (2006) 69 *Modern Law Review* 714
- Balkin, JM, 'Deconstructive Practice and Legal Theory' (1987) 96 *Yale Law Journal* 743
- Ball, CA, 'Sexual Ethics and Postmodernism in Gay Rights Philosophy' (2002) 80 *North Carolina Law Review* 371
- Bamforth, N, 'Sexual Privacy and the European Convention on Human Rights' (1997) 56 *Cambridge Law Journal* 480
- 'Sexual Orientation Discrimination After *Grant v South-West Trains*' (2000) 63 *Modern Law Review* 694
- 'Families Not (Yet) Marriages? Same-Sex Partners and the Developing Convention "Margin of Appreciation"' (2011) 23 *Child and Family Law Quarterly* 128
- Bauer, G, Hammond, R, Travers, R, Kaay, M, Hohenadel, K and Boyce, M, "'I Don't Think This is Theoretical; This is Our Lives": How Erasure Impacts Health Care for Transgender People' (2009) 20 *Journal of the Association of Nurses in AIDS Care* 348
- Berlant, L and Warner, M, 'Sex in Public' (1998) 24 *Critical Inquiry* 547
- Butler, J, 'Is Kinship Already Heterosexual' (2002) 13 *Differences: A Journal of Feminist Cultural Studies* 14
- Cahn, N, 'The New Kinship' (2012) 100 *Georgetown Law Journal* 367
- Chang, H, 'My Father is a Woman, Oh No! The Failure of the Courts to Uphold Individual Substantive Due Process Rights for Transgender Parents Under the Guise of the Best Interest of the Child' (2003) 43 *Santa Clara Law Review* 649
- Chase, AT, 'Human Rights Contestations: Sexual Orientation and Gender Identity' (2016) 20 *International Journal of Human Rights* 703
- Cobb, N, "'Gay Couple's Break Like Fawltly Towers": Dangerous Representations of Lesbian and Gay Oppression in an Era of "Progressive" Law Reform' (2009) 18 *Social and Legal Studies* 333
- Currah, P, 'Defending Genders: Sex and Gender Non-Conformity in the Civil Rights Strategies of Sexual Minorities' (1997) 48 *Hastings Law Journal* 1363
- De Lauretis, T, 'Queer Theory: Lesbian and Gays Sexualities: An Introduction' (1991) 3 *Differences: A Journal of Feminist Cultural Studies* iii
- Doty, K, 'From *Fretté* to *E.B.*: The European Court of Human Rights on Gay and Lesbian Adoption' (2009) 18 *Law and Sexuality: A Review of Lesbian, Gay, Bisexual, and Transgender Legal Issues* 121
- Douzinas, C, 'Humanity, Military Humanism and the New Moral Order' (2003) 32 *Economy and Society* 159
- Duggan, L, 'Queering the State' (1994) 39 *Social Text* 1
- Epstein, S, 'A Queer Encounter: Sociology and the Study of Sexuality' (1994) 12 *Sociological Theory* 188
- Eskridge, WN, 'Law and the Constitution of the Closet: American Regulation of Same-Sex Intimacy, 1880–1946' (1997) 82 *Iowa Law Review* 1007

- Fineman, MA, 'Why Marriage?' (2002) 9 *Virginia Journal of Social Policy and the Law* 239
- Foster, S, 'Gross Indecency and the Right to Private Sexual Life' (2000) 5 *Coventry Law Journal* 77
- Gartner, N, 'Lesbian (M)Otherhood: Creating an Alternative Model for Settling Child Custody Disputes' (2007) 16 *Law and Sexuality* 45
- Gonzalez-Salzberg, DA, 'The Accepted Transsexual and the Absent Transgender: A Queer Reading of the Regulation of Sex/Gender by the European Court of Human Rights' (2014) 29 *American University International Law Review* 797
- 'The Making of the Court's Homosexual: A Queer Reading of the European Court of Human Rights' Case Law on Same-Sex Sexuality' (2014) 65 *Northern Ireland Legal Quarterly* 371
- 'Confirming (The Illusion of) Heterosexual Marriage: *Hämäläinen v Finland*' (2015) 2 *Journal of International and Comparative Law* 173
- 'An Improved Protection for the (Mentally Ill) Trans Parent: A Queer Reading of *AP, Garçon and Nicot v France*' (2018) 81 *Modern Law Review* 526
- Gotell, L, 'Queering Law: Not by Vriend' (2002) 17 *Canadian Journal of Law and Society* 89
- Grabham, E, 'Governing Permanence: Trans Subjects, Time, and the Gender Recognition Act' (2010) 19 *Social and Legal Studies* 107
- Green, AI, 'Queer Theory and Sociology: Locating the Subject and the Self in Sexuality Studies' (2007) 25 *Sociological Theory* 26
- Greenberg, JA, 'Intersexuality and the Collision Between Law and Biology' (1999) 41 *Arizona Law Review* 270
- Grigolo, M, 'Sexualities and the ECHR: Introducing the Universal Sexual Legal Subject' (2003) 14 *European Journal of International Law* 1023
- Gross, A, 'Queer Theory and International Human Rights Law: Does Each Person Have a Sexual Orientation?' (2007) 101 *American Society of International Law Proceedings* 129
- 'Sex, Love, and Marriage: Questioning Gender and Sexuality Rights in International Law' (2008) 21 *Leiden Journal of International Law* 235
- 'Gender Outlaws Before the Law: The Courts of the Borderland' (2009) 32 *Harvard Journal of Law and Gender* 165
- Halley, J, 'The Politics of the Closet: Towards Equal Protection for Gay, Lesbian, and Bisexual Identity' (1989) 36 *UCLA Law Review* 915
- Halperin, DM, 'The Normalization of Queer Theory' (2003) 45 *Journal of Homosexuality* 339
- Hamilton, F, 'Why the Margin of Appreciation is Not the Answer to the Gay Marriage Debate' (2013) 1 *European Human Rights Law Review* 47
- Hare, I, 'Privacy and the Gay Right to Fight' (2000) 59 *Cambridge Law Journal* 6
- Hart, L, 'Individual Adoption by Non-Heterosexuals and the Order of Family Life in the European Court of Human Rights' (2009) 36 *Journal of Law and Society* 536
- Heinze, E, 'Sexual Orientation and International Law: A Study in the Manufacture of Cross-Cultural "Sensitivity"' (2001) 22 *Michigan Journal of International Law* 283
- Herman, D, 'Are We Family Yet? Lesbian Rights and Women's Liberation' (1990) 28 *Osgoode Hall Law Journal* 789
- Herring, J, 'Gay Rights Come Quietly' (2002) 118 *Law Quarterly Review* 31
- Hodson, L, 'Family Values: The Recognition of Same-Sex Relationships in International Law' (2004) 22 *Netherlands Quarterly of Human Rights* 33
- 'A Marriage by Any Other Name? *Schalk and Kopf v Austria*' (2011) 11 *Human Rights Law Review* 170
- 'Ties that Bind: Towards a Child-Centred Approach to Lesbian, Gay, Bi-Sexual and Transgender Families under the ECHR' (2012) 20 *International Journal of Children's Rights* 501
- Ingraham, C, 'The Heterosexual Imaginary: Feminist Sociology and the Theories of Gender' (1994) 12 *Sociological Theory* 203
- Irvine, JM, 'A Place in the Rainbow: Theorizing Lesbian and Gay Culture' (1994) 12 *Sociological Theory* 232
- Iyer, N, 'Categorical Denials: Equality Rights and the Shaping of Social Identity' (1994) 19 *Queen's Law Journal* 179

- Johnson, C, 'Heteronormative Citizenship and the Politics of Passing' (2002) 5 *Sexualities* 317
- Johnson, P, 'An Essentially Private Manifestation of Human Personality: Constructions of Homosexuality in the European Court of Human Rights' (2010) 10 *Human Rights Law Review* 67
- 'Challenging the Heteronormativity of Marriage: The Role of Judicial Interpretation and Authority' (2011) 20 *Social and Legal Studies* 349
- 'Homosexuality, Freedom of Assembly and the Margin of Appreciation Doctrine of the European Court of Human Rights: *Alekseyev v Russia*' (2011) 11 *Human Rights Law Review* 578
- 'Adoption, Homosexuality and the European Convention on Human Rights: *Gas and Dubois v France*' (2012) 75 *Modern Law Review* 1123
- 'Heteronormativity and the European Court of Human Rights' (2012) 23 *Law and Critique* 43
- 'Sociology and the European Court of Human Rights' (2014) 62 *Sociological Review* 547
- "'The Choice of Wording must be Regarded as Deliberate": Same-Sex Marriage and Article 12 of the European Convention on Human Rights' (2015) 40 *European Law Review* 207
- Kennedy, D, 'The International Human Rights Movement: Part of the Problem?' (2002) 15 *Harvard Human Rights Journal* 101
- Kepron, LR, 'Queer Theory: Weed or Seed in the Garden of Legal Theory' (2000) 9 *Law and Sexuality: A Review of Lesbian, Gay, Bisexual, and Transgender Legal Issues* 279
- Kessler, SJ, 'The Medical Construction of Gender: Case Management of Intersexed Infants' (1990) 16 *Signs* 3
- Knauer, N, 'Gender Matters: Making the Case for Trans Inclusion' (2008) 6 *Pierce Law Review* 1
- Knouse, J, 'Intersexuality and the Social Construction of Anatomical Sex' (2006) 12 *Cardozo Journal of Law and Gender* 135
- Langlois, AJ, 'Human Rights in Crisis? A Critical Polemic Against Polemical Critics' (2012) 11 *Journal of Human Rights* 558
- Laqueur, T, 'Orgasm, Generation, and the Politics of Reproductive Biology' (1986) 14 *Representations* 1
- Letsas, G, 'Two Concepts of the Margin of Appreciation' (2006) 26 *Oxford Journal of Legal Studies* 705
- McGill, J and Salyzyn, A, 'Queer Insights on Women in the Legal Profession' (2014) 17 *Legal Ethics* 231
- McGoldrick, D, 'The Development and Status of Sexual Orientation Discrimination Under International Human Rights Law' (2016) 16 *Human Rights Law Review* 613
- McIntosh, M, 'The Homosexual Role' (1968) 16 *Social Problems* 182
- Millbank, J, 'From Here to Maternity: A Review of the Research on Lesbian and Gay Families' (2003) 38 *Australian Journal of Social Issues* 541
- Moran, L, '*Laskey v The United Kingdom*: Learning the Limits of Privacy' (1998) 61 *Modern Law Review* 77
- Moreham, NA, 'The Right to Respect for Private Life in the European Convention on Human Rights: A Re-Examination' (2008) 1 *European Human Rights Law Review* 44
- Morgan, W, 'Law & Change: Identifying Evil for What It Is: Tasmania, Sexual Perversity and the United Nations' (1994) 19 *Melbourne University Law Review* 742
- 'Queer Law: Identity, Culture, Diversity, Law' (1995) 5 *Australasian Gay and Lesbian Law Journal* 1
- Morsink, J, 'Women's Rights in the Universal Declaration' (1991) 13 *Human Rights Quarterly* 229
- Namaste, K, 'The Politics of Inside/Out: Queer Theory, Poststructuralism, and a Sociological Approach to Sexuality' (1994) 12 *Sociological Theory* 220
- Nye, J, 'The Gender Box' (1998) 13 *Berkeley Women's Law Journal* 226
- O'Flaherty, M and Fisher, J, 'Sexual Orientation, Gender Identity and International Human Rights Law: Contextualising the Yogyakarta Principles' (2008) 8 *Human Rights Law Review* 207
- Otto, D, 'Queering Gender [Identity] in International Law' (2015) 33 *Nordic Journal of Human Rights* 299
- Parker, S, 'The Best Interests of the Child: Principles and Problems' (1994) 8 *International Journal of Law and the Family* 26
- Pawelski, JG and others, 'The Effects of Marriage, Civil Union, and Domestic Partnership Laws on the Health and Well-Being of Children' (2006) 118 *Pediatrics* 349
- Perrin, EC and others, 'Technical Report: Coparent or Second-Parent Adoption by Same-Sex Parents' (2002) 109 *Pediatrics* 341

- Phelan, S, 'Queer Liberalism?' (2000) 94 *American Political Science Review* 431
- Ragone, S and Volpe, V, 'An Emerging Right to a "Gay" Family Life? The Case *Oliari v. Italy* in a Comparative Perspective' (2016) 17 *German Law Journal* 451
- Rich, A, 'Compulsory Heterosexuality and Lesbian Existence' (1980) 5 *Signs* 631
- Richardson, D, 'Claiming Citizenship? Sexuality, Citizenship and Lesbian/Feminist Theory' (2000) 3 *Sexualities* 255
- Richie, C, 'Lessons from Queer Bioethics: A Response to Timothy F. Murphy' (2016) 30 *Bioethics* 365
- Romero, AP, 'Methodological Descriptions: "Feminist" and "Queer" Legal Theories' (2007) 19 *Yale Journal of Law and Feminism* 227
- Rosenell, S, 'Why We Should Care About Friends: An Argument for Queering the Care Imaginary in Social Policy' (2004) 3 *Social Policy and Society* 409
- Rutledge, D, 'Child Support: Discrimination Based on Sexual Orientation – Justification' (2011) 18 *Journal of Social Security Law* 15
- Sabatello, M, 'Advancing Transgender Family Rights Through Science: A Proposal for an Alternative Framework' (2011) 33 *Human Rights Quarterly* 43
- Sandland, R, 'Crossing and Not Crossing: Gender, Sexuality and Melancholy in the European Court of Human Rights' (2003) 11 *Feminist Legal Studies* 191
- 'Feminism and the Gender Recognition Act 2004' (2005) 13 *Feminist Legal Studies* 43
- Scott, JW, 'Deconstructing Equality-Versus-Difference: Or, the Uses of Post-Structuralist Theory for Feminism' (1988) 14 *Feminist Studies* 33
- Sen, A, 'Elements of a Theory of Human Rights' (2004) 32 *Philosophy and Public Affairs* 315
- Sharpe, A, 'Transgender Marriage and the Legal Obligation to Disclose Gender History' (2012) 75 *Modern Law Review* 33
- 'The Ethicality of the Demand for (Trans)parency in Sexual Relations' (2017) 43 *Australian Feminist Law Journal* 161
- Sherlock, A, 'Article 8, Privacy and the Rights of Homosexuals' (1989) 14 *European Law Review* 112
- 'Prohibition of Homosexual Relations in Private and the Convention' (1994) 19 *European Law Review* 112
- Slaughter, A, 'Judicial Globalization' (2000) 40 *Virginia Journal of International Law* 1103
- Smart, C, 'Law's Power, the Sexed Body, and Feminist Discourse' (1990) 17 *Journal of Law and Society* 194
- Spade, D, 'Resisting Medicine, Re/modelling Gender' (2003) 18 *Berkeley Women's Law Journal* 15
- Spencer, JR, 'Incest and Article 8 of the European Convention on Human Rights' (2013) 72 *Cambridge Law Journal* 5
- Stein, A and Plummer, K, "'I Can't Even Think Straight": "Queer" Theory and the Missing Sexual Revolution in Sociology' (1994) 12 *Sociological Theory* 178
- Stryker, S, 'Transgender History, Homonormativity, and Disciplinarity' (2008) 100 *Radical History Review* 145
- Stychin, CF, 'Essential Rights and Contested Identities: Sexual Orientation and Equality Rights Jurisprudence in Canada' (1995) 8 *Canadian Journal of Law and Jurisprudence* 49
- 'To Take Him "At His Word": Theorizing Law, Sexuality and the US Military Exclusion Policy' (1996) 5 *Social and Legal Studies* 179
- 'Same-Sex Sexualities and the Globalization of Human Rights Discourse' (2004) 49 *McGill Law Journal* 951
- 'Being Gay' (2005) 40 *Government and Opposition* 90
- 'Couplings: Civil Partnership in the United Kingdom' (2005) 8 *New York City Law Review* 543
- Trispiotis, I, 'Discrimination and Civil Partnerships: Taking "Legal" Out of Legal Recognition' (2014) 14 *Human Rights Law Review* 343
- Vade, D, 'Expanding Gender and Expanding the Law: Toward a Social and Legal Conceptualization of Gender that is More Inclusive of Transgender People' (2005) 11 *Michigan Journal of Gender and Law* 253
- Valdes, F, 'Queers, Sissies, Dykes, and Tomboys: Deconstructing the Conflation of "Sex", "Gender", and "Sexual Orientation" in Euro-American Law and Society' (1995) 83 *California Law Review* 350

- 'Sex and Race in Queer Legal Culture: Ruminations on Identities & Inter-connectivities' (1996) 5 *California Review of Law and Women's Studies* 25
- Valocchi, S, 'Not Yet Queer Enough: The Lessons of Queer Theory for the Sociology of Gender and Sexuality' (2005) 19 *Gender and Society* 750
- Van den Bogaert, S, 'ECHR Rules on Illegal Ban of Warsaw Equality Parade: The Case of *Bączkowski and Others v Poland*' (2007) 8 *German Law Journal* 890.
- Waites, M, 'The Fixity of Sexual Identities in the Public Sphere: Biomedical Knowledge, Liberalism and the Heterosexual/Homosexual Binary in Late Modernity' (2005) 8 *Sexualities* 539
- 'Critique of "Sexual Orientation" and "Gender Identity" in Human Rights Discourse: Global Queer Politics Beyond the Yogyakarta Principles' (2009) 15 *Contemporary Politics* 137
- Warner, M, 'Normal and Normaller: Beyond Gay Marriage' (1999) 5 *GLQ: A Journal of Lesbian and Gay Studies* 119
- West, C and Zimmerman, DH, 'Doing Gender' (1987) 1 *Gender and Society* 125
- Wilkinson, E, 'Single People's Geographies of Home: Intimacy and Friendship Beyond "the Family"' (2014) 46 *Environment and Planning A: Economy and Space* 2452
- Yoshino, K, 'The Epistemic Contract of Bisexual Erasure' (2000) 52 *Stanford Law Review* 353
- Zanghellini, A, 'Scientific Positivism and the Controversy Over Research into Lesbian and Gay Parenting' (2007) 4 *Sexuality Research and Social Policy* 100
- 'Queer, Antinormativity, Counter-normativity and Abjection' (2009) 18 *Griffith Law Review* 1

Conference Papers

- Dunne, P, "Recognizing Identities, Denying Families": Conditions for the Legal Recognition of Gender Identity in Europe' in Carlo Casonato and Alexander Schuster (eds), *Rights on the Move: Rainbow Families in Europe* (Conference Proceedings, Trento, October 2014) 295–309
- Śledzińska-Simon, A, 'Transgender Rights on the Move: Towards Recognition and Gender-Neutral Definition of Parenthood' in Carlo Casonato and Alexander Schuster (eds), *Rights on the Move: Rainbow Families in Europe* (Conference Proceedings, Trento, October 2014) 311–26.

Non-Governmental Organisations' Reports and Press Releases

- International Lesbian, Gay, Bisexual, Trans and Intersex Association (ILGA), *State-Sponsored Homophobia: A World Survey of Sexual Orientation Laws: Criminalisation, Protection and Recognition*, 12th edn (May 2017)