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LGBTQ+ mobilization and counter-mobilization
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7/13/2022, 10:15 AM – 12:00 PM
 Sedas Nunes, 1E.04

Session Type: Paper Session

This panel examines key developments in LGBTQ+ social movements, across legal mobilization, advocacy of ideas, and counter-mobilizations. Papers include examinations of LGBTQ legal mobilization in the Global South, the marriage equality movement and dissemination of new legal ideas, the issue of the vulnerable child in marriage equality litigation, and the Christian's Right's political mobilization against transgender rights in the USA.

Michael Yarbrough
 Session Chair

Michael Yarbrough
CUNY John Jay College of Criminal Justice
 Discussant

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Rights-based legal mobilizations
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7/14/2022, 2:45 PM – 4:30 PM
 Virtual 06

Session Type: Paper Session

This panel considers the role of legal mobilization, case law and legislation in rights-based movements including immigration, LGBTQ+ rights, and voting rights. Papers include a study of movement lawyering on immigration in the USA, an examination of how LGBTQ+ legal impact organizations select cases in the USA, an analysis on legal mobilizations on same sex marriage in Taiwan, and discussion of the role of case law and legislation in voting rights suppression in the USA

Avinoam Cohen
 Session Chair

Avinoam Cohen
Tel Aviv University and the College of Management
 Discussant

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LGBTIQ+ Rights and Procedures
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7/15/2022, 10:15 AM – 12:00 PM
 Building II C4.01

Session Type: Paper Session

The session deals with LGBTIQ+ rights, legislative consultation and administration procedures and ideologic framing and arguments

Ulrike Schultz
 Session Chair

Ulrike Schultz
Fernuniversitat in Hagen
 Discussant

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Does U.S. Discrimination Law Benefit Employees or their Employers?
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7/15/2022, 2:45 PM – 4:30 PM
 Ala Autónoma, Auditório Afonso de Barros

Session Type: Paper Session

This session includes four papers examining the process and outcomes of discrimination charges in the United States. In the U.S. an employee who wants to pursue their legal rights after experiencing discrimination must file in one of these two routes before proceeding to court. Very few actually go to the court, but about 100,000 people a year file and their cases are processed at the filing stage by regulatory authorities. All four papers use difficult to access administrative data or records of specific charges filed with the U.S. Equal Employment Opportunity Commission or state Fair Employment Practice Commissions.

Steven Boutcher
 Session Chair

Laura Beth Nielsen
Northwestern Sociology & ABF
 Discussant

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Sociolegal Perspectives on Sex, Work, & Equity
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7/15/2022, 2:45 PM – 4:30 PM
 Building II Auditório B2.04 – Juan Mozzicafreddo

Session Type: Paper Session

Focusing on inclusion and diversity, this panel examines how marginalized voices are misrepresented and erased from mainstream discourse, policies, and practices. In this regard papers in this session use a sociolegal perspective to frame the lived realities of migrant sex workers, sex workers with disability, female prison workers, and LGBTQ workers. The objectives of highlighting the lived realities of such marginalized populations are two-fold 1) papers in this panel providing a platform to enhance the voices from the margins, and 2) drawing out the similarities in the consequences of deep-seated systemic inequalities.

Simanti Dasgupta
 Session Chair

Simanti Dasgupta
University of Dayton
 Discussant

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Entanglements and Territorialities of Racial Capitalism, Caste Capitalism, and In/Formal Economies
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7/16/2022, 12:45 PM – 2:30 PM
 Ala Autónoma, AA 3.25

Session Type: Paper Session IRC: 8-Sexuality, Political Economy and the Law

This panel examines the regionalisms and territorialities of racial and caste capitalism via a critique of gender and sexuality in the reorganization of labor. Discussing the contemporary moment and the late nineteenth and early twentieth centuries, the papers interrogate legal regulation and state power in maintaining boundaries between formal and informal sectors of work, and between legal/legitimate and illegal/illegitimate forms of labor force participation. Individually, these papers discuss sex work in Athens, working in media in China, and the historic circulation of mercantile 'middle men' between India, East Africa, and Britain. Collectively, these papers extend critiques of racial and caste capitalism via a critique of labor and the way it is regulated within the rubrics of neoliberalism, austerity and labor market controls.

Rahul Rao
 Session Chair

Svati Shah
University of Massachusetts, Amherst
 Discussant

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Queerer Approaches to Radical Inequality: Violence, Criminal Law, and Hatred
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7/16/2022, 2:45 PM – 4:30 PM
 Ala Autónoma, AA 3.24

Session Type: Paper Session

This session is built around critical rethinking of violence. We start by introducing the understanding of violence as radical inequality in power relations that can be experienced in such instances as slavery, hate crime, or intimate partner and dating violence. Throughout the papers, our focus is on queer relationships. Hence, the panel takes the conference major theme as a framework for analysing violence in two different cases of radical inequality of power relations. The first one is hate crime against LGBT people where inequality between perpetrators and victims is assumed. The second case of violence is IPV in same-sex families which offer a different context of presumably equal relationships between partners, and yet, as criminal rulings demonstrate, still may end up violently.

Alexander Kondakov
 Session Chair

Marianna Muravyeva
Faculty of Law, University of Helsinki
 Discussant

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Emotions and Powerful Institutions
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7/16/2022, 2:45 PM – 4:30 PM
 Ala Autónoma, AA 3.30

Session Type: Paper Session

The study of law and emotions often highlights the role of emotions in social processes that produce, even exacerbate, injustice and inequities. How do emotions play a role in the context of powerful institutions such as courts, prisons, and schools? This panel brings together research situated in social settings where the power dynamics are highly imbalanced: prisoners in solitary confinement, plea bargaining processes between prosecutors and defense lawyers and their clients, torture claims before international law courts, and the politicization of teaching of LGBT+ rights in law schools.

Katarina Bogosavljevic
 Session Chair

Jill Marshall
Royal Holloway, University of London
 Discussant

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Feminist Jurisprudence and Adjudication
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7/16/2022, 2:45 PM – 4:30 PM
 Virtual 07

Session Type: Paper Session

This panel will challenge conventional wisdoms regarding adjudication and gender equality. Among other issues, the panel addresses how Justice Ginsburg consistently chose bold steps rather than incremental changes in her decisions; how decisions in gender equality are self-contradictory because courts announce that the U.S. has left sex discrimination behind while simultaneously enforcing male supremacy; how the frequent uses of the terms "deduction," "logic," "syllogism," etc., when discussing legal reasoning are part of a socio-cultural imaginary that attempts to portray legal practices as deterministic and predictable. The panel also examines the relationship of colonialism to the subordination of women and minorities excluded from constitutional formation and, using Puerto Rico as a case study, considers what a decolonized jurisprudence would look like.

Jennifer Hendricks
 Session Chair

Rachel Rebouche
Temple University Beasley School of Law
 Discussant

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☆ **LGBTIQ+ Rights and Procedures**

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7/15/2022, 10:15 AM – 12:00 PM

Building II C4.01

Session Paper Session
Type:

The session deals with LGBTIQ+ rights, legislative consultation and administration procedures and ideologic framing and arguments

Ulrike Schultz
Session Chair

Ulrike Schultz
Fernuniversitat in Hagen
Discussant

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Session Description

The session deals with LGBTIQ+ rights, legislative consultation and administration procedures and ideologic framing and arguments

Session Papers

[PATHS TOWARDS LGBT RIGHTS RECOGNITION IN BRAZIL ▾](#)

[Governmentality and the management of trans people in Denmark ▾](#)

[DO TRANSGENDERS HAVE RIGHT TO CHANGE THEIR NAMES BEFORE CHANGING THEIR SEX OFFICIALLY? THE APPROACH OF TURKISH COURTS ▾](#)

[Long-Term Care Bill of Rights: Protecting the Forgotten ▾](#)

[A missed opportunity: Consultation on amending the Gender Recognition Act 2004. ▾](#)

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Fernuniversitat in Hagen

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Ulrike Schultz

Fernuniversitat in Hagen

Session Chair

Ulrike Schultz

Fernuniversitat in Hagen

Discussant

Session

Paper Session

Type:

Session Papers

PATHS TOWARDS LGBT RIGHTS RECOGNITION IN BRAZIL ▾

Governmentality and the management of trans people in Denmark ▾

DO TRANSGENDERS HAVE RIGHT TO CHANGE THEIR NAMES BEFORE CHANGING THEIR SEX OFFICIALLY? THE APPROACH OF TURKISH COURTS ▾

Presented By

Dr Aysegul Dörttepe Okutan
Antalya Bilim University

Abstract

As a rule, it is not accepted for a person to change his or her name in Turkey. Although the unchangeability principle of name is in effect, according to Turkish Civil Code, when there is a justifiable reason, this principal reverses. The personal reasons or reasons arising from family relations or relating to commercial activities may constitute the justifiable reason which grounds the name change request. In this context, if one's name puts an obstacle for that person to live properly in a society, then that person's request should be acceptable. For instance Turkish judges accepts the name change requests of the claimant in many cases when the official name in the personal registry documents does not correspond with the known name of that person. In 2017, a transgender person who is known as "D." among his friends but registered officially as "H.", claimed a name change request but the judge of the first instance court in Ankara rejected this claim. The reason for rejection was that the claimant's requested name of "D." is a name for females and the claimant have not changed the current gender yet. The court also states that, changing a name of a man called "H." to a woman's name "D." would breach the order in the society. Dramatically, the regional court affirmed the decision of the first instance court. The approach of both courts to this dispute unfortunately gendered the names in a society and applies the current law differently which is unequal for transgender persons. Eventually, the claimant brought this decision before Turkish Constitutional Court which granted a decision indicating that the right to respect the privacy has breached. According to these explanations, we aim to discuss the justness of transgender persons' name change request before their sex change process as per to Turkish Civil Code which is a long, expensive and a challenging way, by explaining the conditions of two situations as per to law and by referring current court decisions.

Long-Term Care Bill of Rights: Protecting the Forgotten ▾

A missed opportunity: Consultation on amending the Gender Recognition Act 2004. ▾