



# DEVELOPING ISSUES IN THE LEGAL STATUS OF WOMEN

CASES AND COMMENTARIES

HOWARD L. FEINSTEIN

# Developing Issues In The Legal Status Of Women Cases And Commentaries

**H Kauffman**



## **Developing Issues In The Legal Status Of Women Cases And Commentaries:**

Adult Development and Aging Abstracts ,1968      *Case and Comment* ,1928      Competitiveness and Private Sector Development Changing Laws and Breaking Barriers for Women's Economic Empowerment in Egypt, Jordan, Morocco and Tunisia OECD,International Labour Organization,Center of Arab Woman for Training and Research,2020-11-10 At a moment when many countries of the MENA region are looking to accelerate economic growth and build more stable open societies this report argues that greater women s economic empowerment holds one of the keys It asserts that despite challenges some countries are facing in guaranteeing women equal access to economic opportunity progress is underway and can be further nurtured through targeted inclusive and coordinated policy actions      **Resources in Education** ,1979-05

*Women in Development* ,1991 A resource book that surveys literature and current thought on the women in development debate from a feminist perspective Women s development experiences their struggles for rights and their continued ability to mobilize and organize themselves to execute change are examined      **Sociological Abstracts** ,1995      **Rights, Duties and the Body** Rosamund Scott,2002-08-05 If a pregnant woman refuses medical treatment needed by the fetus for instance for religious reasons or conducts some aspect of her life in a way which risks fetal harm there may arise an instance of maternal fetal conflict This is an unfortunate term since pregnant women are generally renowned for their self sacrificing behaviour but it may well reflect the reality of certain maternal choices and actions Should a pregnant woman have the legal right to refuse medical treatment needed by the fetus or should she owe it a legal duty of care which precludes her acting in ways which may harm it Does the debate hinge simply upon the appropriateness or otherwise of legally compelling presumed moral obligations or is it more complex than this Indeed what are a pregnant woman t moral obligations towards her fetus In England and in some US states courts have held that a pregnant woman has the right to refuse medical treatment needed by the fetus In similar fashion the idea of a general maternal legal duty of care toward the fetus has been rejected most recently in Canada The cases however leave the impression of an uncomfortable split between the ethics and the law as if the problem were entirely one of not legally enforcing presumed moral duties The effect is both puzzling and polarising puzzling in that the cases leave unanswered as largely they must the huge question of a pregnant woman s moral rights and duties polarising in that the cases leave troubling tensions about a pregnant woman s rights in the face of fetal harm or death The tendency is to deny these by ever more strongly asserting a woman s rights In turn this encourages a reaction in favour of fetal rights one which is unlikely to attend to a woman s interests and difficulties in pregnancy This could have serious legal repercussions for various instances of maternal fetal conflict including in those US states or other jurisdictions which have yet to address these issues It might also increase the pressures on the issue of abortion This book which seeks a way between these polarised positions tries to explain and justify a woman s moral and legal rights in pregnancy and at the same time to explore the extent of her moral duties toward the fetus The aim is to resolve as far as possible the ethical legal and social

tensions which undoubtedly surround this area. Innovatively in work on this issue and unusually in the field of medical law and ethics the author adopts a joint philosophical and legal approach directed to issues both of principle and policy revealing strong conceptual links between the ethics and the law. In addition to an ethical exploration of the maternal fetal relationship the author explores and analyses the relevant English American Canadian and sometimes Australian arguments from the law of treatment refusal abortion tort and rescue as well as relevant jurisprudence from the European Court of Human Rights. This important book breaks new ground and will be of great interest to academics in law and philosophy lawyers health professionals policy makers and students of medical law and ethics. It is rare to find a book which so skilfully combines legal and moral analysis of a controversial medical issue. Rosamund Scott has produced what is undoubtedly one of the finest pieces of medico legal writing of recent years. This is a clever human and immensely readable work. Alexander McCall Smith Professor of Medical Law University of Edinburgh. This book concerns one of the most personally agonizing and morally complex issues in medical ethics. It is a work of great philosophical sophistication combining breadth of vision with acute sensitivity to the nuances of women's experiences. It will soon become the standard work in philosophical legal and political debate on maternal fetal conflicts. Roger Crisp Uehiro Fellow and Tutor in Philosophy St Anne's College Oxford. *Albany Law Journal*, 1886. **The Albany Law Journal**, 1886. Women's Rights Law Reporter, 2007. Maternal and Infant Nutrition Reviews, 1981. *Common-law Liberty* James Reist Stoner, 2003. In an era as morally confused as ours Stoner argues we at least ought to know what we've abandoned or suppressed in the name of judicial activism and the modern rights oriented Constitution. Having lost our way perhaps the common law in its original sense provides a way back a viable alternative to the debilitating relativism of our current age. **Reader, Women's Issues in Human Settlement Development**, 1989. *The Railroad Trainman*, 1923. **Feminist Legal Theory** Richard Francis Devlin, 1991. The New Statesman, 1914. *Woman's Home Companion*, 1923. **New Books on Women and Feminism**, 2013. *United Nations Publications*, 2000. **Catalogue of United Nations Publications**, 1995.

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