

LAWSG155: Advanced Issues in Family Law: Globalisation, Multiculturalism and Religion : Alison Diduck

View Online



1.

Course information.

2.

Beck-Gernsheim, E.: On the Way to a Post-Familial Family: From a Community of Need to Elective Affinities. *Theory, Culture & Society*. 15, 53–70 (1998).
<https://doi.org/10.1177/0263276498015003004>.

3.

Dewar, J.: The Normal Chaos of Family Law. *Modern Law Review*. 61, 467–485 (1998).
<https://doi.org/10.1111/1468-2230.00157>.

4.

Büchler, A.: Islamic family law in Europe? From dichotomies to discourse – or: beyond cultural and religious identity in family law. *International Journal of Law in Context*. 8, 196–210 (2012). <https://doi.org/10.1017/S1744552312000043>.

5.

Morgan, D.H.J.: *Family connections: an introduction to family studies*. Polity Press, Cambridge, UK (1996).

6.

Diduck, A.: Shifting Familiarity. *Current Legal Problems*. 58, 235–254 (2005).
<https://doi.org/10.1093/clp/58.1.235>.

7.

Smart, C.: *Personal life: new directions in sociological thinking*. Polity, Cambridge (2007).

8.

Fineman, M.: *The neutered mother, the sexual family, and other twentieth century tragedies*. Routledge, New York (1995).

9.

Fineman, M.: *The autonomy myth: a theory of dependency*. New Press, New York (2004).

10.

Janet Finch: *Displaying Families*. *Sociology*. 41, 65–81 (2007).

11.

E. Silva, C. Smart: *The 'New' Practices and Politics of Family Life*. In: *The new family?* Sage, London (1999).

12.

J. Weeks: *Elective Families: lesbian and gay life experiments*. In: *Analysing families: morality and rationality in policy and practice*. Routledge, London (2002).

13.

Green Paper on the Family,
<http://www.centreforsocialjustice.org.uk/publications/green-paper-on-the-family>.

14.

Family Law Online.

15.

Carol Smart: The Legal and Moral Ordering of Child Custody. *Journal of Law and Society*. 18, 485–500 (1991).

16.

If only we can find the appropriate terms to use the issue will be solved': Law, identity and parenthood. *Family Law*.

17.

Boyd, Susan: Motherhood and Law: Constructing and Challenging Normativity. In: *The Ashgate research companion to feminist legal theory*. Ashgate, Farnham%2C%20Surrey%2C%20England%20%3B%20Burlington%2C%20VT%2C%20USA (2013).

18.

Esther Dermott: Linking fatherhood and motherhood. In: *Intimate fatherhood: a sociological analysis*. Routledge, Abingdon (2008).

19.

Diduck, Alison: Conceiving the Bad Mother: 'The focus should be on the child to be born'. *University of British Columbia Law Review*. 32, 199–226 (1998).

20.

Wallbank, J.A.: *Challenging motherhood(s)*. Pearson Education, Harlow (2001).

21.

Lewis, J.: *The politics of motherhood: child and maternal welfare in England, 1900-1939*. Croom Helm, London (1980).

22.

Susan B. Boyd: *Child custody, law, and women's work*. Oxford University Press, Oxford (2003).

23.

K. O'Donovan, J. Marshall: *After Birth: decisions about becoming a mother*. In: *Feminist perspectives on family law*. Routledge-Cavendish, Abingdon (2006).

24.

Millbank, J.: *The Limits of Functional Family: Lesbian Mother Litigation in the Era of the Eternal Biological Family*. *International Journal of Law, Policy and the Family*. 22, 149-177 (2008). <https://doi.org/10.1093/lawfam/ebn001>.

25.

Collier, R.: *A Hard Time to Be a Father?: Reassessing the Relationship Between Law, Policy, and Family (Practices)*. *Journal of Law and Society*. 28, 520-545 (2001). <https://doi.org/10.1111/1467-6478.00201>.

26.

E. Dermott: *Paradoxes of contemporary Fatherhood'*. In: *Intimate fatherhood: a sociological analysis*. Routledge, Abingdon (2008).

27.

R Collier: *Engaging Fathers? Responsibility, Law and the "Problem of Fatherhood"*. In: *Responsibility, law and the family*. Ashgate, Aldershot (2008).

28.

R Collier: Engaging Fathers, changing men? In: Men, law and gender: essays on the 'man' of law. Routledge-Cavendish, Abingdon (2010).

29.

Collier, R., Sheldon, S.: Fragmenting fatherhood: a socio-legal study. Hart, Oxford (2008).

30.

Sheldon, S.: Fragmenting Fatherhood: The Regulation of Reproductive Technologies. Modern Law Review. 68, 523-553 (2005).
<https://doi.org/10.1111/j.1468-2230.2005.00550.x>.

31.

B. Neale, C. Smart: Caring, Earning and Changing. In: Analysing families: morality and rationality in policy and practice. Routledge, London (2002).

32.

S. Ruddick: The idea of Fatherhood'. In: Feminism and families. Routledge, New York (1997).

33.

Glenda Wall and Stephanie Arnold: How Involved Is Involved Fathering?: An Exploration of the Contemporary Culture of Fatherhood. Gender and Society. 21, 508-527 (2007).

34.

Gatrell, C.: Whose child is it anyway? The negotiation of paternal entitlements within marriage. The Sociological Review. 55, 352-372 (2007).
<https://doi.org/10.1111/j.1467-954X.2007.00709.x>.

35.

Dermott, E.: *Intimate fatherhood: a sociological analysis*. Routledge, Abingdon (2008).

36.

Research report 15 Work and care: a study of modern parents | Equality and Human Rights Commission,
<http://www.equalityhumanrights.com/publication/research-report-15-work-and-care-a-study-of-modern-parents>.

37.

Working Better: Meeting the changing needs in the 21st century | Equality and Human Rights Commission,
<http://www.equalityhumanrights.com/publication/working-better-meeting-changing-needs-21st-century>.

38.

J Scott, S Dex: Paid and Unpaid Work, Can policy improve gender inequalities? In: *Sharing lives, dividing assets: an inter-disciplinary study*. Hart Pub, Oxford (2009).

39.

Lewis, J., Campbell, M.: UK Work/Family Balance Policies and Gender Equality, 1997-2005. *Social Politics: International Studies in Gender, State & Society*. 14, 4-30 (2007).
<https://doi.org/10.1093/sp/jxm005>.

40.

LEWIS, J.: Childcare Policies and the Politics of Choice. *The Political Quarterly*. 79, 499-507 (2008). <https://doi.org/10.1111/j.1467-923X.2008.00962.x>.

41.

Haugen, G.M.D.: Caring children: exploring care in post-divorce families. *The Sociological Review*. 55, 653-670 (2007). <https://doi.org/10.1111/j.1467-954X.2007.00743.x>.

42.

James, G.: Mothers and fathers as parents and workers: family-friendly employment policies in an era of shifting identities. *Journal of Social Welfare and Family Law*. 31, 271–283 (2009). <https://doi.org/10.1080/09649060903354597>.

43.

Allison James, Allison James: A New Paradigm for the Sociology of Childhood? Provenance, Promise and Problems. In: *Constructing and reconstructing childhood: contemporary issues in the sociological study of childhood*. RoutledgeFalmer, London, UK (1997).

44.

Tisdall, E.K.M., Punch, S.: Not so 'new'? Looking critically at childhood studies. *Children's Geographies*. 10, 249–264 (2012). <https://doi.org/10.1080/14733285.2012.693376>.

45.

Burman, E.: Deconstructing neoliberal childhood: Towards a feminist antipsychological approach. *Childhood*. 19, 423–438 (2012). <https://doi.org/10.1177/0907568211430767>.

46.

James, A.L.: Competition or integration? The next step in childhood studies? *Childhood*. 17, 485–499 (2010). <https://doi.org/10.1177/0907568209350783>.

47.

Emily Buss: What the Law Should (And Should Not) Learn from Child Development Research. *Hofstra Law Review*. 38, 13–68 (2009).

48.

Jans, M.: Children as Citizens: Towards a Contemporary Notion of Child Participation. *Childhood*. 11, 27–44 (2004). <https://doi.org/10.1177/0907568204040182>.

49.

Ennew J.,: Time for Children or Time for Adults? In: Childhood matters: social theory, practice and politics. Avebury, Aldershot (1994).

50.

Wendy Stainton Rogers: What is a Child? In: Understanding childhood: an interdisciplinary approach. Wiley, Chichester (2003).

51.

Heywood, C.: Centuries of Childhood: An Anniversary—and an Epitaph? The Journal of the History of Childhood and Youth. 3, 341–365 (2010). <https://doi.org/10.1353/hcy.2010.0000>.

52.

Fass, P.S.: The damned and the beautiful: American youth in the 1920's. Oxford University Press, Oxford (1979).

53.

Holt, J.C.: Escape from childhood: the needs and rights of children. Penguin, Harmondsworth (1975).

54.

Sally Engle Merry: Legal Pluralism. Law & Society Review. 22, 869–896 (1988).

55.

Tamanaha, Brian Z.: Understanding Legal Pluralism: Past to Present, Local to Global. Sydney Law review. 30, 375–411 (2008).

56.

Roberts, S.: Against Legal Pluralism. *The Journal of Legal Pluralism and Unofficial Law*. 30, 95–106 (1998). <https://doi.org/10.1080/07329113.1998.10756517>.

57.

Sally Falk Moore: Law and Social Change: The Semi-Autonomous Social Field as an Appropriate Subject of Study. *Law & Society Review*. 7, 719–746 (1973).

58.

Griffiths, J.: What is Legal Pluralism? *Legal Pluralism and Unofficial Law*. 24, 1–56 (1986).

59.

von Benda-Beckmann, F.: Who's Afraid of Legal Pluralism? *The Journal of Legal Pluralism and Unofficial Law*. 34, 37–82 (2002). <https://doi.org/10.1080/07329113.2002.10756563>.

60.

Shah, P.: *Legal pluralism in conflict: coping with cultural diversity in law*. Glass House, London (2005).

61.

Melissaris, Emmanuel: The More the Merrier? A New Take on Legal Pluralism. *Social and Legal Studies*. 13, 57–79 (1)AD.

62.

Douglas et al., G.: The Role of Religious Tribunals in Regulating Marriage and Divorce. *Child and Family Law Quarterly*. 24, 139–156 (2012).

63.

Hirschl, Ran: *Constitutional Courts vs. Religious Fundamentalism: Three Middle Eastern*

Tales. Texas Law Review. 82, 1819–1860.

64.

Büchler, A.: Islamic family law in Europe? From dichotomies to discourse – or: beyond cultural and religious identity in family law. International Journal of Law in Context. 8, 196–210 (2012). <https://doi.org/10.1017/S1744552312000043>.

65.

Ruru, J.: Indigenous Peoples and Family Law: Issues in Aotearoa/New Zealand. International Journal of Law, Policy and the Family. 19, 327–345 (2005). <https://doi.org/10.1093/lawfam/ebi026>.

66.

Andra Nahal Behrouz: Transforming Islamic Family Law: State Responsibility and the Role of Internal Initiative. Columbia Law Review. 103, 1136–1162 (2003).

67.

Marc J. Swartz: Religious Courts, Community, and Ethnicity among the Swahili of Mombasa: An Historical Study of Social Boundaries. Africa: Journal of the International African Institute. 49, 29–41 (1979).

68.

Giunchi, E. ed: Muslim family law in Western courts. Routledge, Abingdon, Oxon (2014).

69.

Rehman, J.: The Sharia, Islamic Family Laws and International Human Rights Law: Examining the Theory and Practice of Polygamy and Talaq. International Journal of Law, Policy and the Family. 21, 108–127 (2007). <https://doi.org/10.1093/lawfam/ebi023>.

70.

M. Malik: The branch on which we sit": Multiculturalism, Minority Women and Family Law. In: Feminist perspectives on family law. Routledge-Cavendish, Abingdon (2006).

71.

Hashem v Shayif & Anor [2008] EWHC 2380 (Fam) (22 September 2008),
<http://www.bailii.org/ew/cases/EWHC/Fam/2008/2380.html>.

72.

Murphy, J.: Ethnic minorities, their families and the law. Hart, Oxford (2000).

73.

Sen, A.: Identity and violence: the illusion of destiny. Penguin, London (2007).

74.

Eekelaar, J.: Family Law and Personal Life. Oxford University Press (2007).
<https://doi.org/10.1093/acprof:oso/9780199535422.001.0001>.

75.

Maclean, M., Eekelaar, J.: Managing family justice in diverse societies. Hart Publishing, Oxford (2013).

76.

Witte, J.: From sacrament to contract: marriage, religion, and law in the Western tradition. , Louisville, KY (2012).

77.

Nichols, J.A.: Marriage and divorce in a multicultural context: multi-tiered marriage and the boundaries of civil law and religion. Cambridge University Press, New York (2012).

78.

The Convention on the Elimination of all Forms of Discrimination Against Women,
<http://www.un.org/womenwatch/daw/cedaw/text/econvention.htm>.

79.

International Covenant on Economic, Social and Cultural Rights,
<http://www.ohchr.org/en/professionalinterest/pages/cescr.aspx>.

80.

International Covenant on Civil and Political Rights,
<http://www.ohchr.org/en/professionalinterest/pages/ccpr.aspx>.

81.

Convention on the Rights of the Child,
<http://www.ohchr.org/en/professionalinterest/pages/crc.aspx>.

82.

European Convention on Human Rights - Convention,
http://www.echr.coe.int/Documents/Convention_ENG.pdf.

83.

Stark, Barbara: When Globalization Hits Home: International Family Law Comes of Age.
Vanderbilt Journal of Transnational Law. 1551-1604 (2006).

84.

JANET HALLEY and KERRY RITTICH: Critical Directions in Comparative Family Law:
Genealogies and Contemporary Studies of Family Law Exceptionalism. The American
Journal of Comparative Law. 58, 753-775 (2010).

85.

Hilary Charlesworth, Christine Chinkin and Shelley Wright: Feminist Approaches to International Law. *The American Journal of International Law*. 85, 613–645 (1991).

86.

Rose, N.: Beyond the Public/Private Division: Law, Power and the Family. *Journal of Law and Society*. 14, (1987). <https://doi.org/10.2307/1410297>.

87.

Jane Liddy: The concept of family life under the ECHR. *European Human Rights Law Review*. (1998).

88.

Eekelaar, J., Maclean, M.: *Family justice: the work of family judges in uncertain times*. Hart Publishing, Oxford (2013).

89.

Eva Brems: A Noble Cause: A Case Study of Discrimination, Symbols and Reciprocity. In: *Diversity and European human rights: rewriting judgments of the ECHR*. Cambridge University Press, Cambridge (2013).

90.

Estin, Ann Loquer: Family Law, Pluralism, and Human Rights. *Emory International Law Review*. 25, 811–829 (2011).

91.

Durrant, J.: Legal reform and attitudes toward physical punishment in Sweden. *The International Journal of Children's Rights*. 11, 147–173 (2003). <https://doi.org/10.1163/092755603322397241>.

92.

Rogerson, P., Collier, J.G.: Collier's conflict of laws. Cambridge University Press, Cambridge (2013).

93.

Briggs, A.: The conflict of laws. Oxford University Press, Oxford (2013).

94.

Büchler, A.: Islamic family law in Europe? From dichotomies to discourse – or: beyond cultural and religious identity in family law. *International Journal of Law in Context*. 8, 196–210 (2012). <https://doi.org/10.1017/S1744552312000043>.

95.

CASE OF ŞERİFE YİĞİT v. TURKEY (Application no. 3976/05),
[http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-101579#{%22itemid%22:\[%22001-101579%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-101579#{%22itemid%22:[%22001-101579%22]}).

96.

Foblets M.-Cl.: Migrant Women Caught between Islamic Family Law and Women's Rights: the Search for the Appropriate 'Connecting Factor' in International Family Law. In: *The multi-cultural family*. Ashgate, Aldershot (2008).

97.

Foblets, Marie-Claire: Migrant Women Caught between Islamic Family Law and Women's Rights. The Search for the Appropriate 'Connecting Factor'. *Maastricht Journal of European and Comparative Law*. 7, 11–34 (2000).

98.

Dukali v Lamrani [2012] EWHC 1748 (Fam) (15 March 2012),
<http://www.bailii.org/ew/cases/EWHC/Fam/2012/1748.html>.

99.

Hyde v. Hyde and Woodmansee, <http://www.uniset.ca/other/thrs/LR1PD130.html>.

100.

Family Law Week: Holliday v Musa [2010] EWCA Civ 335,
<http://www.familylawweek.co.uk/site.aspx?i=ed56141>.

101.

Kymlicka, W.: Multicultural citizenship within multination states. *Ethnicities*. 11, 281–302 (2011). <https://doi.org/10.1177/1468796811407813>.

102.

Miller, R.A., Zumbansen, P.C. eds: *Comparative Law as Transnational Law*. Oxford University Press (2011). <https://doi.org/10.1093/acprof:oso/9780199795208.001.0001>.

103.

Twining, W.: *General jurisprudence: understanding law from a global perspective*. Cambridge University Press, Cambridge (2009).

104.

Nabi v Heaton (Inspector of Taxes) - [1981] STC 375.

105.

Fawcett, J.J., Carruthers, J.M., North, P.M.: *Cheshire, North & Fawcett: private international law*. Oxford University Press, Oxford (2008).

106.

Marella, M.R.: The Non-Subversive Function of European Private Law: The Case of Harmonisation of Family Law. *European Law Journal*. 12, 78–105 (2006).
<https://doi.org/10.1111/j.1468-0386.2006.00308.x>.

107.

David Bradley: A Family Law for Europe? Sovereignty, Political Economy and Legitimation. : Global Jurist Frontiers.

108.

Aude Fiorini: The Codification of Private International Law in Europe - Could the Community Learn from the Experience of Mixed Jurisdictions. Tulane European and civil law forum. 23, 89-110 (2008).

109.

Legrand, P.: European Legal Systems are not Converging. International & Comparative Law Quarterly. 45, (1996). <https://doi.org/10.1017/S0020589300058656>.

110.

Wilkinson v Kitzinger and Another (Same-sex marriage) - (2006) Times, 21 August.

111.

Borg-Barthet, J.: The Principled Imperative to Recognise Same-Sex Unions in the EU. Journal of Private International Law. 8, 359-388 (2012). <https://doi.org/10.5235/JPRIVINTL.8.2.359>.

112.

Peter McEleavy: The Brussels II Regulation: How the European Community Has Moved into Family Law. The International and Comparative Law Quarterly. 51, 883-908 (2002).

113.

ENGLAND Paula: Separative and Soluble Selves. Dichotomous Thinking in Economics. In: Feminism confronts homo economicus: gender, law, and society. Cornell University Press, Ithaca, N.Y. (2005).

114.

G. Straetmans: Non economic free movement of EU citizens and family law matters. In: International family law for the European Union. Intersentia, Antwerpen (2007).

115.

Martin, C.: The Pacs and marriage and cohabitation in France. International Journal of Law, Policy and the Family. 15, 135–158 (2001). <https://doi.org/10.1093/lawfam/15.1.135>.

116.

Millbank, Jenni: The role of the "functional family" in same-sex family recognition trends. Child and family law quarterly. 20, 155–182 (2008).

117.

C. Stychin: Family Friendly? Rights, Responsibilities and Relationship. In: Feminist perspectives on family law. Routledge-Cavendish, Abingdon (2006).

118.

Richards, C.: The Legal Recognition of Same-Sex Couples—The French Perspective. International & Comparative Law Quarterly. 51, (2002). <https://doi.org/10.1093/iclq/51.2.305>.

119.

CASE OF SCHALK AND KOPF v. AUSTRIA (Application no. 30141/04), [http://hudoc.echr.coe.int/sites/eng/pages/search.aspx#{%22appno%22:\[%2230141/04%22\],%22itemid%22:\[%22001-99605%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx#{%22appno%22:[%2230141/04%22],%22itemid%22:[%22001-99605%22]}).

120.

Wilkinson v Kitzinger [2006] EWHC 2022 (Fam), <http://www.familylawweek.co.uk/site.aspx?i=ed2118>.

121.

Adam, B.D.: Care, Intimacy and Same-Sex Partnership in the 21st Century. *Current Sociology*. 52, 265–279 (2004). <https://doi.org/10.1177/0011392104041813>.

122.

PARKER, S.: THE MARRIAGE ACT 1753: A CASE STUDY IN FAMILY LAW-MAKING. 'International Journal of Law, Policy and the Family'. 1, 133–154 (1987). <https://doi.org/10.1093/lawfam/1.1.133>.

123.

JDiduck, A.: A Family by any other Name ... or Starbucks™ comes to England. *Journal of Law and Society*. 28, 290–310 (2001). <https://doi.org/10.1111/1467-6478.00190>.

124.

Wright, W.K.: The Tide in Favour of Equality: Same-Sex Marriage in Canada and England and Wales. *International Journal of Law, Policy and the Family*. 20, 249–285 (2006). <https://doi.org/10.1093/lawfam/ebi008>.

125.

Fineman, M.: *The autonomy myth: a theory of dependency*. New Press, New York (2004).

126.

Murphy, John: Same-Sex Marriage in England: A Role for Human Rights? *Child and Family Law Quarterly*. 16, 245–260 (2004).

127.

Kofman, E.: Gendered Global Migrations. *International Feminist Journal of Politics*. 6, 643–665 (2004). <https://doi.org/10.1080/1461674042000283408>.

128.

Skrbiš, Z.: Transnational Families: Theorising Migration, Emotions and Belonging. *Journal of Intercultural Studies*. 29, 231–246 (2008). <https://doi.org/10.1080/07256860802169188>.

129.

Ruth Zafran: Children's Rights as Relational Rights: The Case of Relocation. *American University Journal of Gender, Social Policy & the Law*. 18, 163–218 (2009).

130.

Ehrenreich, B., Hochschild, A.R.: *Global woman: nannies, maids and sex workers in the new economy*. Granta Books, London (2003).

131.

Ronen, Y.: The ties that bind: family and private life as bars to the deportation of immigrants. *International Journal of Law in Context*. 8, 283–296 (2012). <https://doi.org/10.1017/S1744552312000092>.

132.

Choudhry, Shazia: Adoption and Children Act 2002, the Welfare Principle and the Human Rights Act 1998 - A Missed Opportunity. *Child and Family Law Quarterly*. 15, 119–138 (2003).

133.

Dey, I.: Adapting Adoption: A Case of Closet Politics? *International Journal of Law, Policy and the Family*. 19, 289–309 (2005). <https://doi.org/10.1093/lawfam/ebi024>.

134.

Dowling, M., Brown, G.: Globalization and international adoption from China. *Child & Family Social Work*. 14, 352–361 (2009). <https://doi.org/10.1111/j.1365-2206.2008.00607.x>.

135.

Eekelaar, J.: CHILDREN BETWEEN CULTURES. *International Journal of Law, Policy and the Family*. 18, 178–194 (2004). <https://doi.org/10.1093/lawfam/18.2.178>.

136.

Harris-Short, S.: Making and Breaking Family Life: Adoption, the State, and Human Rights. *Journal of Law and Society*. 35, 28–51 (2008).
<https://doi.org/10.1111/j.1467-6478.2008.00413.x>.

137.

Ishaque, S.: Islamic Principles On Adoption: Examining The Impact Of Illegitimacy And Inheritance Related Concerns In Context Of A Child'S Right To An Identity. *International Journal of Law, Policy and the Family*. 22, 393–420 (2008).
<https://doi.org/10.1093/lawfam/ebn009>.

138.

Lewis, J.: ADOPTION: THE NATURE OF POLICY SHIFTS IN ENGLAND AND WALES, 1972-2002. *International Journal of Law, Policy and the Family*. 18, 235–255 (2004).
<https://doi.org/10.1093/lawfam/18.2.235>.

139.

Lind, J., Johansson, S.: Preservation of the Child's Background in In- and Intercountry Adoption. *The International Journal of Children's Rights*. 17, 235–260 (2009).
<https://doi.org/10.1163/157181808X389245>.

140.

Mezmur, B.D.: From Angelina (To Madonna) to Zoe's ark: What are the 'A-Z' Lessons for Inter-country Adoptions in Africa? *International Journal of Law, Policy and the Family*. 23, 145–173 (2009). <https://doi.org/10.1093/lawfam/ebn013>.

141.

Palmer, Michael: Rethinking Children's Rights and Interests: Economic Reform, Social Protection and Legal Culture in Post-Mao China. *Journal of Comparative Law*. 5, (2010).

142.

Roby, Jini L.: From Rhetoric to Best Practice: Children's Rights in Intercountry Adoption. *Children's Legal Rights Journal*. 27, (2007).

143.

Tobin, J., McNair, R.: Public International Law and the Regulation of Private Spaces: Does The Convention on the Rights of the Child Impose an Obligation on States to Allow Gay and Lesbian Couples to Adopt? *International Journal of Law, Policy and the Family*. 23, 110-131 (2009). <https://doi.org/10.1093/lawfam/ebn020>.

144.

ECJ 04.10.1991 C-159/90 Judgment of the Court of 4 October 1991. The Society for the Protection of Unborn Children Ireland Ltd v Stephen Grogan and others, <http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4KWJ-F0W0-TXHM-409G&csi=301393&oc=00240&perma=true&elb=t>, (4)AD.

145.

R v Human Fertilisation and Embryology Authority, ex parte Blood - [1997] 2 All ER 687, <http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4CSP-7P90-TWP1-61GW&csi=274668&oc=00240&perma=true&elb=t>.

146.

A, B AND C v. IRELAND - 25579/05 [2010] ECHR 2032 (16 December 2010), <http://www.bailii.org/eu/cases/ECHR/2010/2032.html>.

147.

de Londras, F., Dzehtsiarou, K.: II. GRAND CHAMBER OF THE EUROPEAN COURT OF HUMAN RIGHTS, A, B & C v IRELAND, DECISION OF 17 DECEMBER 2010. *International and Comparative Law Quarterly*. 62, 250-262 (2013). <https://doi.org/10.1017/S0020589312000620>.

148.

M. Hunter-Henin: Surrogacy: Is there Room for a New Liberty Between the French Prohibitive Position And the English Ambivalence? In: Law and Bioethics. Oxford University Press (2008). <https://doi.org/10.1093/acprof:oso/9780199545520.001.0001>.

149.

Diarmuid Rossa Phelan: Right to Life of the Unborn v Promotion of Trade in Services: The European Court of Justice and the Normative Shaping of the European Union. The Modern Law Review. 55, 670–689 (1992).

150.

Morgan, D., Lee, R.G.: In the Name of the Father? Ex parte Blood: Dealing with Novelty and Anomaly. Modern Law Review. 60, 840–856 (1997).
<https://doi.org/10.1111/1468-2230.00119>.

151.

Hervey, T.: Buy baby: the European union and regulation of human reproduction. Oxford Journal of Legal Studies. 18, 207–234 (1998). <https://doi.org/10.1093/ojls/18.2.207>.

152.

Margaret Jane Radin: Market-Inalienability. Harvard Law Review. 100, 1849–1937 (1987).

153.

Evans v United Kingdom (Application 6339/05) (2007) 46 EHRR 728, [2007] 2 FCR 5,
http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23_T20880888532&format=GNBFULL&startDocNo=0&resultsUrlKey=0_T20880888533&backKey=20_T20880888534&csi=279841&docNo=1&hitNo=ORIGHIT_2&scrollToPosition=114.

154.

Evans v United Kingdom (Application 6339/05) (2007) 46 EHRR 728, [2007] 2 FCR 5,
http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23_T20880888532&format=GNBFULL&startDocNo=0&resultsUrlKey=0_T20880888533&backKey=20_T20880888534&csi=279841&docNo=1&hitNo=ORIG HIT_2&scrollToPosition=114.

155.

Evans v Amicus Healthcare Ltd [2004] EWCA Civ 727, [2005] Fam 1,
http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23_T20880959400&format=GNBFULL&startDocNo=0&resultsUrlKey=0_T20880959401&backKey=20_T20880959402&csi=279841&docNo=2&scrollToPosition=228.

156.

Sheldon, Sally: Evans v Amicus Healthcare; Hadley v Midland Fertility Services - Revealing Cracks in the Twin Pillars. *Child and Family Law Quarterly*. 16, (2004).

157.

Freeman, M.: Rethinking Gillick. *The International Journal of Children's Rights*. 13, 201-218 (2005). <https://doi.org/10.1163/1571818054545178>.

158.

Tobin, J.: The International Obligation to Abolish Traditional Practices Harmful to Children's Health: What Does It Mean and Require of States? *Human Rights Law Review*. 9, 373-396 (2009). <https://doi.org/10.1093/hrlr/ngp015>.

159.

Lewis, Hope: Between Iruea and Female Genital Mutilation: Feminist Human Rights Discourse and the Cultural Divide. *Harvard human rights journal*. 8, (1995).

160.

Kristiansen, M., Sheikh, A.: Legislation on male infant circumcision in Europe: a call to avoid paternalism and to promote evidence-based, patient-centred care. *Global Discourse*. 3, 342-347 (2013). <https://doi.org/10.1080/23269995.2013.807658>.

161.

DeLaet, D.L.: Genital Autonomy, Children's Rights, and Competing Rights Claims in International Human Rights Law *. The International Journal of Children's Rights. 20, 554-583 (2012). <https://doi.org/10.1163/15718182-55680007>.

162.

SS (Malaysia) v Secretary of State for the Home Department [2013] EWCA Civ 888 (18 July 2013), <http://www.bailii.org/ew/cases/EWCA/Civ/2013/888.html>.

163.

Female genital mutilation/cutting | Child protection from violence, exploitation and abuse | UNICEF, http://www.unicef.org/protection/57929_58002.html.

164.

Bluebond-Langner, M.: The private worlds of dying children. Princeton University Press, Princeton, N.J (1978).

165.

Harris-Short, S.: International Human Rights Law: Imperialist, Inept and Ineffective? Cultural Relativism and the UN Convention on the Rights of the Child. Human Rights Quarterly. 25, 130-181 (2003). <https://doi.org/10.1353/hrq.2003.0004>.

166.

Sabatello, M.: Children's bioethics: the international biopolitical discourse on harmful traditional practices and the right of the child to cultural identity. Martinus Nijhoff, Leiden (2009).

167.

House of Lords - Regina v. Secretary of State for Education and Employment and others (Respondents) ex parte Williamson (Appellant) and others,

<http://www.parliament.the-stationery-office.co.uk/pa/ld200405/ldjudgmt/jd050224/will-1.htm>.

168.

House of Lords - R (on the application of Begum (by her litigation friend, Rahman)) (Respondent) v. Headteacher and Governors of Denbigh High School (Appellants), <http://www.publications.parliament.uk/pa/ld200506/ldjudgmt/jd060322/begum-1.htm>.

169.

Chamber judgments Dogru v. France and Kervanci v. France 4.12.08, [http://hudoc.echr.coe.int/sites/eng-press/pages/search.aspx?i=003-2569490-2781270#{%22itemid%22:\[%22003-2569490-2781270%22\]}](http://hudoc.echr.coe.int/sites/eng-press/pages/search.aspx?i=003-2569490-2781270#{%22itemid%22:[%22003-2569490-2781270%22]}).

170.

Peter Cumper: Religious Education in Europe in the Twenty-First Century. In: Law, religious freedoms and education in Europe. Ashgate, Farnham (2011).

171.

Eric Barendt: Teaching Evolution, Creationism and Intelligent design in US Schools (with Some European Comparisons). In: Law, religious freedoms and education in Europe. Ashgate, Farnham (2011).

172.

Ahdar, R., Leigh, I.: Religious Freedom in the Liberal State. Oxford University Press (2013). <https://doi.org/10.1093/acprof:oso/9780199606474.001.0001>.

173.

Eanmonn Callan: Discrimination and Religious Schooling. In: Citizenship in diverse societies / edited by Will Kymlicka and Wayne Norman.

174.

Evans, C.: Religious Education in Public Schools: An International Human Rights Perspective. *Human Rights Law Review*. 8, 449–473 (2008).
<https://doi.org/10.1093/hrlr/ngn020>.

175.

Joel Feinberg: The Child's right to an open future. In: *Whose child?: Children's rights, parental authority, and state power*. Rowman and Littlefield, Totowa, N.J. (1980).

176.

I. Leigh: Objective, Critical and Pluralistic? Religious education & Human Rights in the Public Sphere. In: *Law, state and religion in the new Europe: debates and dilemmas*. Cambridge University Press, Cambridge (2012).

177.

Temperman, J.: *The Lautsi papers: multidisciplinary reflections on religious symbols in the public school classroom*. Martinus Nijhoff Publishers, Leiden (2012).

178.

Convention of 25 October 1980 on the Civil Aspects of International Child Abduction,
http://www.hcch.net/index_en.php?act=conventions.text&cid=24.

179.

Council Regulation (EC) 2201/2003,
<http://eur-lex.europa.eu/legal-content/EN/NOT/?uri=CELEX:32003R2201>.

180.

RE J (CHILD RETURNED ABROAD: CONVENTION RIGHTS) [2005] UKHL 40,
<http://www.hcch.net/incadat/fullcase/0801.htm>.

181.

E (Children), Re [2011] UKSC 27 (10 June 2011) Re E (Abduction: Custody Appeal) [2011] UKSC 27, [2012] 1 AC 144, <http://www.bailii.org/uk/cases/UKSC/2011/27.html>.

182.

Re LC (Children) (International Abduction: Child's Objections to Return) [2014] UKSC 1, [2014] 2 W.L.R. 124, https://supremecourt.uk/decided-cases/docs/UKSC_2013_0221_Judgment.pdf.

183.

Nigel Lowe: A Supra-National Approach to Interpreting the 1980 Hague Convention – a Tale of Two European Courts' [2012]. International Family Law. 48, 170–179.

184.

Ruth Lamont: Child Abduction in the European Union: Recognizing and Regulating Care and Migration. In: Regulating family responsibilities. Ashgate, Farnham (2011).

185.

Schuz, R.: Hague child abduction convention: a critical analysis. Hart Pub, Oxford (2013).

186.

Re K (Abduction: Rights of Custody) [2014] UKSC 29, <http://cases.iclr.co.uk/Subscr/search.aspx?path=WLR+Dailies%2FWLRD+2011%2FwlrD2014-218>.

187.

A (Children), Re (Rev 1) [2013] UKSC 60 (09 September 2013), <http://www.bailii.org/uk/cases/UKSC/2013/60.html>.

188.

Schuz, R.: Hague child abduction convention: a critical analysis. Hart Pub, Oxford (2013).

189.

Trimming, K.: Child abduction within the European Union. Hart Publishing, Oxford (2013).

190.

Stalford, H.: Children and the European Union: rights, welfare and accountability. Hart, Oxford (2012).

191.

Operating the 1980 Hague Abduction Convention: The 2008 Statistics,
http://onlineservices.jordanpublishing.co.uk/media/en/FAMILYpa/FLJ_FLJ_2011_11_Articles_02_half_sys.pdf.

192.

P v P [2001] EWCA Civ 166 (13 February 2001),
<http://www.bailii.org/ew/cases/EWCA/Civ/2001/166.html>.

193.

MK v CK [2011] EWCA Civ 793 (07 July 2011). Presented at the .

194.

D v S [2001] NZCA 374; [2002] NZFLR 116; (2001) 21 FRNZ 331 (4 December 2001),
[http://www.nzlii.org/cgi-bin/sinodisp/nz/cases/NZCA/2001/374.html?query=title\(%222002%20NZFLR%20116%22\)](http://www.nzlii.org/cgi-bin/sinodisp/nz/cases/NZCA/2001/374.html?query=title(%222002%20NZFLR%20116%22)).

195.

George, R.H.: Relocation disputes: law and practice in England and New Zealand. Hart

Publishing, Oxford (2014).

196.

George, R.: The international relocation debate. *Journal of Social Welfare and Family Law*. 34, 141–152 (2012). <https://doi.org/10.1080/09649069.2012.675471>.

197.

Jonathan Herring, Rachel Taylor: Relocating Relocation. *Child and Family Law Quarterly*. 18, 517–537 (2006).

198.

Parkinson, Patrick: Freedom of Movement in an Era of Shared Parenting: The Differences in Judicial Approaches to Relocation. *Federal Law Review*. 36, 145–172 (2008).

199.

AR (A Child: Relocation), Re [2010] EWHC 1346 (Fam) (10 June 2010), [http://www.bailii.org/cgi-bin/markup.cgi?doc=/ew/cases/EWHC/Fam/2010/1346.html&query=EWHC+and+1346+and+\(Fam\)&method=boolean](http://www.bailii.org/cgi-bin/markup.cgi?doc=/ew/cases/EWHC/Fam/2010/1346.html&query=EWHC+and+1346+and+(Fam)&method=boolean).

200.

K v B (Kacem v Bashir) — Courts of New Zealand, <https://www.courtsofnz.govt.nz/cases/k-v-b-kacem-v-bashir>.

201.

George, R.H.: Relocation disputes: law and practice in England and New Zealand. Hart Publishing, Oxford (2014).

202.

Nicholas Bala, Andrea Wheeler: Canadian Relocation Cases: Heading Towards Guidelines. (2012).

203.

Hayes, M.: Relocation cases: is the Court of Appeal applying the correct principles? *Child and Family Law Quarterly*. 18,.

204.

Henaghan, M.: Relocation cases – the rhetoric and the reality of a child's best interests – a view from the bottom of the world. *Child and Family Law Quarterly*. 23, 153–274 (2011).

205.

Lamont, R.: Free movement of persons, child abduction and relocation within the European Union. *Journal of Social Welfare and Family Law*. 34, 231–244 (2012).
<https://doi.org/10.1080/09649069.2012.718537>.