

(Re)inscribing the heteronormative family

Same-sex relationships and parenting 'after equality'

Rosie Harding

UK artist Edward Monkton¹ has a range of philosophical cartoons, 'the INTERESTING thoughts of EDWARD MONKTON', commonly sold as greetings cards, mugs, coasters and other such products. One of his cartoons is called 'The LAW of STRAIGHTNESS', with a picture of pencils and the caption, 'my pencils are STRAIGHT'; of socks – 'my socks are STRAIGHT'; a pillow – 'my pillow is STRAIGHT'; and some chips – 'my chips are STRAIGHT'. Below this are the words:

EVERYTHING must be STRAIGHT or else the World will EXPLODE*

*Those who do not believe in the Law of Straightness will not BE SAVED

As with any artistic work, there are a number of different possible interpretations of this cartoon, and perhaps the most immediately obvious is that it is referring to tidiness and, particularly, an obsessive-compulsive approach to tidiness. However, this cartoon also raises complex and intertwined questions regarding the nature of the regulation of sexuality in contemporary Western societies. One way to frame these questions is to ask: What does it mean to think about 'the LAW of STRAIGHTNESS'? There are two aspects to this: (1) the LAW and (2) STRAIGHTNESS. In using the term 'the law', we implicitly accept a monist or singular idea of law – that there is something inherently coherent, and therefore privileged, about this singular entity that is described as law. When combining this with a concept of 'straightness', we are led to the concept of heteronormativity: 'the institutions, structures of understanding, and practical orientations that make heterosexuality seem not only coherent – that is, organized as a sexuality – but also privileged' (Berlant and Warner 2000: 312).

In this chapter, I seek to explore the ways that the 'law of straightness' is still manifest in contemporary English family law, even 'after equality' and taking into consideration the recent legal shifts in the ways that lesbian and gay lives are recognized and regulated in English law. I argue that, by exploring the multiple facets of legal regulation of the family, we can gain a greater understanding of both 'law' and 'heteronormativity'. In so doing,

Book After Legal Equality Family Kinship

Petr Agha



Book After Legal Equality Family Kinship:

After Legal Equality Robert Leckey, 2014-07-11 Groups seeking legal equality often take a victory as the end of the line. Once judgment is granted or a law is passed, coalitions disband and life goes on in a new state of equality. Policy makers too may assume that a troublesome file is now closed. This collection arises from the urgent sense that law reforms driven by equality call for fresh lines of inquiry. In unintended ways, reforms may harm their intended beneficiaries. They may also worsen the disadvantage of other groups. Committed to tackling these important issues beyond the boundaries that often confine legal scholarship, this book pursues an interdisciplinary consideration of efforts to advance equality as it explores the developments, challenges, and consequences that arise from law reforms aiming to deliver equality in the areas of sexuality, kinship, and family relations. With an international array of contributors, *After Legal Equality: Family Sex Kinship* will be an invaluable resource for those with interests in this area. *The Oxford Handbook of Law and Anthropology* Marie-Claire Foblets, Mark Goodale, Maria Sapignoli, Olaf Zenker, 2022-04-01 The Oxford Handbook of Law and Anthropology is a ground-breaking collection of essays that provides an original and internationally framed conception of the historical, theoretical, and ethnographic interconnections of law and anthropology. Each of the chapters in the Handbook provides a survey of the current state of scholarly debate and an argument about the future direction of research in this dynamic and interdisciplinary field. The structure of the Handbook is animated by an overarching collective narrative about how law and anthropology have and should relate to each other as intersecting domains of inquiry that address such fundamental questions as dispute resolution, normative ordering, social organization, and legal, political, and social identity. The need for such a comprehensive project has become even more pressing as lawyers and anthropologists work together in an ever-increasing number of areas, including immigration and asylum processes, international justice, forums, cultural heritage, certification, and monitoring, and the writing of new national constitutions, among many others. The Handbook takes critical stock of these various points of intersection in order to identify and conceptualize the most promising areas of innovation and sociolegal relevance, as well as to acknowledge the points of tension, open questions, and areas for future development. *The Law of Parenthood* Claire Fenton-Glynn, 2025-06-09 Adopting a comparative approach, this incisive book brings together leading experts to analyse the regulation of parenthood across the globe. It explores the ongoing re-examination of the law of parenthood in light of societal and medical advances, providing a detailed guide on how the law is responding to new and emerging challenges and how it has developed to adapt to modern family forms. *Contractualisation of Family Law - Global Perspectives* Frederik Swennen, 2015-07-06 This volume presents global and comparative perspectives on the perpetual pendular movement of family law between status and contract. It contributes to the topical academic debate on family law exceptionalism by exploring the blurred lines between public law, private law, and family law, and sheds light on the many shades of grey that exist. The contributions focus on both substantive and procedural family law on parents and children and on life partners with

particular attention for contractual arrangements of family formations and of conflict resolution The hypothesis underlying all contributions was the trend towards contractualisation of family law A convergent research outcome resulting from the comparison of national reports was the ambivalent position of family law in legal systems worldwide That comparison shows that whereas family law is clearly moving towards contract with regard to old family formations the contrary is true for new family formations The movement towards contract is rarely considered to be contractualisation *pur sang* with civil effect The movement towards status finally does not necessarily witness family law exceptionalism vis vis private law in view of the increasing State interventionism in private law relations in general In sum as the volume shows the high permeability of the demarcations between the State the family and the market impedes a categorial approach This volume is based on the general and selected national reports on the topic Contractualisation of Family Law that were presented at the XIXth International Congress of Comparative Law in Vienna in July 2014 **Kinship Matters** Fatemeh Ebtehaj, Bridget Lindley, Martin Richards, 2006-09-15

This book is the fifth in the Cambridge Socio Legal Group series and it concerns the evolving notions and practices of kinship in contemporary Britain and the interrelationship of kinship law and social policy Assembling contributions from scholars in a range of disciplines it examines social legal cultural and psychological questions related to kinship Rising rates of divorce and of alternative modes of partnership have raised questions about the care and well being of children while increasing longevity and mobility together with lower birth rates and changes in our economic circumstances have led to a reconsideration of duties and responsibilities towards the care of elderly people In addition globalisation trends and international flows of migrants and refugees have confronted us with alternative constructions of kinship and with the challenges of maintaining kinship ties transnationally Finally new developments in genetics research and the growing use of assisted reproductive technologies may raise questions about our notions of kinship and of kin rights and responsibilities The book explores these changes from various perspectives and draws on theoretical and empirical data to describe practices of kinship in contemporary Britain **Delivering Family Justice in the 21st Century** Mavis Maclean, John Eekelaar, Benoit Bastard, 2015-08-27

Family justice requires not only a legal framework within which personal obligations are regulated over the life course but also a justice system which can deliver legal information advice and support at times of change of status or family stress together with mechanisms for negotiation dispute management and resolution with adjudication as the last resort The past few years have seen unparalleled turbulence in the way family justice systems function These changes are associated with economic constraints in many countries including England and Wales where legal aid for private family matters has largely disappeared But there is also a change in ideology in a number of jurisdictions including Canada towards what is sometimes called neo liberalism whereby the state seeks to reduce its area of activity while at the same time maintaining strong views on family values Legal services may become fragmented and marketised and the role of law and lawyers reduced while self help web based services expand The contributors to this volume share their

anxieties about the impact on the ability of individuals to achieve fair and informed resolution in family matters **The Cambridge Companion to Queer Studies** Siobhan B. Somerville, 2020-06-11 This Companion provides a guide to queer literary and cultural studies introducing critical debates in the field and an overview of queer approaches to various genres

Relationships Rights and Legal Pluralism Mateusz Stępień, Anna Juzaszek, 2024-08-01 This interdisciplinary book brings together leading social and legal scholars to tackle the incompatibility of marriage laws with contemporary social reality in Europe Their critique is based on the assumption that individuals should be able to choose how they organise their close relationships The contributors emphasise the importance of pluralism of beliefs values cultures and lifestyles and the consequent need for legal recognition to make individuals private choices valid and respected The first part of the book establishes the foundation for the subsequent chapters by exploring the advantages and challenges of focusing on values while accommodating relationship design plurality the impact of the European Court of Human Rights on the issue and the transformation of the institution of marriage The second part presents different legal responses to non state marriages particularly religious marriages among Muslim communities and proposals for reform The third part of the book features empirical research on the marital experiences of two communities Muslims and migrants The chapters concentrate on polygyny among female converts to Islam the importance of religious knowledge for practising Muslim women in securing rights in their marital relationships transnational and interreligious marriages and the impact of acculturative orientation and position in the dual labour market on the choice of life partner among Polish migrant women The book will be of interest to academics researchers and policymakers working in the areas of human rights law family law legal anthropology law and religion socio legal studies feminism and queer studies and sociology of family **Research Handbook on Gender,**

Sexuality and the Law Chris Ashford, Alexander Maine, 2020-03-28 This innovative and thought provoking Research Handbook explores not only current debates in the area of gender sexuality and the law but also points the way for future socio legal research and scholarship It presents wide ranging insights and debates from across the globe including Africa Asia Eastern Europe and Australia with contributions from leading scholars and activists alongside exciting emergent voices

Law, Politics and the Gender Binary Petr Agha, 2018-08-06 The distinction between male and female or masculinity and femininity has long been considered to be foundational to society and the organization of its institutions In the last decades the massive literature on gender has challenged this discursive construction Gender has been disassembled and reassembled variously considered as social practice performance ideology Yet the binary relationship man woman continues to be a characteristic trait of Western societies This book gathers together contributions by experts in various fields including law sociology philosophy and anthropology to pin down the relationship between institutions and the gender binary Centrally it examines the way in which the present day gender binary is shored up by the conceptualization and regulation of sex and gender at societal and institutional levels Based on this examination it tackles the issue of what the practices and processes

of subjectivation are that preserve this binary distinction as the foundation of gender. Each of the chapters discusses this pressing question with a view to considering whether current equality policies challenge hierarchical and hegemonic understandings of gender or are the residue of a sexist understanding of gender. This analysis then paves the way for a more general and crucial question: whether institutions can or should contribute to the process of deconstructing the gender binary.

Reviewing **Book After Legal Equality Family Kinship**: Unlocking the Spellbinding Force of Linguistics

In a fast-paced world fueled by information and interconnectivity, the spellbinding force of linguistics has acquired newfound prominence. Its capacity to evoke emotions, stimulate contemplation, and stimulate metamorphosis is truly astonishing. Within the pages of "**Book After Legal Equality Family Kinship**," an enthralling opus penned by a highly acclaimed wordsmith, readers attempt an immersive expedition to unravel the intricate significance of language and its indelible imprint on our lives. Throughout this assessment, we shall delve to the book is central motifs, appraise its distinctive narrative style, and gauge its overarching influence on the minds of its readers.

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