

INDEX

- AAAQ (Available, Accessible, Acceptable Services of Good Quality) framework, 303–8, 640–1
- Aasen, Henriette Sinding, 11, 13, 239, 636, 640–1
- AB v. Registrar of Births, Deaths and Marriages*, 344–5
- Abaka, C., 373
- Aboriginal women, 380, 381–2, 383
- abortion, 89, 254, 258–9, 309–11
- Act on Equal Status, Norway, 572
- Act on Equality between Women and Men, Finland, 22, 569–71, 575, 576, 578–9, 581n.79, 585, 646
- Act on Family Names, Finland, 569
- Administration of Estates Act Amendment Act, Zimbabwe, 463–6, 470n.43
- affirmative action, 238, 520–1, 523–4, 534–6
- Affirmative Action (Equal Opportunities in Employment) Act, Australia, 333–4
- Afghanistan, 89–90
- Africa
- culture as source of rights, 204–12
 - gender stereotypes, 186
 - maternal mortality, 294, 298, 313
 - pluralism in constitutional reforms, 197–204
 - polygamy, 188–94
 - women's employment, 219
- African Charter on Human and People's Rights on the Rights of Women in Africa Protocol, *see* Maputo Protocol
- age of majority, 461–3
- agency, 221–2, 227–8, 234
- Aggarwal, Alison, 234–5, 286
- Ahamadi, A. H., 426
- Ahemdabad Women's Action Group and Others v. Union of India*, 399
- Ahrens, R. Z., 162–3
- aid effectiveness, 316
- Aldridge v. Booth*, 340–1
- Aletta, Dutch Institute for Women's History, 506, 507
- Ali, Shaheen Sardar, 19, 431, 438, 440n.43, 446, 447n.67, 645, 648, 651
- All Pakistan Women's Association (APWA), 434
- Alston, Philip, 277n.25
- American Convention on Human Rights, 16, 174–5, 362
- American Declaration on Rights and Duties of Man, 361–2
- Anti-Discrimination Act, Norway, 606, 611, 613, 619, 623
- Anti-Discrimination and Accessibility Act, Norway, 611, 613, 619
- Anuj Garg v. Hotel Association of India*, 406, 408
- Apparel Export Promotion Council v. A. K. Chopra*, 406–7
- Arab Charter on Human Rights, 90–1
- Arbour, Louise, 77
- Argentina, 179–80, 258–9n.49
- Asia, 294, 298
- Asia Pacific Advisory Forum on Judicial Education on Equality (APAFEJE/FORUM), 413, 418–9, 426

- A. T. v. Hungary*, 138, 139
 Attar, Abdul Wahab, 79
 Aurat Foundation, 440n.43, 450
 Australia and the CEDAW
 case law, 340–5, 355, 651
 constitutional structure, 325–7
 equality, 330–5, 353–4
 human rights, 325–7, 348–50
 implementation of the CEDAW,
 16–17, 323–5, 330–5, 354–7
 international law, 329–30
 law reform, 346–7, 355, 356
 national law, 329–30, 646
 reporting, 324, 347–50, 351–3,
 355
 reservations to, 323–4, 356–7
 Sex Discrimination Act, 16–17,
 332–45, 354, 355, 646
 treaty implementation, 327–9
 women's rights, 330–5
 Australian Human Rights
 Commission, 337–8
 Australian Industrial Relations
 Commission, 342
 Austria, 47, 139
 autonomy, 112–16

 Bailliet, Cecilia, 6, 8, 632–3, 639
 Banda, Fareda, 6, 7, 631, 633, 634
 Banda Report on Laws that
 Discriminate against Women,
 69–77, 631
 Bangladesh, 418–19
 Bazilli, S., 368
 Beate-Schöpp-Schilling, Hanna,
 42n.54
 Beijing Declaration and Platform for
 Action, 296, 297
 Beijing Fourth World Conference on
 Women
 Canada, 370
 discrimination, 62, 63–9
 Finland, 567, 579, 583
 gender mainstreaming, 635
 health, 296, 301
 India, 391–3
 Pakistan, 441
 Bentzon, A. W., 211

 Beslan massacre, 179
 Bhutto, Benazir, 436n.26, 438, 441
 bigamy, 188n.18
 Bill of Human Rights, 245–6
 births, registration of, 317–18
 Bleeker, K., 497
 Botswana, 193, 199–200
 Brazil, 311–12
 Brink, Marjolein van den, 20–1, 643
Brooks v. Canada Safeway Ltd, 365
 Bulgaria, 148–49
 Bunch, C., 248, 250
 Burrows, N., 103, 140
 Burundi, 61, 109
 Bustelo García del Real, C., 373
 Butler, J., 115n.94
 Byrnes, Andrew, 6–7, 16–17, 140–1,
 628, 629–30, 633, 643, 645, 651

*C. Masilmani Mudaliar v. Idol of Shri
 Swaminathaswami Thirukoil and
 Others*, 399–400
 Canada and the CEDAW
 case law, 365–6, 651, 653
 dignity, 225n.34
 economic, social and cultural rights,
 367–9
 equality, 363–7
 implementation of the CEDAW, 17,
 45, 48, 358–60, 383–4
 international instruments, 360–1
 judicial education, 418–19
 maternal identity of refugees,
 176–7
 Montreal Principles, 358
 national law, 648, 649
 ratification, 360
 regional instruments, 16, 361–3
 shadow reporting, 358–60,
 368–83
 Standing Committee on the Status
 of Women, 376
 women's rights in Canada, 360–9
 Canadian Charter of Rights and
 Freedoms ('the Charter'), 17,
 363–5
*Canadian Foundation for Children,
 Youth and the Law v. Canada*, 366

- Cancado Trindade J, 166–7, 169, 170, 171–3, 174–5, 177
- Cantoral-Huamani and García-Santa Cruz v. Peru*, 178
- capabilities approach, 218, 228–30
- case law
- Australia, 340–5, 355, 651
 - Canada, 365–6, 651, 653
 - CEDAW in, 649–53
 - France, 548–54, 652–3
 - India, 394–407, 407–9, 650
 - Inter-American Court of Human Rights, 180–1
 - Nepal, 423–7, 650
 - Netherlands, 494–501, 651–3
 - Pakistan, 448–51, 651, 653
 - UK, 652–3
 - Zimbabwe, 462–3, 465–6, 469–72, 651, 653
- CEDAW (Convention on the Elimination of All Forms of Discrimination against Women)
- added value of, 102–5, 626–34, 653–5
 - adoption of, 1–2
 - autonomy, 112–16
 - criticisms, 102–5
 - culture in, 56–9, 111–12, 120–2, 196, 628–32
 - dialogue, role of, 121–2
 - discrimination, 71, 99–102, 108–10
 - diversity, 112–16
 - effects of, 625–626, 653–5
 - employment, 524–30
 - engendered socio-economic rights, 10, 235–41
 - engenderment of human rights, 217–18, 636–41
 - equality, 105–8, 235–41
 - freedom, 112–16
 - further research, 655
 - gender-specific approach, 2, 3
 - gender stereotypes, 106–8, 110, 116–20, 128
 - gender stereotyping, 7–8, 124–6, 128, 131–9, 156–7
 - gender stereotyping limitations, 140–5, 152–6
 - gender stereotyping, states' obligations, 119, 129–31, 136–9, 140–2, 146–52
 - health, right to, 299–300, 640–1
 - holistic approach, 2, 3, 7, 9–13, 95–7, 122–3, 557, 634–41
 - human rights values, 97–9
 - judicial decision-making, 641–2, 649–53
 - laws discriminating against women, 74–6, 77–8, 85, 86–7
 - limitation of rights, 152–6
 - marginalization of women's rights, 249–50
 - marriage, 196–7
 - maternal identity, 172
 - maternal mortality, 299–300, 302–15, 636
 - maternity, 158, 161–3
 - national law, 13–23, 641–2, 645–9
 - and other international regimes, 5, 180–2, 514, 634–41, 653–4
 - parental gender roles, 106–8, 110
 - pluralism under, 8–9, 183–94, 204–5, 213
 - polygamy, 9, 187–94, 196–7, 631–2
 - Preamble, 2–4, 97–9
 - property rights of women, 238–9, 272
 - purpose, 4–5, 105–8
 - ratification, 65, 119, 642–5
 - reservations to, 56–7, 79–80, 87–8, 323–4, 356–7
 - States Parties, resistance from, 51–9, 348–50, 356, 649
 - substantive equality, 4–9, 86, 106, 110, 235–41, 626–34
 - terminology, In.1
 - transformative approach, 2, 3, 4–9, 86, 106–8, 111–12, 185–6, 626–634, 653
 - as 'Western' instrument, 437–8, 452
 - women's human rights, 246
 - see also* Australia and the CEDAW; Canada and the CEDAW; Finland

- and the CEDAW; France and the CEDAW; India and the CEDAW; Nepal and the CEDAW; Netherlands and the CEDAW; Norway and the CEDAW; Optional Protocol to the CEDAW; Pakistan and the CEDAW; United Kingdom (UK) and the CEDAW; Zimbabwe and the CEDAW
- CEDAW Committee
- Australia, 324, 347–50, 351–3
 - Canada, 359–60, 368–83
 - civil society organizations, 32, 35, 642–5
 - composition, 28–31
 - Concluding Observations, 121–2
 - efficacy of, 519
 - Finland, 558–9, 582–4
 - France, 138, 545–6
 - gender impact analysis, 373–4
 - gender stereotyping, 129, 136–9, 141–2
 - General Recommendations, 39–45, 50, 141–2, 186–8, 197, 238, 272–4
 - General Statements, 41
 - health rights guidelines, 302–15
 - housing, right to, 290
 - impact of, 60–1
 - India, 386–7, 404–5, 406, 407
 - inheritance rights, 275
 - laws discriminating against women, 66–8, 86–7
 - location, 30–1
 - maternal mortality, 297, 319
 - maternal rights, 180–2
 - members, 346
 - monitoring role, 27–8, 301–2
 - Nepal, 310, 414, 416–17, 428–9
 - Netherlands, 143, 487–8, 489–92, 503, 507–8, 509–10, 643
 - norms in conflict with, 55–9
 - Norway, 597, 600, 602–7, 609–17, 643–4
 - and other treaty bodies, 509–10
 - Pakistan, 442–4, 445
 - pluralism, approach to, 8–9, 186–94, 204–5, 213
 - polygamy, 187–94, 196–7
 - property rights of women, 272–4, 275, 276–7, 284, 289, 290
 - reporting procedure, 31–8, 60–1, 347–50, 642–5
 - reservations, 56–7, 87–8, 546
 - role, 6–7, 48–55, 59–61, 265, 627–9, 633–4
 - and the Special Rapporteur, 287
 - States Parties, resistance from, 51–9, 348–50, 356, 649
 - substantive equality, 627–34
 - UK, 512, 516, 520–30
 - violence against women, 46, 168, 252, 518–19
 - Zimbabwe, 475–80
- Centre for Human Rights, 251
- Chairman, Railway Board and Ors v. Mrs. Chandrima Das and Ors*, 403–4
- Chamallas, M., 170n.38
- Chan v. Canada*, 366, 651
- Chandra Kanta Gyawali v. His Majesty's Government of Nepal*, 423
- Chanmuniya v. V. K. Singh Kushwaha*, 402
- Chant, S., 221–2
- Charlesworth, H., 102–3, 249–50
- Chhaupadi*, 425
- Chihowa v. Mangwende*, 470
- child guardianship, 398–9, 472, 569
- child sexual abuse, 404
- childcare, 219–22, 237, 525–6, 621–2
- China, 80
- Chinkin, C., 102–3, 104n.48
- citizenship rights, 19, 389, 423, 425, 445, 450, 471, 518, 552, 569
- Ciudad Juárez Inquiry, 143
- civil society organizations
- Australia, 347–8
 - Canada, 368–83
 - Finland, 564–5, 577, 580–2, 587
 - France, 554
 - judicial education, 411–13, 417–21
 - Nepal, 18, 411–13, 418–21, 426
 - Netherlands, 491–2, 493, 507

- civil society organizations (*cont.*)
- Norway, 597, 599–600, 601, 603–5, 612, 642n.50
 - Optional Protocol, 519
 - Pakistan, 438–9, 441, 442–3, 445–6, 453
 - reporting to CEDAW Committee, 32, 35, 642–5
 - Special Rapporteur on laws that discriminate against women, 76
 - UK, 516–18, 642n.50
 - women's human rights role, 264–7
 - Working Group on Laws that Discriminate against Women (WG), 62, 65–6, 94
 - Zimbabwe, 467–8, 474–80, 476n. 60
- Clara Wichmann Institute, 505–6
- COHRE, 281n.45
- Cold War, 562–3
- combat duties, 323–4, 357
- Commission nationale consultative des droits de l'homme (CNCDH – National Advisory Commission on Human Rights), France, 554
- Commission on Human Rights, 243, *see also* Human Rights Council
- Commission on Information and Accountability for Women's and Children's Health, 297, 317–18
- Commission on the Status of Women (CSW), 65–6, 67–9, 83, 85, 243, 247n.18
- Committee on Economic, Social and Cultural Rights (CESCR), *see* ICESCR Committee
- Committee on the Elimination of Racial Discrimination, 27–8, 483–4, *see also* International Convention on the Elimination of All Forms of Racial Discrimination (ICERD)
- compounded stereotyping, 127n.6, 142–3
- control, *see* agency
- Convention against Torture (CAT), 360, 596, 599
- Convention of Belém do Pará (Inter-American Convention on the Prevention, Punishment and Eradication of Violence against Women), 174–5, 181, 362
- Convention on the Elimination of All Forms of Discrimination against Women, *see* CEDAW
- Convention on the Nationality of Married Women, 450, 485
- Convention on the Rights of Persons with Disabilities, 142, 360
- Convention on the Rights of the Child (CRC), 343–4, 360, 361, 495–6, 589, 594n.27, 596, 610
- Cook, Rebecca, 104n.46, 107, 113–14, 131, 154, 166, 173–4
- Coomaraswamy, Radhika, 254–5
- Cotton Field* case (*González et al. v. Mexico*), 178, 363
- Council for Equality between Women and Men, Finland, 564–5n.23, 565–6, 568
- Council of Europe, 562, 584
- courts, pluralism in, 204–12
- Criminal Law Amendment Bill, India, 404–5
- crisis centres, 615–7, 623
- Cristina Muñoz-Vargas y Sainz de Vicuña v. Spain*, 139
- cultural feminism, 162–3
- culture
- and the CEDAW, 56–9, 111–12, 120–2, 196, 628–32
 - dialogue, role of, 120–2
 - France, 534–5, 630
 - gender stereotypes, 116–20
 - Maputo Protocol, 196
 - Pakistan, 431–6
 - as source of rights, 204–12
 - and women's rights, 204n.65
 - Zimbabwe, 465, 474
- Cusack, Simone, 6, 7–8, 104n.46, 113–14, 131, 154, 160, 166, 173–4, 627–8
- customary law, 202–3, 210–12, 457–8, 463–5, 474, 477–8
- customary practices, 56–9, 202–3, 435–6

- Dairiam, Shanthy, 60–1
 Damiso, Choice, 19–20, 644
Daniel Latifi and Another v. Union of India, 397–8, 407
 data collection, 51
 daughters, inheritance rights of, 275
 De Beer, M., 165
 de facto equality, 4–5, 66–7, 98n.11, 106
 De Pinho, Helen, 316–7
 death of spouse, 195, 269–271, 274–5, 283
 deaths, registration of, 317–18
 Deceased Person's Family Maintenance Act, Zimbabwe, 470
 Declaration on Social Progress and Development, 161n.8
 Declaration on the Elimination of Discrimination against Women, 562
 Declaration on the Elimination of Violence against Women, 175, 403–4
Delhi Domestic Working Women Forum v. Union of India and Ors., 402–3, 408–9
 democracy, 49–50, 53–5
 Denmark, 161, 162, 571–2, 572n.51
 dignity, 98–9, 225, 226–7, 234–5
 discrimination
 in the CEDAW, 71, 99–102, 108–10
 gender discrimination, 457, 463, 466, 468, 522, 611–17
 gender stereotypes, 108–9
 healthcare, 308–11, 312
 housing, 279–82
 in the HRC, 261–2
 in the ICESCR, 261–262
 non-discrimination principle, 99–102, 237, 308–11, 312
 property rights, 276
 sex discrimination, 99–102, 389, 405–7, 408–9, 468
 diversity, 112–16
 Division for the Advancement of Women (DAW), 244, 251
 divorce, 90, 283, 397–8, 463
 domestic violence, 263, 283n.50, 420–1, 425, 479–80, 504, 615–17, 619–20
 domestic work, 219–22
 dowry death, 388
Dr. Chanda Bajracharya v. Parliament Secretariat and Others, 423–4
 Durojaye, Ebenezer, 318
 Dutch Emancipation Council, 492
 eating disorders, 255
 economic participation, 218–21
 Ecuador, 318–19
 education, 151–2, 222–3, 240–1, 452, 618, 621, 638
 Egypt, 90, 439
 elderly women, 196
 Ellicott, Robert, 332
 employment, 219, 424, 524–30
 engenderment
 CEDAW, 235–41
 formal equality, limitations of, 223–4
 gendered disadvantage, 218–23
 housing, right to, 234–5, 285–6, 636, 638–9
 of human rights, 10, 217–18, 228, 636–41
 ICESCR, 230–5, 638–9
 of socio-economic rights, 11–12, 218, 228–30, 241, 634–5, 636–41
 substantive equality, 223–8, 636–41
 Entity for Gender Equality and the Empowerment of Women (UN Women), 68–9
 Equal Opportunities Commission, UK, 517, 520, 522
 Equal Opportunity in the Workplace Act, Australia, 354
 equality
 Australia, 330–5, 353–4
 Canada, 363–7
 CEDAW, 235–41
 engenderment of socio-economic rights, 223–8, 241
 Finland, 559–68
 France, 535–6
 ICESCR, 230–5

- equality (*cont.*)
 judicial education, 419–21
 and maternity, 158–60
 meaning of, 90–1, 98–9
 vs. non-discrimination principle,
 99–102
 Norway, 571–2, 590–2
 of opportunity, 225–6
 property rights, 276–7
 of results, 226
 UK, 52–3, 520–4
 of women and men, 160n.7
- E-Quality, Netherlands, 507
- Equality Act, UK, 52–3, 512–13, 521–2,
 523–4, 529–30
- Equality and Anti-Discrimination
 Ombud, Norway, 591, 599–600,
 603–4, 606, 610, 611–13,
 614–17, 618n.137, 619–20,
 623–4, 652
- Equality and Anti-Discrimination
 Tribunal, Norway, 620–4, 652
- Equality and Human Rights
 Commission, UK, 517, 520,
 522–3
- Equality Now, 62n.2, 64, 65–6, 70, 86
- Ertürk, Yakin, 116, 254–5, 262n.57
- European Convention on Human
 Rights (ECHR)
 and the CEDAW, 5
 Finland, 20, 563, 573–4
 France, 20, 543
 Netherlands, 20, 495–6, 508, 509
 Norway, 20, 589, 596, 600, 601, 610,
 616, 623
 review process, 607
 UK, 20, 512, 515
 Zimbabwe, 471n. 44
- European Court of Human Rights
 (ECtHR), 21, 482–3, 489,
 490–1, 494–6, 498–500,
 652
- European Court of Justice (ECJ),
 607–8, 622
- European Economic Area (EEA),
 607–8, 620–1
- European Free Trade Association
 (EFTA), 20, 562, 607–8, 618
- European Union (EU)
 and the CEDAW, 514
 Denmark, 571–2
 Finland, 558, 562, 563, 574–7, 579
 France, 538, 553
 Gender Equality Directive, 23
 membership, 20
 national law, influence on, 571–2,
 647–8, 649
 reporting, 607n.81
 review process, 607
 women's employment, 219
- European Union Directive on Gender
 Equality, 5
- Evatt, Elizabeth, 346
- eviction from the home, 278–9,
 282–5
- fair trial, right to, 133
- family, 233, 237, 282–5
- family law, 284, 389, 394–402, 407–9,
 617
- family life, 609–11
- family names, 490–1, 538n.17, 546–7,
 569
- Farha, Lielani, 222, 231, 281–2
- Fazlullah, Maulana, 433n.11
- female genital mutilation (FGM), 195,
 259–60, 263, 264–5n.61
- feminism, 162–3, 212–13, 536–7,
 559–60
- Feminist Alliance for International
 Action (FAFIA), Canada, 375,
 379–80, 382
- Ferguson, C., 316
- Fineman, Martha, 159, 170–1
- Finland and the CEDAW
 civil society organizations, 564–5,
 577, 580–2, 587
 constitution, 558, 568–9, 573–4,
 575–7
 equality, 559–568
 European influence on, 573–7, 579,
 647
 implementation of the CEDAW, 20,
 22, 557–9, 585–7, 651
 maternity, 161
 national law, 569–72, 646, 647

- ratification, 568–73, 572n.51
 reporting, 558–9, 577–84
 reservations, 558, 572
 shadow reporting, 581–2
 state feminism, 564–5, 577, 587,
 643–4
 fixed parental gender roles
 in the CEDAW, 106–8, 110
 dialogue, role of, 120–2
 discrimination, 108–10
 diversity, principle of, 112–16
 states' obligations, 116–20
 transformative equality, 111–12
 flexible working arrangements,
 525–6
 Flinterman, Cees, 507–8
 Floro, M. S., 219
 forced eviction, 278–9, 282–5
 forced sterilization, 258
 formal equality, 97–9, 106, 110, 223–4
 Foster, D., 165
 France and the CEDAW
 case law, 548–54, 652–3
 civil society organizations, 554
 constitutional background, 540–2
 cultural environment, 534–5, 630
 declarations, 542–3
 gender stereotyping, 138
 implementation of the CEDAW, 20,
 21–2, 531–3, 539–40, 547–56, 630,
 651
 international law, 537–8
 language, role of, 531–2
 national law, 647
 ratification, 539–42
 reservations, 541–2, 543–7
 socio-political context, 533–8
 Fraser, Nancy, 226–7
 Fredman, Sandra, 10, 11–12, 21,
 256n.42, 310–11, 521–2,
 637–9
 freedom, 112–16
 Freud, Sigmund, 160n.7
 fulfilment of rights, 150–2, 256–61
 full equality, 106

 G20 (women's rights group),
 Zimbabwe, 474

 gender, meaning of, 1n.1
 gender discrimination, 457, 463, 466,
 468, 522, 611–17
 gender equality, *see* equality
 Gender Equality Act, Norway,
 22–3, 590–1, 592, 593–4,
 600, 608–11, 612–13, 619,
 620–3, 624
 Gender Equality Duty, UK, 520, 521–2,
 529–30
 gender impact analysis, 373–4
 gender mainstreaming, 72, 285–7,
 376–7, 533–4, 635–6
 gender relations, 106–9
 gender stereotypes
 African countries, 186
 in the CEDAW, 106–8, 110, 116–20,
 128
 dialogue, role of, 120–2
 discrimination, 108–10
 diversity, principle of, 112–16
 equality, 105–8
 institutionalization of, 144–5
 and maternity, 160, 173–9,
 632–3
 meaning of, 126–8
 rape conviction rates, 88–9
 states' obligations, 116–20
 transformative equality, 111–12,
 627–30
 gender stereotyping
 CEDAW, 7–8, 124–6, 128, 131–9,
 156–7
 compounded stereotyping, 142–3
 housing, right to, 279–82, 288–9
 human rights, 128–31
 limitations, 140–5, 152–6
 meaning of, 126–8
 and pluralism, 183–4
 States Parties, 119, 129–31, 136–9,
 140–2, 146–52
 Germany, 162, 535n.9
 Ghana, 199–200, 201
*Gita Hariharan and Anr. v. Reserve
 Bank of India*, 398–9
 Goicolea, I., 318–19
*González et al. ('Cotton Field') v.
 Mexico*, 178, 363

- Goodmark, L., 164
- Gooneskere, Savitri, 61
- government, role of, 606
- Government of National Unity (GNU),
Zimbabwe, 455, 455n.2
- Groenman Commission, 104–6,
111–12, 487–8
- Gross, A. M., 115n.94
- Guardian and Wards Act, India,
398–9
- H v. H*, 471–2
- Hall v. A & A Sheiban Pty Ltd*, 340–1
- Halperin-Kaddari, Ruth, 42n.54
- Hamann, Andrea, 21–2, 630
- Haupt, P., 165
- Haute autorité de lutte contre les
discriminations et pour l'égalité
(HALDE – High Authority to
Combat Discrimination and
Promote Equality), France, 554
- health, right to, 51, 239, 299–300,
640–1
- healthcare
- AAAQ framework, 303–8, 640–1
 - CEDAW Committee, 302–15
 - human rights of women, 13, 292–3,
315–20, 495
 - ICESCR Committee, 302–15
 - indicators, 312–15
 - international instruments, 298–300
 - monitoring bodies, 300–2
 - non-discrimination, 308–11, 312
 - Norway, 622–3
 - States Parties' obligations, 311–12
- Hellum, Anne, 22–3, 117n.106, 590,
630, 652
- Helsinki Process, 562
- Hernandez, Berta, 165
- Hernes, Helga, 564n.21
- Hindu law, India, 394–5
- Hindu Minority and Guardianship
Act, India, 398–399
- Hindu Succession Act, India, 399
- Hinduism, Nepal, 414–15, 423–4,
426
- Holtmaat, Rikki, 4, 6, 7, 59, 626, 627,
629, 630
- homes
- equality improvement measures,
288–91
 - human rights, 268–9, 271
 - property rights of women, 12–13,
271–7
 - 'Rose' case study, 269–71
 - security of tenure, 277–87
 - soft law, role of, 268–9
 - see also* property rights
- home work, 219–22
- housing
- engendered rights, 234–5, 285–6,
636, 638–9
 - equality improvement measures,
288–91
 - gendered disadvantage, 222
 - human rights, 271, 277–8
 - property rights of women, 12–13,
271–7
 - 'Rose' case study, 269–71
 - security of tenure, 277–87
 - soft law, role of, 268–9
 - see also* property rights
- Hudood Ordinance, Pakistan, 19, 445,
448–9n.75, 449
- human rights
- Australia, 325–7, 348–50
 - CEDAW Preamble, 97–99
 - conflict over support for, 489n.26
 - discrimination approach, 99–102
 - engenderment of, 217–18, 228
 - gender stereotyping, 128–31
 - healthcare, 13, 292–293, 315–320, 495
 - homes, women's rights to, 268–9,
271
 - housing, right to, 271, 277–8
 - indivisibility of, 287
 - life plan, recognition of, 166–7
 - maternal mortality, 13, 292–3, 315–20
 - maternity and life plan, 8, 168–73
 - men's rights as, 247–50
 - narrative, use of, 164–6, 179–80,
632–3, 639
 - soft law, 268–9
 - women's experiences added to, 252–64
 - women's rights as, 12, 242–5, 250–2,
264–7

- Human Rights Act, Norway, 589, 590–1, 595–601
- Human Rights Committee (HRC) and Australia, 349n.105, 354
Canada, 373, 379
gender impact analysis, 373
gender stereotypes, 108
inheritance rights, 275
Netherlands, 483, 495
polygamy, 187, 188–9n.19
property rights of women, 272, 275
reproductive health, 253–4, 257–9
role of, 27–8
women's experiences, 252–64, 639–40
women's human rights, 244–245, 264–7, 636, 653–4
World Conference request regarding women's experiences, 250–2
- Human Rights Council, 62–3, 77–81, 93, 327, 382–3
- Human Rights Law Network (HRLN), 314
- Human Rights Watch, 317
- Hungary, 138, 139
- Hunt, Paul, 253n.34, 256n.43, 258n.48
- ICCPR (International Covenant on Civil and Political Rights)
Australia, 17, 346–7, 349n.105, 353–4
Canada, 360, 361
Finland, 576–7
France, 543
gender impact analysis, 373
India, 387–8, 403–4n.71
Netherlands, 483, 495, 508, 509
Norway, 589, 596, 600, 601, 610, 623
Optional Protocols, 361
property rights, 271–2, 276
UK, 513
women's human rights, 1–2, 5, 245–6
Zimbabwe, 471n. 44
- ICERD (International Convention on the Elimination of All Forms of Racial Discrimination), 332, 337n.47, 338, 360, 483–4, 513, 567, 589, 596, 599, 620
- ICESCR (International Covenant on Economic, Social and Cultural Rights)
Australia, 17, 353, 354
Canada, 360, 367–8, 370–1, 378, 648
engendered socio-economic rights, 230–5, 638–9
gender impact analysis, 373
health, right to, 299–300, 640–1
housing, right to, 279–80, 636
India, 387–8
inheritance rights, 275
maternal mortality, 253–4, 257–9, 297, 299–300, 302–15, 636
maternity, 170n.39
Norway, 589, 594n.27, 594–5n.29, 596, 600, 601, 610, 623
political systems, 53n.90
property rights, 275, 276
UK, 513
women's experiences, 252–64, 264–5n.61, 639–40
women's human rights, 1–2, 5, 244–6, 250–2, 264–7, 636, 653–4
World Conference compliance, 250–2
- ICESCR Committee
Canada, 380, 381
gender stereotyping, 108
health rights guidelines, 253–4, 257–9, 302–15
housing, right to, 277, 278, 279, 280–2, 289, 290
limitation of rights, 153–4n.113
monitoring role, 301–2
property rights, 290
and the Special Rapporteur, 287
substantive equality, 232–5, 281n.45
women's rights, 244–5
- Ikdahl, Ingunn. 11, 12–13, 235, 239, 241, 636, 638–9
- immigration, 176–7, 515–16

- India and the CEDAW
 case law, 394–407, 407–9, 650
 constitutional framework, 394
 Gujarat exceptional report, 387
 implementation of the CEDAW,
 17–18, 60–1, 385–6, 407–9, 426,
 631
 international influence on, 389–91
 judicial education, 418–20
 maternal mortality, 294, 314–15,
 319
 national law, 388–9, 394–407, 646,
 649
 ratification, 386–91
 regional instruments, 16
 reporting, 386–7, 645
 reservations, 386–7
 sexual orientation, 93, 631
 shadow reporting, 392
 women's groups activism, 391–4
 individual rights strategy (IRS) to
 eliminate discrimination, 110
 inheritance rights, 274–5, 423, 463–6,
 470
 Institute of Women's Law, Norway,
 590, 599–600, 615–16, 617
 insurance, 622
 Inter-American Commission on
 Human Rights, 166, 180–1
 Inter-American Convention on the
 Prevention, Punishment and
 Eradication of Violence against
 Women (Convention of Belém do
 Pará), 174–5, 181, 362
 Inter-American Court of Human
 Rights
 Canada, 363
 and the CEDAW, 180–2
 life plan, recognition of, 166–7
 maternal identity, 8, 158–9,
 173–9
 maternity and life plan, 168–73
 narrative, use of, 165–6, 632–3
 International Conference on
 Population and Development
 (ICPD), 296, 297, 301
 International Convention on the
 Elimination of All Forms of
 Racial Discrimination (ICERD),
see ICERD
 International Court of Justice (ICJ),
 545
 International Covenant on Civil and
 Political Rights, *see* ICCPR
 International Covenant on Economic,
 Social and Cultural Rights,
see ICESCR
 International Criminal Tribunals, 169
 international instruments, 298–300,
 329–30
 International Labour Organization
 (ILO), 331–2, 353, 361, 513–14
 International Law Association, 494–5,
 508
 International Women's Rights
 Action Watch – Asia Pacific
 (IWRAP-AP), 392
 intersectional discrimination, 613–15
 Ireland, 118, 129n.17
 Irigaray, Luce, 160n.7
 Islam, 57, 431–6, 437–8, 439–40, 444,
 451–2

*Jacomb v. Australian Municipal
 Administrative Clerical and
 Services Union*, 342–3
 Jamaat-e-Islami, 438n.31
 Janse, R., 495–6
Janzen v. Platy Enterprises Ltd, 365
 Jeater, D., 461–2
 Jilani J, 448, 449, 451
 Jinnah, Muhammad Ali, 434
*Jordan v. North Coast Area Health
 Service (No 3)*, 345
 judicial decision-making, 641–2,
 649–53
 judicial education, 151–2, 411–13,
 417–421, 507, 508, 650, 652
 judiciary, 147–9, 469
 JUSTICE, 515–16

 Kadhi courts, 202–3
 Kang, J. M., 113n.89
Karen Tayag Vertido v. The Philippines,
 133, 135–6n.42, 138–9, 141, 147–8,
 152, 156

- Katekwe v. Muchabaiwa*, 462–3, 470
- Kenya
 bigamy, 188n.18
 constitution, 457n. 10
 female genital mutilation (FGM),
 260n.54, 264–5n.61
 judiciary, 89
 personal law, 198–200, 200–1n.61,
 202–3
 polygamy, 189–91
 property rights, 189–90, 211–12
 woman-to-woman marriage, 205–10
- Kismödi, E., 317
- Kohlhaas v. Chief Immigration Officer
 & Another*, 471
- Kothari, Miloon, 282–4, 285–7
- Labour Conventions (Canada v.
 Ontario)* case, 367–8
- labour market, 218–21, 571
- labour rights, 91–2
- Lal Masjid seminary, 433n.11
- Lamarche, Lucie, 17
- land rights, 284–5
- language, role of, 531–2, 565n.26
- Law of Evidence Act, Pakistan, 19, 445
- laws discriminating against women,
see Working Group on Laws that
 Discriminate against Women
 (WG)
- Laxmi Mandal v. Deen Dayal
 Harinagar Hospital*, 314–15
- L. C. v. Peru*, 137–8
- Leeuwen, Fleur van, 11, 12, 231–2, 627,
 636, 639–40
- Legal Age of Majority Act (LAMA),
 Zimbabwe, 461–3, 470
- legal pluralism, 184n.2,
see also pluralism
- lesbian women, 92–3, 114–16
- Lesotho, 193, 199–200
- Levit, Nancy, 136
- L'Heureux-Dubé, Claire, 131
- Libya, 80, 439
- life plan
 and gender stereotypes, 173–9
 and maternity rights, 8, 168–73
 recognition of, 166–7
- Lijnzaad, L., 103
- Lippmann, Walter, 128
- Loayza Tamayo v. Peru*, 166–7
- Maarseveen, Henc van, 101
- MacKinnon, Catherine, 76
- Madhu Kishwar v. State of Bihar*, 400,
 407
- Magaya v. Magaya*, 200–1n.61, 464n.
 32, 465–6, 470n. 43
- Maharshi Avadhesh v. Union of India*,
 397
- Maine, Deborah, 296
- Malawi, 192, 199–200, 201–2, 305–7,
 313–14
- Mangwana, Paul, 473n. 48
- Maputo Protocol
 and the CEDAW, 5
 culture in, 196
 equality, meaning of, 90
 marriage, 196–7
 pluralism under, 194–7
 polygamy, 9, 91, 196–7, 632
 ratification, 15–16
 reproductive rights, 300, 316
 Zimbabwe, 458, 474–5, 644
- Margaret Dongo v. Registrar General*,
 472
- marital rape, 420, 425, 471–2
- marriage, 196–7, 271–4, 284,
 386–7, 401–2, 408–9, 432, 468,
 617
- maternal mortality
 AAAQ framework, 303–8,
 640–1
 causes, 294–6
 CEDAW, 299–300, 302–15, 636
 definition, 293
 engendered rights to health,
 640–1
 HRC, 253–4, 257–9
 human rights of women, 13, 292–3,
 315–20
 ICESCR, 253–4, 257–9, 297,
 299–300, 302–15, 636
 indicators, 312–15
 international initiatives, 296–8
 international instruments, 298–300

- maternal mortality (*cont.*)
 maternal mortality ratio (MMR),
 294, 313, 314
 medical solutions, 295–6
 monitoring bodies, 300–2
 non-discrimination, 308–11, 312
 States Parties' obligations, 311–12
 statistics, 292, 293–4, 298
- maternity
 adoptive parents, 618–19
 CEDAW, 158, 161–3, 180–2
 and equality, 158–160
 and feminism, 162–3
 gender stereotypes, 160, 173–9,
 632–3
 income insurance, 500–1,
 503–4
 and life plan, 8, 168–73
 narrative, use of, 164–6, 171–3,
 179–80
 paid maternity leave, 350–3, 357,
 501
- Maududi, Abul Ala, 434
McBain v. State of Victoria, 343–4
 McCarthy, M., 160n.7
*Meera Dhungana v. His Majesty's
 Government et al.*, 425
*Meera Dhungana v. Ministry of Law
 and Justice and others*, 411, 423
 Mehra, Madhu, 17–18, 646, 650
 men, 135–6, 247–50
 menstruation, 425
 mental harm, 175–9
 Meron, T., 155n.124
 Merry, Sally Engle, 57–8, 103n.43,
 104n.47, 121n.125, 319, 629
 Meurs, M., 219
 Mexico, 48, 79, 80–1, 162, 258–9n.49,
 262n.56
 migrants, 515–16, 551–2, 584,
 613–15
Miguel Castro-Castro Prison v. Peru, 8,
 158–9, 168–73, 174–5, 176
 Millennium Declaration, 296–7
 Millennium Development Goals
 (MDGs), 78, 84, 297–8, 317
 minority women, 72, 277, 278, 584,
 613–15
- MiRA Resource Centre for Immigrant
 and Refugee Women, 614
Moge v. Moge, 365
 Moldova, 264–5n.61
*Monica Jesang Katam v. Jackson
 Chepkwony & another*, 205–10
 Morocco, 60–1, 162n.12
 mortality, *see* maternal mortality
 Mothers of the Plaza de Mayo,
 Argentina, 179–80
 Movement for Democratic Change
 (Tsvangirai) (MDC(T)), 455,
 455n.2
Mst. Humaira Mehmood v. The State,
 448–9
Mst. Saima and 4 others v. The State,
 449
Mst. Sarwar Jan v. Abdur Rehman, 450
 Mugabe, Robert, 455n.2, 467
 Mullally, S., 432
 Murdoch, Jim, 519
 Murphy, Lionel, 331
 MUSASA Project, Zimbabwe, 475, 479
 Musharraf, Pervez, 446, 448
 Muslim law, 202–3, 397–8
 Muslim Women's (Protection of Rights
 on Divorce) Act, India, 397–8
- Narayan, Uma, 82n.76
 narrative
 in human rights, 164–6, 179–80,
 632–3, 639
 life plan, recognition of, 166–7
 maternity rights, 164–6, 171–3,
 179–80
 National Commission on the Status
 of Women (NCSW), Pakistan,
 436n.26, 446–8, 450, 453
 national human rights institutions
 (NHRIs), 35–6, 605–6
 national law
 Australia, 329–30, 646
 Canada, 648, 649
 CEDAW in, 13–23, 641–2,
 645–9
 Finland, 569–72, 646, 647
 France, 647
 India, 388–9, 394–407, 646, 649

- Nepal, 414–17, 646–7, 649
 Netherlands, 502–4, 647, 648
 Norway, 607–17, 647–8
 Pakistan, 440, 444–6, 648–9
 UK, 647, 648
 Zimbabwe, 648–9
- National Women's Council and
 Elimination of Discrimination
 Against Women Bill (draft),
 Zimbabwe, 480–1
- Naz Foundation v. Government of NCT
 of Delhi*, 93, 631
- Nehanda, Mbuya, 457n. 8
- Nepal and the CEDAW
 case law, 423–7, 650
 constitutional background, 414–16,
 421–2
 gender norms, 414–15
 implementation of the CEDAW, 16,
 18, 60–1, 410–14, 415–17, 427–9
 judicial education, effects of, 421–7,
 650, 652
 judicial education, need for, 411–13,
 417–21, 427–9
 maternal mortality, 310
 national law, 414–17, 646–7, 649
 ratification, 410, 414
 reporting, 310, 414, 416–17, 428–9,
 645
 Supreme Court, 411–413, 417–18,
 421–7, 428–9
 women in Nepal, 414–17
- Nepalese Treaty Act, 411, 416, 417
- Netherlands and the CEDAW
 awareness of the CEDAW, 505–8
 case law, 494–501, 651–3
 gender stereotyping, 143
 Groenman Commission, 104–6,
 111–12, 487–8
 implementation of the CEDAW,
 20–1, 482–3, 508–10, 651
 judicial education, 507, 508
 legal status of the CEDAW,
 492–4
 maternity, 161
 national law, 502–4, 647, 648
 national reports, 487–9, 643
 ratification, 483–6, 643
 reporting, 487–8, 489–92, 503,
 643
 reservations, 486
 scholarship, 505–7
 shadow reporting, 491–2
- Nigeria, 294
- Nilabati Behera v. State of Orissa*,
 403–4n.71
- non-discrimination principle, 99–102,
 237, 308–11, 312
- non-governmental organizations
 (NGOs), *see* civil society
 organizations
- Nordic Council, 562, 564
- norms, 55–9, 270–1, 288–9
- Norway and the CEDAW
 civil society organizations, 597,
 599–600, 601, 603–5, 612,
 642n.50
 Constitution, 595
 equality, 571–2, 590–2
 European influence on, 607–9
 Human Rights Act, 589, 590–1,
 595–601
 implementation of the CEDAW, 20,
 22–3, 588–90, 623–4, 630,
 651
 judicial review, 617–23, 652–3
 maternity, 161, 162
 national law, 607–17, 647–8
 ratification, 572n.51, 592–4
 reporting, 597, 600, 602–7,
 643–4
 reservations, 593
 shadow reporting, 600, 604–5,
 612
- Norwegian Centre of Human Rights
 (NCHR), 606
- Nousiainen, Kevät, 22
- Nussbaum, Martha, 218, 228–30, 626
- Nyamu Musembi, Celestine, 6, 8–9,
 102n.36, 121, 631–2, 633
- Odgaard, R., 211
- Office of the High Commissioner for
 Human Rights (OHCHR)
 Banda Report, 69–77
 and the CEDAW, 30, 31

- Office of the High Commissioner for Human Rights (OHCHR) (*cont.*)
 laws discriminating against women, 62–3, 67–9, 77, 78–9
 women's human rights, 251, 252–3, 297
see also Human Rights Council
- Oppenheim, L. F. L., 450n.79
- oppression, 99–100
- Optional Protocol to the CEDAW
 accession, 323–4
 Australia, 349–50, 350n.108
 Canada, 45, 48, 361, 383, 384
 civil society organizations, 519
 complaints, 651
 Finland, 577, 651
 France, 538, 651
 gender stereotyping, 136–7
 jurisprudence, 45–8
 Netherlands, 485–6, 501–2, 651
 Norway, 594, 618, 651
 UK, 48, 518–19, 651
 Zimbabwe, 459
- Optional Protocols to the ICCPR, 361
- Organization of American States (OAS), 16, 359, 361–3
- Otto, Dianne, 144, 170
- Pakistan and the CEDAW
 case law, 448–51, 651, 653
 constitutional position, 443–4
 implementation of the CEDAW, 16, 19, 80, 430–1, 442–8, 451–3, 645
 Islamic identity and women's rights, 431–6, 437–8, 439–40, 444, 451–2
 judicial education, 418–20
 national law, 440, 444–6, 648–9
 pre-accession debates, 435–40
 ratification, 440–1, 644
 reporting, 442–4, 445
 reservations, 437–40, 441
 shadow reporting, 442–3
 women's groups activism, 445–6, 453
 women's rights advanced using the CEDAW, 446–8
- Pandey, Kabita, 18, 650
- parental gender roles, *see* fixed parental gender roles
- Parisi, L., 247, 249, 252n.29
- parity, 535–6
- part-time work, 527–8
- pay, 88, 233, 526–30
- pensions, 527–8
- Pentikäinen, Merja, 22
- Peoples' Health Movement (PHM), 318
- personal law, 197–204
- Peru, 137–8, 165, 166–7, 310, 310n.70
- Peters, J., 497
- Peters, J. S., 164
- Philippines, 45, 48, 133, 135–6n.42, 138–9, 141, 147–8, 152, 162
- physical integrity, 263–4
- pluralism
 CEDAW Committee, 8–9, 183–94, 204–5, 213
 constitutional reforms in Africa, 197–204
 culture as source of rights, 204–12
 definition, 184n.2
 feminist response, 212–13
 Maputo Protocol, 194–7
- Poland, 89
- political participation, 496–500
- political representation, 459–60
- political systems, 53–5
- polygamy
 CEDAW, 9, 187–94, 196–7, 631–2
 inheritance rights, 463–4
 Maputo Protocol, 9, 91, 196–7, 632
- polygyny, 91, 463–4
- Portugal, 162
- poverty, 218–21
- Predelli, L., 517
- pregnancy, 263
- President of the Republic of South Africa v. Hugo*, 213n.91
- Preston, R. C., 162–3
- Prevention of Discrimination Act, Zimbabwe, 466
- Pro Public (Forum for the Protection of the Public Interest), 18, 411–13, 418–21, 426

- property rights
 in the CEDAW, 238–9, 272
 CEDAW Committee, 272–4, 275,
 276–7, 284, 289, 290
 customary recognition of, 210–12
 disposal of bequeathed property,
 399–400
 equality improvement measures,
 288–91
 human rights, 271
 inheritance rights, 423
 Kenya, 189–90, 211–12
 ‘Rose’ case study, 269–71
 security of tenure, 12–13, 277–87,
 288–91
 soft law, role of, 268–9
 of women, 12–13, 271–7, 288–91
 Zimbabwe, 211, 457, 463
see also homes; housing
- prostitution, 144–5
- protection obligation, 149–50,
 256–61
- Protection of Human Rights Act,
 India, 391, 400
- Protection of Women from Domestic
 Violence Act, India, 402
- psychological harm, 175–9
- Quila (R (on the Application of Quila and
 Another) v. Secretary of State)*, 514
- R. v. Ewanchuk*, 366, 651
- R. v. Gayme*, 365–6
- R. v. Lavallée*, 365
- R. v. Seaboyer*, 365–6
- Ra’ana Liaquat Ali Khan, 434
- Racial Discrimination Act, Australia,
 338
- Rai, Shirin, 447n.67
- rape, 88–9, 263, 388, 402–6, 420, 425,
 471–2
- Rattigan & Others v. Chief Immigration
 Officer & Others*, 471
- Re Australian Journalists’ Association*,
 341–2
- Re Baby R*, 365
- Re Blainey and Ontario Hockey
 Association et al.*, 365
- Reanda, L., 249n.26
- Reena Bajracharya v. His Majesty’s
 Government of Nepal*, 424–5
- refugees, 176–7
- religion
 and the CEDAW, 56–9
 equality, meaning of, 90–1
 India, 394–402
 inheritance rights, 274
 Nepal, 414–15
 Norway, 593, 609–11, 621
 Pakistan, 431–6, 437–8, 439–40,
 444, 451–2
 woman-to-woman marriage, 207
- remuneration, 88, 233, 526–30
- reproductive health
 AAAQ framework, 303–8
 CEDAW Committee, 302–15
 HRC, 253–4, 257–9
 ICESCR Committee, 253–4, 257–9,
 302–15
 indicators, 312–15
 Maputo Protocol, 300, 316
 monitoring bodies, 300–2
 non-discrimination, 237, 308–11,
 312
 Norway, 622–3
 States Parties’ obligations, 311–12
- respect, 146–9, 256–61
- retirement, 527–8
- R. K. B. v. Turkey*, 150, 156
- Roberts, B., 369
- Roosevelt, Eleanor, 247
- Rosenblum, Darren, 100–1, 103n.43,
 104n.47, 116n.99, 145
- Rosenfield, Allan, 296
- Ruiz Fabri, H el ene, 21–2, 630
- Russia, 161–2, 179, 245
- Ryan, Susan, 332–3
- Sabin Shrestha v. Ministry of Law,
 Justice and Parliament Affairs*, 424
- Sachar, Rajindar, 278, 280–1, 282
- Safe Motherhood Initiative (SMI), 296
- Şahide Goekce (deceased) v. Austria*, 47
- Sakshi, 418–19
- Sakshi v. Union of India and Ors*, 405,
 408–9

- Sandra Falkiner et al. v. Director of Income Maintenance Branch of the Ministry of Community and Social Services*, 365
- Sapana Pradhan v. Ministry of Law and Justice*, 423–4
- Sarfaraz, Zari, 436n.26
- Saudi Arabia, 65, 79–81
- Sawer, Marian, 330–1
- scarification, 195
- Schaffer, K., 171
- Schöpp-Schilling, H. B., 372n.59, 373, 375–6
- Second World War, 560
- security of tenure, 12–13, 277–87, 288–91
- Seema v. Ashwani Kumar*, 401, 408–9
- Sen, Amartya, 218, 224, 228–30
- sex, 1n.1, 448–9
- sex discrimination, 99–102, 389, 405–7, 408–9, 468
- Sex Discrimination Act, Australia, 16–17, 332–45, 354, 355, 646
- sex equality, *see* equality
- sex industry, 144–5
- sex stereotypes, 127n.6
- sex-role stereotypes, 127n.6
- sexual assault, 388, 402–5, 408–9
- sexual harassment, 405–6, 429
- sexual orientation, 92–3, 631
- sexual stereotypes, 127n.6
- SGP (Staatkundig Gereformeerde Partij/ The Reformed Political Party), 21, 490–1, 496–500, 509, 651–2
- Shah Bano case (Mohd. Ahmed Khan v. Shah Bano Begum & Ors)*, 397n.46
- Shaheed, Farida, 116–17, 435
- Shari'a, 440, 448, 450, 451–2
- Shihata, I. F. I., 390n.17
- Sierra Leone, 307–8, 314
- Simma, Bruno, 654–5
- Simmons, Beth, 641n.48
- Sipilä, Helvi, 563
- Sita Acharya v. Public Service Commission*, 425
- Smith, S., 171
- social and cultural change strategy (SSCC) to eliminate discrimination, 110
- social security/benefits, 223, 240, 527–8, 544–5n.36
- social standards, 381–2
- social support strategy (SSS) to eliminate discrimination, 110
- socio-economic rights
- CEDAW, 10, 235–41
- engenderment of, 11–12, 218, 228–30, 241, 634–41
- formal equality, limitations of, 223–4
- gendered disadvantage, 218–23
- ICESCR, 230–5, 638–9
- resistance to, 513
- substantive equality, 225–8
- Solheim, Erik, 602
- Sorman, Joy, 537n.12
- South Africa, 203, 225n.34
- Southern African Development Community Protocol on Gender and Development (SADC Protocol), 458, 475
- Special Marriage Act, India, 395
- Special Rapporteurs
- Banda Report, 69–77
- economic, social and cultural rights, 277n.25
- health, 72, 253n.34, 256n.43, 258n.48, 297
- housing, 72, 234–5, 278, 280–1, 282–4, 285–7, 289–90, 638–9
- indigenous people, 72
- laws discriminating against women, 66, 67–9, 74–6, 77–8
- minorities, 72
- promotion and protection of human rights and fundamental freedoms while countering terrorism, 92
- violence against women, 254–5
- Spencer, Sarah, 521–2
- state feminism, 564–5, 577, 587

- States Parties
- CEDAW Committee's role, 48–55, 627–9, 633–4
 - customs and beliefs, conflict with, 435–6
 - dialogue, role of, 120–2
 - gender relations, 97
 - gender stereotyping, 129–31, 136–9, 140–2, 146–52
 - health obligations, 311–12
 - healthcare benchmarks, 312–20
 - resistance to the CEDAW, 51–9, 348–50, 356, 649
 - women, issues specifically affecting, 252–6
 - women-inclusive human rights obligations, 256–61
 - Working Group on Laws that Discriminate against Women (WG), 87–94
- sterilization, 622–3
- Stewart, Julie, 19–20, 211, 644
- Stienstra, D., 369
- Sub-Commission on Prevention of Discrimination and Protection of Minorities, 277, 278
- substantive equality
- Australia, 346–7
 - in the CEDAW, 4–9, 86, 106, 110, 235–41, 626–34
 - engendered rights, 223–8, 636–41
 - vs. formal equality, 223–4
 - gender stereotyping, 133–4
 - healthcare, 308–11
 - in ICESCR, 232–5, 281n.45
 - India, 406
 - meaning of, 98n.11
 - property rights, 276–7
 - UK, 520, 521–2, 523–4, 526
- succession, laws of, 400
- Sweden, 161, 571–2, 572n.51
- Tanzania, 192, 211, 269–71
- Tigchelaar, J., 495–6
- Timmer, Alexandra, 153
- Tomasevski, K., 222
- traditional practices, *see* culture
- trafficking, 264–5n.61, 501
- transformative equality
- in the CEDAW, 2, 3, 4–9, 86, 106–8, 111–12, 185–6, 626–34, 653
 - healthcare, 308–9
 - meaning of, 111, 227
 - strategies in the CEDAW, 110
- Tremblay v. Daigle*, 365
- Tsanga, A., 211, 477, 478
- Tsvangirai, Morgan, 455n.2
- Tysiac v. Poland*, 89
- Uganda, 191, 199–200, 201
- UN High Commissioner for Human Rights, 77, 297
- unemployment insurance, 552
- United Kingdom (UK) and the CEDAW
- case law, 652–3
 - employment, 524–30
 - equality, 52–3, 520–4
 - implementation of the CEDAW, 20, 21, 48, 511–12, 518–19, 530, 651
 - legal status of the CEDAW, 512–14
 - managers, women as, 226
 - maternity, 162
 - national law, 647, 648
 - pay gap, 88
 - reservations, 514–16
 - shadow reporting, 516–18
 - visibility of the CEDAW, 516–18, 642n.50, 644
- United Nations (UN)
- Charter, 97–9, 245, 247–9
 - Decade for Women, 566, 567
 - and Finland, 562–3
 - General Assembly, 243, 252
 - human rights system, 245–6
 - International Women's Year, 563
 - Secretary General, 297
 - Security Council, 169
 - see also* bodies, conferences and conventions listed by name

- United Nations Children's Fund (UNICEF), 296
- United Nations Development Fund for Women (UNIFEM), 251, 392–3, 563
- United Nations Population Fund (UNFPA), 296
- United States (US), 162
- Universal Declaration of Human Rights (UDHR), 1–2, 97–9, 170, 245–6, 247–9, 400, 403–4, 410, 450
- Universal Periodic Review (UPR) procedure, 382–3
- Valkenhorst* cases, 495
- Victoria v. Commonwealth* ('*Industrial Relations Act case*'), 340n.66
- Victorian Women Lawyers' (VWL) Association, Australia, 345
- Vienna Declaration and Programme of Action, 242–5, 250–2
- Vienna World Conference on Human Rights, 242–5, 250–2, 287, 370, 390–1, 635
- violence against women
- Canada, 369–71, 372–3
 - CEDAW Committee, 46, 252, 518–19
 - elimination strategies, 110
 - engendered rights, 234–5, 237–8
 - Finland, 559, 578, 582–4, 585–6
 - gendered disadvantage, 221
 - HRC, 252–3, 256–7, 262
 - ICESCR, 252–3, 256–7, 262
 - India, 388
 - integrated human rights approach, 263
 - Maputo Protocol, 195
 - Nepal, 415, 420–1, 425
 - security of tenure, 283n.50
 - UK, 522
 - World Conference on Human Rights, 252n.29
 - Zimbabwe, 89
- Vishaka v. State of Rajasthan*, 405–6, 408–9
- V. K. v. Bulgaria*, 148–9
- voice, 227–8, 234
- Wachtler, Sol, 410
- Waheed, Salma, 445
- Waldorf, L., 368
- welfare state, 560–1
- welfare system, 223, 240, 527–8, 544–5n.36
- West, Robin, 159–60, 177–8
- Westendorp, I., 280n.37
- Western beauty practices, 254–5
- westoxification, 82
- widowhood, 195, 269–71, 274–5, 283
- Wildt, Jeroen de, 506
- Winston, M., 99n.19
- woman-to-woman marriage, 205–10
- Women and Law in Southern Africa Research Trust (WLSA), 464–5, 648–9
- Women Ministers Forum, Pakistan, 446–7, 453
- Women of Zimbabwe Arise (WOZA), 467–8
- Women Who Want to be Women (WWWW), Australia, 332
- Women's Coalition, Zimbabwe, 467–8, 473, 473n. 49, 475, 479
- Women's National Commission (WNC), UK, 516–17
- Women's Resource Centre, UK, 517
- women's rights
- Australia, 330–5
 - and culture, 204n.65
 - discrimination against women, 261–2
 - HRC, 252–64, 639–40
 - as human rights, 12, 242–6, 250–2, 264–7, 636, 653–4
 - ICESCR, 252–64, 264–5n.61, 639–40
 - integrated approach, 263–4
 - issues specifically affecting women, 252–6
 - maternal mortality, 13, 292–3, 315–20
 - men's rights as human rights, 247–50
 - property rights, 12–13, 271–7, 288–91
 - security of tenure, 12–13, 277–87, 288–91

- women-inclusive human rights obligations, 256–61
- work, 232–3, 239–40, 524–30, 636–41
- Work and Families Act, UK, 525–6
- Working Group on Laws that Discriminate against Women (WG)
- Banda Report, 69–77, 631
- challenges, 87–94
- focus areas, 84–5
- formation of, 7, 62–3, 81–5
- history, 63–9
- mandate, 82
- members, 83–4
- opportunities, 86–7
- proposal, 77–81
- World Conference on Human Rights, Vienna, *see* Vienna World Conference on Human Rights
- World Conference on Women (Beijing), *see* Beijing Fourth World Conference on Women
- World Health Organization (WHO), 296, 313, 314
- Wright, S., 103
- Yemshaw v. London Borough of Hounslow*, 21, 514, 652
- Young, Iris Marion, 99–100
- Young, Margot, 366, 384
- Zambia, 192, 199–200, 310, 457n. 10
- ZANU (PF) (Zimbabwe African National Union (Patriotic Front)), 455, 455n.2, 456n. 6, 457, 459n. 17, 468, 469, 472
- Zhen Zhen Zheng v. The Netherlands*, 179n. 57
- Zia, Shehla, 440n.43
- Zia-ul-Haq, Muhammad, 432
- Zimbabwe and the CEDAW
- case law, 462–3, 465–6, 469–72, 651, 653
- Chiefs, role of, 465, 474
- constitution, 454–60, 466–7, 468–9, 472–4, 477–8, 480–1
- implementation of the CEDAW, 16, 19–20, 454, 480–1
- judiciary, 469
- legal reform, 460–9, 474–5
- national law, 648–9
- personal law, 199–200, 200–1n.61
- property rights, 211, 457, 463
- ratification, 454, 644
- reporting, 459, 475–80, 645
- violence against women, 89
- women's groups activism, 467–8, 472, 473, 474–80, 476n. 60
- women's rights, 455–60
- Zimbabwe Women Lawyers' Association (ZWLA), 467–8, 472, 475, 476n. 60, 477, 479
- zina* (extramarital sex), 448–9
- Zuloga, P. P., 169–70, 171–2, 175–6