

EQUALITY UNDER THE CONSTITUTION

*Reclaiming the
Fourteenth Amendment*

JUDITH A. BAER

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Even the Children of Strangers Donald Wilson Jackson, 1992 Jackson unravels the complex meanings of equal protection doctrine and its various interpretations over the last 134 years After comparing equal protection laws in the U S to those in Canada and India and certain provisions of international law he offers possible ways to resolve apparently intractable conflicts between individualism and affirmative action policies

Equality Under the Constitution Judith A. Baer, 1983

Equality Under the Law Jeanne Marie Ford, 2017-12-15 In our society laws and rights apply to everyone equally This book explores what that means how the Constitution outlines that right and ways equality can be experienced and upheld in everyday life

Equality in Kenya's 2010 Constitution Victoria Miyandazi, 2021-02-25 This book makes a significant contribution to the ongoing global conversations on the various understandings of equality It illuminates the many ways in which diverse equality guarantees clash or are interrelated It also sets out principled approaches on how they can be coherently interpreted to address the myriad inequalities in Kenya Taking a comparative approach the book considers how other jurisdictions including the United States United Kingdom Canada South Africa India and Botswana have approached the conceptualisation interpretation and application of various equality concepts The book focuses on important issues such as transformative constitutionalism in relation to the interpretation of Kenya's 2010 Constitution expanding the list of enumerated grounds for non discrimination affirmative action accommodating religious and cultural diversity versus gender equality the interrelation between socio economic rights and status based equality

Frontiers of Equality in the Development of EU and US Citizenship Jeremy B. Bierbach, 2017-02-09 This book provides a framework for comparing EU citizenship and US citizenship as standards of equality If we wish to understand the legal development of the citizenship of the European Union and its relationship to the nationalities of the member states it is helpful to examine the history of United States citizenship and in particular to elaborate a theory of duplex citizenships found in federal orders In such a citizenship each person's citizenship is necessarily layered with the citizenship or nationality of a member state The question this book answers is how does federal citizenship as a claim to equality affect the relationship between the member state and its national or citizen Because the book places equality not allegiance to a sovereign at the center of its analysis of citizenship it manages to escape traditional analyses of the EU that measure it by the standard of a sovereign state The text presents a coherent account of the development of EU citizenship and EU civil rights for those who wish to understand their continuing development in the case law of the Court of Justice of the European Union Scholars and legal practitioners of EU law will find novel insights in this book into how EU citizenship works in order to be able to grasp the direction in which it will continue to develop And it may be of great interest to American scholars of law and political science who wish to understand one aspect of how the EU works as a constitutional order not merely as an order of international law by comparison to their own history

Jeremy Bierbach is an attorney at Franssen Advocaten in Amsterdam He holds a Ph D in European constitutional law from the University of Amsterdam the Netherlands

Equality Under the Law Jeanne Marie Ford,2017-12-15 In our society laws and rights apply to everyone equally This book explores what that means how the Constitution outlines that right and ways equality can be experienced and upheld in everyday life

Non-discrimination and Equality in India Vidhu Verma,2011-11-17 Social Justice is a concept familiar to most Indians but one whose meaning is not always understood as it signifies a variety of government strategies designed to enhance opportunities for underprivileged groups By tracing the trajectory of social justice from the colonial period to the present this book examines how it informs ideas practices and debates on discrimination and disadvantage today After outlining the historical context for reservations for scheduled castes and scheduled tribes that began under British colonial rule the book examines the legal and moral strands of demands raised by newer groups since 1990 In addition the book shows how the development of quota policies has been significantly influenced by the nature and operation of democracy in India It describes the recent proliferation of quota demands for reservations in higher education private sector and for women and religious minorities in legislative assemblies The book goes on to argue that while proliferation of demands address unequal incidence of poverty deprivation and inequalities across social groups and communities care has to be taken to ensure that existing justifications for quotas for discriminated groups due to caste hierarchies are not undermined Providing a rich historical background to the subject the book is a useful contribution to the study on the evolution of multiple conceptions of social justice in contemporary India

Womanhoods and Equality in the United States Christen Bryson,Anne Légier,Amélie Ribieras,2024-03-15 Womanhoods and Equality in the United States explores how the idea of equality has evolved along with the debates that have animated contemporary American women s history This book argues that womanhood is neither a unified concept nor a monolithic experience but rather a multifaceted notion This collection thus looks at this plural dimension of womanhood womanhoods with a special focus on equality as a common goal The authors question what equality means depending on many factors such as race class sexuality education marital or parental status physical appearance and political orientation and address timely issues including abortion rights Black womanhood and sexual violence on college campuses Womanhoods and Equality in the United States is an essential resource for academics and students in gender studies American sociocultural history and the sociology of social movements

Equality in Education Law and Policy, 1954-2010 Benjamin M. Superfine,2013-03-11 Educational equality has long been a vital concept in US law and policy Since Brown v Board of Education the concept of educational equality has remained markedly durable and animated major school reform efforts including desegregation school finance reform the education of students with disabilities and English language learners charter schools voucher policies the various iterations of the Elementary and Secondary Education Act including No Child Left Behind and the Stimulus Despite such attention students educational opportunities have remained persistently unequal as understandings of

the goals underlying schooling fundamental changes in educational governance and the definition of an equal education have continually shifted Drawing from law education policy history and political science this book examines how the concept of equality in education law and policy has transformed from Brown through the Stimulus the major factors influencing this transformation and the significant problems that school reforms accordingly continue to face **The Principle of Equality in Diverse States** Eva Maria Belser, Thea Bächler, Sandra Egli, Lawrence Zünd, 2021-05-25 This book examines different approaches by which states characterised by federal or decentralized arrangements reconcile equality and autonomy In case studies from four continents leading experts analyse the challenges of ensuring institutional social and economic equality whilst respecting the competences of regions and the rights of groups **The Equal Rights Amendment** LeeAnne Gelletly, 2014-09-02 It took decades and a Constitutional amendment for all American women to get the right to vote But the legal right to vote did not guarantee equality under the law Suffrage leader Alice Paul believed another amendment was needed In 1923 she wrote the Equal Rights Amendment It was introduced in Congress And the national debate over the ERA began The major principle of the Equal Rights Amendment is that gender should not determine any legal rights of citizens Supporters believed the ERA would keep women from being denied equal rights under federal state or local law The ERA had many opponents in the 1920s And it had even more in the 1970s after Congress passed the measure Although it failed to pass by its 1982 ratification deadline some people believe the ERA is still alive They are continuing the effort to put equality for women in the U S Constitution Social Equality in Indian Society Panthapalli A. Augustine, 1991 This Book Attempts To Lay Bare The Deep Roots Of Social Inequality In Indian Society It Focuses On Three Most Disadvantaged Groups Of People Namely The Sudras Women And The Untouchables A Clear Understanding Of These Roots Has Been Thought Indispensable For Seeing The Problem Of Inequality In Perspective *Equality's Guardians* Niels Petersen, 2025-06-13 Equality s Guardians offers an unparalleled comparative analysis of constitutional equality case law from apex courts across 18 jurisdictions worldwide including key international human rights treaties This groundbreaking book aims to map various courts diverse equality case law revealing a richer comparative picture than the commonly discussed non discrimination model prevalent in common law jurisdictions By identifying four distinct models of equality the book classifies each jurisdiction based on the level of deference courts grant to the legislature The second aim of Equality s Guardians is to delve into the reasons behind courts choices of specific equality models Rather than providing a uniform answer the analysis uncovers a range of cultural and institutional factors influencing these decisions This nuanced approach highlights that the models of equality must be understood within the unique institutional and cultural contexts of each jurisdiction Ultimately Equality s Guardians How Courts Conceptualize Equal Protection and Non Discrimination Guarantees challenges the notion of a one size fits all approach to equality It emphasizes that the identified models are not to be normatively ranked but appreciated as products of their specific environments This comprehensive study is essential for anyone interested in the

complexities of constitutional equality and the varied ways it is interpreted and applied around the world This is an open access title available under the terms of a CC BY NC ND 4 0 International licence It is free to read on Oxford Scholarship Online and offered as a free PDF download from OUP and selected open access locations *Gender Equality in a Global Perspective* Anders Ortenblad,Raili Marling,Snjezana Vasiljevic,2017-01-06 Gender Equality in a Global Perspective looks to discuss whether Gender Equality can be adopted as it has been defined in international documents anywhere or whether it needs to be adapted in a more local context discuss which factors and perspectives need to be taken into account when adapting Gender Equality to specific contexts suggest research approaches for studies on whether a universal Western concept of Gender Equality fits in certain specific contexts and finally suggests challenges to the existing interpretation of Gender Equality e g theory of intersectionality and the development of legal and policy framework This book is situated within the tradition of comparative gender studies While most other such books take up and compare various ways of implementing or not implementing gender equality this book studies and compares whether or not and to what extent a specific definition of Gender Equality GE could be adopted by various nations Thus all chapter contributors will engage with the same definition of GE which will be presented within the book and discuss the possibilities and constraints related to applying such a definition in their particular national context The readers will learn about the problems of applying a universal concept of Gender Equality and the possible reasons for and modes of adapting Gender Equality to different contexts Gender Equality in a Global Perspective looks to maintain a critical and reflexive stance towards the issues raised and will seek to present multiple perspectives and open ended answers As such it hopes to contribute to the international discussion of human rights more broadly and Gender Equality specifically The intended audience is not limited only to but will include policy makers scholars and students with an interest in Gender issues Organizational Theory Political Science Human Development Policy Analysis Globalization and other management sub disciplines **The Pursuit of Equality in**

American History Jack Richon Pole,Pole, Jack Richon Pole,Professor J R Pole,1978-01-01 The author looks to the origins of equality in Greek thought and the idea s important in the eighteenth century to understand the tenacious attraction it has had for American over more than two hundred years of political legal and social controversy **Gender Equality on a**

Grand Tour Eva Blomberg,Yulia Gradszkova,Ylva Waldemarson,Alina Zvinkliene,2017-07-20 Gender Equality on a Grand Tour Politics and Institutions the Nordic Council Sweden Lithuania and Russia explores the politics around the establishment development and transformation of gender equality institutions in the Nordic countries on the example of Sweden in the former communist countries east of the Baltic Sea region the example of Lithuania and in the northwestern part of Russia The authors analyze the interplay between the internationalization and Europeanization of gender equality on the one hand and national and local contexts on the other Gender Equality on a Grand Tour also is the first study to explore the role of one of the leading transnational actors in the region the Nordic Council and the Nordic Council of Ministers in gender equality

institutionalization in the Baltic Sea region

Equality in Law Between Men and Women in the European

Community, Volume 4: Portugal Teresa Martins de Oliveira, 2023-10-09 Equality in law between men and women in the European Community is an integral part of the EC's social policy and crucial to its economic and social cohesion This encyclopaedia analyzes the legal framework for equal opportunities in Portugal which now exists in the Community due to the adoption of EC Directives on equal treatment equal pay and social security and to the work of the European Court of Justice in this area It looks at how the EC Directives have been implemented and interpreted in each Member State and at the other legislative and constitutional provisions affecting the principle of equality All the principal legal provisions are reproduced or translated Extracts from or digests of national case law are also included Each volume in the series is structured so that Member States's provisions on equality can be directly compared

Democracy, Justice, and Equality in Ancient Greece Georgios Anagnostopoulos, Gerasimos Santas, 2018-11-16 The original essays in this volume discuss ideas relating to democracy political justice equality and inequalities in the distribution of resources and public goods These issues were as vigorously debated at the height of ancient Greek democracy as they are in many democratic societies today Contributing authors address these issues and debates about them from both philosophical and historical perspectives Readers will discover research on the role of Athenian democracy in moderating economic inequality and reducing poverty on ancient debates about how to respond to inborn and social inequalities and on Plato's and Aristotle's critiques of Greek participatory democracies Early chapters examine Plato's views on equality justice and the distribution of political and non political goods including his defense of the abolition of private property for the ruling classes and of the equality of women in his ideal constitution and polis Other papers discuss views of Socrates or Aristotle that are particularly relevant to contemporary political and economic disputes about punishment freedom slavery the status of women and public education to name a few This thorough consideration of the ancient Greeks work on democracy justice and equality will appeal to scholars and researchers of the history of philosophy Greek history classics as well as those with an interest in political philosophy

State Constitutions in the Federal System, 1989

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