

**International and European Protection of Women's Rights**

Code: 105787  
ECTS Credits: 6

Degree	Type	Year	Semester
2503878 Sociocultural Studies of Gender	FB	2	1

**Contact**

Name: Lidia Ballesta Marti  
Email: Lidia.Ballesta@uab.cat

**Use of Languages**

Principal working language: catalan (cat)  
Some groups entirely in English: No  
Some groups entirely in Catalan: Yes  
Some groups entirely in Spanish: No

**Other comments on languages**

Durant el curs es requeriran lectures en anglès

**Prerequisites**

*To ensure satisfactory results of the course it is desirable to have an adequate knowledge of the basis of Anti-discrimination law*

**Objectives and Contextualisation**

- To understand the fundamental legal concepts related to LGBTI people and women's rights.
- To understand the legal structure and evolution of public policies on gender and LGBTI people and women's rights at international stage.
- To identify the different international organizations and European institutions that develop gender policies and protect LGBTI people and women's rights.
- To understand the European and international instruments of protection of LGBTI people and women's rights
- To know the practice of international courts and international control bodies in matters of gender.
- To obtain a critical vision of the policies and actions taken on gender matters and on the development of the LGBTI people and women's rights at international level as well as to recognize the advances and setbacks experienced in that field.

**Competences**

- Express correctly and in a non-sexist or homophobic manner both orally and in writing.
- Formulate, argue and discuss your own and others' ideas in a respectful, critical and reasoned way.
- Identify the basic legal concepts, legislation and jurisprudence related to the rights of the collectives affected by gender inequalities.
- Proposing corrective actions of the violences that trigger the types and degrees of discrimination on the basis of sex, gender and sexual orientation.

- Students can apply the knowledge to their own work or vocation in a professional manner and have the powers generally demonstrated by preparing and defending arguments and solving problems within their area of study.
- Students must be capable of communicating information, ideas, problems and solutions to both specialised and non-specialised audiences.

## **Learning Outcomes**

1. Identify and propose actions on direct, indirect or multiple discriminations based on sex, gender and sexual orientation.
2. Identify the problems linked to equality between men and women in legislation and jurisprudence.
3. Make an inclusive use of language.
4. Master the basic concepts of international legislation on women's rights and anti-discrimination law.
5. Prepare an organized and correct speech, orally and in writing, in the corresponding language.
6. Propose legal solutions to the problems of discrimination against women and the LGBTBI collective.
7. Students can apply the knowledge to their own work or vocation in a professional manner and have the powers generally demonstrated by preparing and defending arguments and solving problems within their area of study.
8. Students must be capable of communicating information, ideas, problems and solutions to both specialised and non-specialised audiences.
9. Use the specific technical vocabulary and own interpretation of the required disciplines.

## **Content**

### SECTION I: Women's rights at international level

Unit 1. International regime of Human Rights as a starting point.

1. Introduction to International Law System
2. The internationalization of Human rights
3. International and regional systems of protection of human rights.
4. International organizations for promoting and implementing gender policies

### Unit 2: International instruments for women's rights protection under the international human rights scope.

1. Evolution of women's rights through the internationalization of human rights
2. The Convention on the Elimination of All Forms of Discrimination against Women (CEDAW)
3. Regional Instruments: Belén do Pará Convention.

### Unit 3 International courts and international control bodies on gender issues.

1. The CEDAW Committee
2. The International Criminal Court (ICC)
3. Inter-American Commission on Human Rights (CIDH) and Inter-American Court of Human Rights (Inter-American Court of Human Rights)

### SECTION II: Women's rights and gender policies in Europe

### Unit 4.- Regional systems of protection and the rights of women to Europe.

1. Council of Europe and the European Union

2. The European Court of Human Rights (ECHR) and Court of Justice of the European Union (CJEU)

#### Unit 5 .- Protection instruments and actions of the Council of Europe;

1. The Istanbul Convention on preventing and combating violence against women and domestic violence
2. Gender Equality Committee of the Council of Europe
3. Migrant and refugee women and girls; Smuggling and Trafficking of people (GRETA)
4. Commission against Racism and Intolerance (ECRI);
5. Sexual Orientation and Gender Identity Unit (SOGI);

*5.1. Recommendation CM/Rec(2010)5 of the Committee of Ministers to member states on measures to combat discrimination on grounds of sexual orientation or gender identity*

#### Unit 6: Regulation and protection of women's rights in the European Union

1. Charter of Fundamental Rights of the European Union
2. Women's rights regulation in primary law and secondary law
3. CJEU Jurisprudence

#### Unit 7: Gender actions and policies in the European Union

1. The perspective of "mainstreaming"
2. The role of the European Parliament
3. European Commission Actions: The 2030 Agenda
4. European Institute for Gender Equality (EIGE)
5. The "Spotlight" initiative of the EU and the UN to eliminate violence against women and girls

#### Unit 8: Development of LGBTI rights. in the European Union

1. The LGBTI Strategy of the European Commission
  - 1.1. European Commission List of actions to advance on LGBTI equality 2014-2019
  - 1.2. FRA
2. The LGBTI European Parliament intergroup
  - 2.1. EU roadmap against homophobia and discrimination based on sexual orientation and gender identity
  - 2.2. European Parliament resolution of 14 February 2019 on the future of the list of measures on LGBTI persons (2019-2024)
  3. Actions of Council of the European Union
    - 3.1. Council Guidelines to promote and protect the Rights of LGBTI Persons
    - 3.2. Council Conclusions on the equality of LGBTI persons 2016
4. CJEU Jurisprudence

## **Methodology**

The learning process is based on the student's work through their self-study, reading texts, searching for documentation and preparing papers. Professors are in charge of providing students with the theoretical explanations and rising questions as well as adequate guidance to provide the student with the necessary skills for the correct understanding of the legal issues that may arise, and with the necessary tools to solve them.

That consists in different activities that will be performed during the classes such as case studies, comments on case law, literature search, lectures, presentations.

The activities schedule will be available at Moodle before the beginning of the course.

## Activities

Title	Hours	ECTS	Learning Outcomes
Type: Directed			
Practical lessons	26.5	1.06	4, 5, 3, 2, 1, 6, 8, 7, 9
Theoretical lessons	26	1.04	4, 5, 3, 2, 1, 6, 8, 9
Type: Supervised			
Final Project	10	0.4	4, 5, 3, 2, 1, 6, 8, 7, 9
Type: Autonomous			
Preparation of assignments	20	0.8	4, 5, 3, 2, 1, 6, 8, 7, 9
Reading	20	0.8	4, 5, 3, 2, 1, 6, 7, 9
Research	10	0.4	
Self-Study	32	1.28	4, 2, 1, 8, 7

## Assessment

*-The evaluation is based on the following activities;*

- *a Case Study on Block I (10%),*
- *an exam on Block I (20%),*
- *an exam on Block II (30%)*
- *a Final Project, which will be developed during the course, (40%).*

*To pass the subject assessment, students must obtain a final grade, - result of all the evaluation activities- of at least 5/10 and a minimum score of 3/10 on each activity.*

*At the beginning of the course the professor will inform about the content and requirements of the activities and their schedule. (Moodle)*

*At the time of developing each activity, the professor will inform the students (Moodle) about the procedure and date for the grading revision.*

*Only those students who do not pass the final grade of the subject and have obtained a minimum of 3/10 in each activity will have access to the reassessment*

*The reassessment task will consist on an exam of the whole content of the subject.*

## Assessment Activities

Title	Weighting	Hours	ECTS	Learning Outcomes
Case study Section I	10%	1	0.04	4, 5, 3, 2, 1, 8, 7, 9
Exam on Section I	20%	1	0.04	4, 5, 3, 2, 1, 6, 9
Exam on Section II	30%	2	0.08	4, 5, 3, 2, 1, 6, 9
Final Project	40%	1.5	0.06	4, 5, 3, 2, 1, 6, 8, 7, 9

## Bibliography

- CEDAW: <http://www.un.org/womenwatch/daw/cedaw/>
- CES: <http://www.unwomen.org/en/csw>
- ONU mujeres: <http://www.unwomen.org/es/>
- ONU y mujeres: <http://womenwatch.unwomen.org/>
- Convención sobre la eliminación de todas las formas de discriminación contra la mujer: <https://www.ohchr.org/SP/ProfessionalInterest/Pages/CEDAW.aspx>
- Declaración Universal de Derechos Humanos: <http://www.ohchr.org/EN/UDHR/Pages/UDHRIndex.aspx>
- Declaración sobre la protección de la mujer y el niño en estados de emergencia o de conflicto armado: <http://www.ohchr.org/SP/ProfessionalInterest/Pages/ProtectionOfWomenAndChildren.aspx>
- Declaración sobre la eliminación de la violencia contra la mujer: <http://www.ohchr.org/SP/ProfessionalInterest/Pages/ViolenceAgainstWomen.aspx>
- Recomendación sobre el consentimiento para el matrimonio, la edad mínima para contraer matrimonio y el registro de los matrimonios: <http://www.ohchr.org/SP/ProfessionalInterest/Pages/RecommendationOnConsentToMarriage.aspx>
- EIGE - Instituto Europeo de la Igualdad de Género: <https://eige.europa.eu/es/in-brief>
- Consejo De Europa: <https://www.coe.int/en/web/cm/home>
- Comisión Europea : [https://ec.europa.eu/info/policies/justice-and-fundamental-rights/gender-equality\\_en](https://ec.europa.eu/info/policies/justice-and-fundamental-rights/gender-equality_en)
- European Pariment LGBTI Intergroup: <https://lgbti-ep.eu/>
- FRA - Agencia Europea de Drets Fonamentals: <https://fra.europa.eu/en/theme/gender>
- Carta de los Derechos Fundamentales de la Unión Europea: [http://www.europarl.europa.eu/charter/pdf/text\\_es.pdf](http://www.europarl.europa.eu/charter/pdf/text_es.pdf)
- Convenio del Consejo de Europa sobre prevención y lucha contra la violencia contra las mujeres y la violencia doméstica (Convenio de Estambul): <https://rm.coe.int/CoERMPublicCommonSearchServices/DisplayDCTMContent?documentId=0900001680>