

Crime and Women

Code: 105813
ECTS Credits: 6

Degree	Type	Year	Semester
2503878 Sociocultural Gender Studies	OT	3	1

Contact

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Use of Languages

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

Prerequisites

It is recommended to have studied any module with contents in legal issues

Objectives and Contextualisation

a) General learning objectives:

The objective of this module is to analyse the processes through which gender relationships are constructed within the scope of the criminal justice system. The objectives are manifold: firstly, to point out how criminology knowledge reproduces and generates structures of subordination towards women, through the study of traditional criminology schools of thought and of the most recent criminology and gender theories; secondly, to understand the gender exclusion mechanisms used by the criminal system, that increase their own particular selectivity and generate new exclusion (for instance, in the case of women's prisons); thirdly, gender perspective addresses how the solution of some social problems affecting predominantly women are tackled.

b) Objectives concerning the development of skills:

With this module, we aim to provide students with a new critical perspective (i.e. gender perspective), to study the criminal system and its application.

c) Objectives centred on the learning of values:

This module will contribute to the learning of non-sexist values and respect towards gender diversity. All these will be use to delve into the development of the human rights culture.

Competences

- Express correctly and in a non-sexist or homophobic manner both orally and in writing.
- Identify the basic legal concepts, legislation and jurisprudence related to the rights of the collectives affected by gender inequalities.
- Propose and analyze the results of gender policies and plans of equality and equity in institutions, companies, public, private and non-governmental organizations.
- Proposing corrective actions of the violences tha ttrigger 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.
- Work cooperatively and energize multidisciplinary and diverse teams, assuming and respecting the role and diversity of those who make them up.

Learning Outcomes

1. Apply the basic legal concepts to the prevention of crimes of sexist violence.
2. Apply to the legal practice specific debates on gender and law, bioethics, law and technology, and sociology of law.
3. Describe criminological interventions focused on the criteria of gender, peace, integration and social prevention.
4. Make an inclusive use of language.
5. Propose criminological interventions based on the analysis and study of inequality.
6. Put into practice skills to work in a team: commitment to the team, habit of collaboration, ability to promote problem solving.
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.

Content

1. Androcentrism in criminology and in the analysis of female crimes.
 - 1.1. Sexism and criminal law.
 - 1.2. Sexism and criminology
 - 1.3. Stereotypes about female crimes.
2. Women: women in prison.
 - 2.1 Historical perspective of women's prisons.
 - 2.2 Characteristics of women's imprisonment.
3. Contemporary problems of women's imprisonment.
 - 3.1 Migrant/foreign imprisoned women.
 - 3.2 Maternity and prison.
 - 3.3 Reintegration of imprisoned women.
4. Sex work, prostitution and women's trafficking.
 - 4.1 Feminist debates about prostitution and sex work. Abolitionist and pro-rights proposals.
 - 4.2 Legal regulation of prostitution. Prohibitionist, abolitionist and regulatory models.
 - 4.3 Public policies about women's trafficking and protection mechanisms.
5. Women's control over their bodies: abortion as a crime.

5.1 Feminist recognition of abortion. Several viewpoints on the role of the State.

5.2 Possible legal systems: the system of indications. Bio-ethics debate.

5.3 The symbolic control of reproduction.

6. Sexual harassment and sexual violence against women.

6.1 Definition of sexual harassment and sexual violence.

6.2 Legal and social strategies of interventions in cases of sexual harassment.

6.3 Sexual violence in armed conflicts.

7. Prevention and Safety in terms of gender.

7.1 Sexism in the conceptualisation of safety.

7.2 Safety guidelines and planning with gender perspective.

8. Specific processes for female criminalisation.

8.1 Young women and crime.

8.2 Women and drugs.

9. Women's rights in criminal systems.

9.1 Women's movements: epistemologies.

9.2 Human rights with a gender perspective and the role of criminal justice.

Methodology

Each week a mandatory reading will be discussed and there will be a group presentation on a theme of the program.

During the course the individual work of the student will be developed, divided into a research work and a commentary about compulsory readings

The methodology will use seminar discussions, individual and group presentations

Annotation: Within the schedule set by the centre or degree programme, 15 minutes of one class will be reserved for students to evaluate their lecturers and their courses or modules through questionnaires.

Activities

Title	Hours	ECTS	Learning Outcomes
Type: Directed			
Lectures	19.5	0.78	1, 3, 4, 7
Seminar	19.5	0.78	2, 4, 6, 8, 7
Type: Supervised			
Evaluation activities	5	0.2	1, 4, 8, 7

Type: Autonomous

Individual work	53	2.12	2, 3, 4, 5, 8, 7
working grups	53	2.12	2, 3, 4, 6, 5, 8

Assessment

Requirements to pass the course

1. Conditions for assessment: 80% attendance in classes and active participation in class. Submission of individual and group work.
2. Requirements to pass the module: a minimum grade of 5 is required for each type of assessment activity to obtain a pass.

Resits

If a student does not pass any of the assessment activities, a resit will be granted. The resit for group work and participation will take place during the teaching term. Individual work and the final test will take place during the resit weeks.

Fruadulent conduct

Plagiarism in the submitted work and copying during the test will entail a grade of 0 in the module and a resit will not be allowed.

In the event of a student committing any irregularity that may lead to a significant variation in the grade awarded to an assessment activity, the student will be given a zero for this activity, regardless of any disciplinary process that may take place. In the event of several irregularities in assessment activities, the student will receive a zero as the final grade for the class.

In the event that tests or exams cannot be taken onsite, they will be adapted to an online format made available through the UAB's virtual tools (the original weighing will be maintained). Homework, activities and class participation will be carried out through forums, wikis and/or discussion on Teams, etc.

Assessment Activities

Title	Weighting	Hours	ECTS	Learning Outcomes
Working groups	40%	0	0	1, 3, 4, 6, 5, 8
debats and participation	10%	0	0	2, 4, 5, 8
individual work	50%	0	0	2, 1, 3, 4, 5, 7

Bibliography

Mandatory readings

1. Maqueda, María Luisa, (2013). El peso del género y otras identidades culturales en la criminalización de las mujeres. En P. Laurenzo (ed), *Diversidad Cultural, género y derecho* (pp. 571-604). Valencia: Tirant lo Blanch.
2. Almeda, Elisabet (2005). Pasado y presente de las cárceles femeninas, *Sociológica*, 6, 75-106..

3. Roig, Aura, (2013). L'estigmatització de les dones consumidores d'heroïna, *Revista Crítica Penal y Poder*, 24, 103-131.
4. Heim, Daniela (2012). Más allá del disenso, los derechos humanos de las mujeres en contextos de prostitución. *Derechos y Libertades*, 26, 297-327.
5. Carlen, Pat (2012), Women's Imprisonment, *Revista Crítica penal y poder*, 3, 148-157.
6. Juliano, Dolores (2009). Delito y pecado: la transgresión en femenino, *Política y sociedad*, 46(1-2),79-95.
7. Navarro, Carmen (2018). *El encarcelamiento femenino* (pp. 69-103). Barcelona: Atelier.

Complementary readings

- Almeda, Elisabet (2003), *Mujeres encarceladas*. Barcelona: Ariel.
- Almeda, Elisabet (2005), Pasado y presente de las cárceles femeninas, *Sociológica*, pp. 75-106
- Almeda, Elisabet y Encarna Bodelón (2007), *Mujeres y Castigo: un enfoque socio-jurídico y de género*. Madrid: Dykinson,
- Arella, Celeste, Fernández Bessa, Cristina, Nicolás Iazo, Gemma, Vartabedian, Julieta, (2007), *Los pasos(in)visibles de la prostitución. Estigma, persecución y vulneración de derechos de las trabajadoras sexuales en Barcelona*. Barcelona: Virus.
- Barcons Campmajó, Maria (2016), Legislación y políticas públicas sobre matrimonios forzados en el Estado español, en La Barbera, MariaCaterina y Cruells López, Marta (coords.): *Igualdad de género y no discriminación en España: evolución, problemas y perspectivas*. Madrid: Centro de Estudios Políticos y Constitucionales. Ministerio de la Presidencia, pp. 425-451.
- Barrère, M^a Ángeles (Maggy); Bodelón, Encarna; Gala, Carolina; Gil, Juana María; Morondo, Dolores; Rubio, Ana (2013): *Assetjament sexual i assetjament per raó de sexe: actuació de les administracions públiques i de les empreses*, Madrid: Consejo General del Poder Judicial (C.G.P.J.).
- Barañí, Equipo (2000), *Mujeres gitanas y Sistema Penal* Informe Barañí. Madrid: Iniciativa DAPHNE de la Comisión Europea.
- Bodelón, Encarna (2009), Los mujeres y las nuevas legislaciones sobre sus derechos: el caso del derecho a la seguridad, *Revista Catalana de seguridad pública*, nº 20, pp. 73-85.
- Bodelón, Encarna (ed), (2012), *Violencia de género y los sistemas penales*. Buenos Aires: Editorial Didot.
- Bodelón, Encarna; Marcela del Pilar Aedo Rivera (2015). Las niñas en el sistema de justicia penal", *Anales de la Cátedra Francisco Suárez*, 49, 219-236.
- Bodelón, Encarna y Gala, Carolina (2014), Teoría y práctica de los protocolos frente al acoso sexual, *Nueva revista española de derecho del trabajo*, nº 162, marzo 2014, pp.95-124.
- Carlen, Pat (ed.) (2002), *Women and Punishment. The struggle for justice*. Devon, Oregon: Willan Publishing.
- Garrido, Lorena; Velocci, Clarisa y Valiño, Vanessa (Coord) (2011). *Análisis socio-jurídico de la trata con fines de explotación forzada*, Informe DESC, GENERA, ANTÍGONA. Barcelona.
- Heidensohn, Frances, Gelsthorpe, Loraine, (2007). *Gender and crime*. In Mike Maguire, Rod Morgan, and Robert Reiner (Eds.), *The Oxford handbook of criminology* (4th ed., pp. 381-420). Oxford: Oxford University Press.
- Heim, Daniela(2011), Autonomía de las mujeres y derecho a la salud sexual y reproductiva. Notas sobre la nueva regulación del aborto en España, en *Revista de Derecho Penal y Procesal Penal*, , pp.800-805.

- Heim, Daniela (2012), Más allá del disenso, los derechos humanos de las mujeres en contextos de prostitución, en: *Derechos y Libertades*, Número 26, Época 2.
- Hester Marianne (2015), Reflections on criminal (in)justice in cases of rape, *Papers from the British Criminology Conference*, Vol. 15: 26-42
- Igareda, Noelia, Encarna Bodelón, (2014), Las violencias sexuales en las universidades: cuando lo que no se denuncia no existe, *Revista Española de Investigación Criminológica*, 12.
- Juliano, Dolores (2002), *La Prostitución: el espejo oscuro*. Barcelona: Icaria, Institut Català d'Antropologia.
- Juliano, Dolores (2012), *Presunción de inocencia*. Riesgo, delito y pecado en femenino. Donostia: Gakoa
- Laurenzo, Patricia, Maqueda, María Luisa y Rubio, Ana (2008), *Género, violencia y derecho*. Valencia: Tirant lo Blanch.
- Lagarde, Marcela (1990), *Los cautiverios de las mujeres*. Madrid: Editorial Horas y horas.
- LópezPrecioso, Magdalena y Ruth Mestre Mestre (2006), *Trabajo sexual. Reconocer derechos*. Valencia: La Burbuja.
- Maqueda Abreu, María Luisa (2014), *Razones y sinrazones para una criminología feminista*. Madrid: Dykinson.
- Moreyra, María Julia (2007), *Conflictos armados y violencia sexual contra las mujeres*. Buenos Aires: Editores del Puerto.
- Maqueda Abreu, María Luisa (2009), *Prostitución, feminismos y derecho penal*. Granada: Comares.
- Naffine, Ngaire, (1997). *Feminism and criminology*. St. Leonards: Allen and Unwin.
- Nicolas Lazo, Gemma y Bodelón González, Encarna (eds.) (2009), *Género y dominación. Críticas feministas del derecho y el poder*. Barcelona: Anthropos.
- Olmo, del. Rosa, (1998), *Criminalidad y criminalización de la mujer en la región andina*. Caracas: Nueva Sociedad.
- Pitch, Tamar, (2003), *Un derecho para dos. La construcción jurídica de género, sexo y sexualidad*. Barcelona: Trotta. Trad. C. García Pascual.
- Ribas, Natalia, Almeda, Elisabet, Bodelón, Encarna, (2005), *Rastreado lo invisible. Mujeres extranjeras en las cárceles*. Barcelona: Anthropos,
- Rodríguez, Ricardo, Bodelón, Encarna, (2011), *No es no. Las violencias machistas contra las mujeres*. Barcelona: Servei de Publicacions. UAB.
- Rubio, Ana (2008), La teoría abolicionista de la prostitución desde una perspectiva feminista. Prostitución y política, en: *Género, violencia y derecho*. Valencia: Tirant lo Blanch, pp.251-272.
- Stanko, Elisabeth (2009), "¿Se puede reducir el miedo a la delincuencia que tienen las mujeres?", *Revista Catalana de seguridad pública*, nº 20, pp. 47-6
- Toledo, Patsili (2014), *Feminicidio*. Buenos Aires. Ediciones Didot.
- Toledo, Patsilí. Bodelón, Encarna, Tur, Neus, Martínez, Jimena, (2016), *Marc jurídic internacional, estatal i autonòmic de les violències sexuals (matrimonis forçats, mutilacions genitals femenines, tràfic d'essers humans amb finalitat d'explotació sexual, assetjament i agressions sexuals)*. Barcelona, Institut Català de les dones. (http://dones.gencat.cat/web/.content/03_ambits/docs/vm_abordatge_violenciessexuals_2.pdf)

Software

Teams