

# **Citizenship, Alienage, and the Modern Constitutional State**

**A Gendered History**

Helen Irving



# Citizenship Alienage And The Modern Constitutional State A Gendered History

**Julia Moses, Julia Woesthoff**



## **Citizenship Alienage And The Modern Constitutional State A Gendered History:**

**Citizenship, Alienage, and the Modern Constitutional State** Helen Irving, 2016-04 This book tells the long neglected story of women's marital denaturalization in the nineteenth and twentieth centuries *Citizenship, Alienage, and the Modern Constitutional State* Helen Irving, 2016-04-01 To have a nationality is a human right But between the nineteenth and mid twentieth centuries virtually every country in the world adopted laws that stripped citizenship from women who married foreign men Despite the resulting hardships and even statelessness experienced by married women it took until 1957 for the international community to condemn the practice with the adoption of the United Nations Convention on the Nationality of Married Women *Citizenship Alienage and the Modern Constitutional State* tells the important yet neglected story of marital denaturalization from a comparative perspective Examining denaturalization laws and their impact on women around the world with a focus on Australia Britain Canada Ireland New Zealand and the United States it advances a concept of citizenship as profoundly personal and existential In doing so it sheds light on both a specific chapter of legal history and the theory of citizenship in general *Women as Constitution-Makers* Ruth Rubio-Marín, Helen Irving, 2019-03-28 Offers case studies of women as constitution makers in nine countries clarifying the gender aspects of participatory constitutionalism

*The Cambridge Companion to Gender and the Law* Stéphanie Hennette Vauchez, Ruth Rubio-Marín, 2023-01-26 To what extent is the legal subject gendered Using illustrative examples from a range of jurisdictions and thematically organised chapters this volume offers a comprehensive consideration of this question With a systematic accessible approach it argues that law and gender work to co produce the legal subject Cumulatively the volume's chapters provide a systematic evaluation of the key facets of the legal subject the corporeal the functional and the communal Exploring aspects of the legal subject from the ways in which it is sexed and sexualised to its national and familial dimensions this volume develops a complete account of the various processes through which legal orders produce gendered subjects Across its chapters each theoretically ambitious in its own right this volume outlines how the law not only acts on the social world but genders it

*The Oxford Handbook of Citizenship* Ayelet Shachar, Rainer Bauboeck, Irene Bloemraad, Maarten Vink, 2017-08-03 Contrary to predictions that it would become increasingly redundant in a globalizing world citizenship is back with a vengeance *The Oxford Handbook of Citizenship* brings together leading experts in law philosophy political science economics sociology and geography to provide a multidisciplinary comparative discussion of different dimensions of citizenship as legal status and political membership as rights and obligations as identity and belonging as civic virtues and practices of engagement and as a discourse of political and social equality or responsibility for a common good The contributors engage with some of the oldest normative and substantive quandaries in the literature dilemmas that have renewed salience in today's political climate As well as setting an agenda for future theoretical and empirical explorations this Handbook explores the state of citizenship today in an accessible and engaging manner that will appeal to a wide academic and non academic

audience Chapters highlight variations in citizenship regimes practiced in different countries from immigrant states to non western contexts from settler societies to newly independent states attentive to both migrants and those who never cross an international border Topics include the selling of citizenship multilevel citizenship in between statuses citizenship laws post colonial citizenship the impact of technological change on citizenship and other cutting edge issues This Handbook is the major reference work for those engaged with citizenship from a legal political and cultural perspective Written by the most knowledgeable senior and emerging scholars in their fields this comprehensive volume offers state of the art analyses of the main challenges and prospects of citizenship in today s world of increased migration and globalization Special emphasis is put on the question of whether inclusive and egalitarian citizenship can provide political legitimacy in a turbulent world of exploding social inequality and resurgent populism

*Subjects and Aliens* Kate Bagnall, Peter Prince, 2023-08-29 *Subjects and Aliens* confronts the problematic history of belonging in Australia and New Zealand In both countries race has often been more important than the law in determining who is considered one of us Each chapter in the collection highlights the lived experiences of people who negotiated laws and policies relating to nationality and citizenship rights in twentieth century Australasia including Chinese Australians enlisting during the First World War Dalmatian gum diggers turned farmers in New Zealand Indians in 1920s Australia arguing for their citizenship rights and Australian women who lost their nationality after marrying non British subjects The book also considers how the legal belonging and accompanying rights and protections of First Nations people has been denied despite the High Court of Australia s recent assertion in the landmark *Love Thoms* case of 2020 that Aboriginal people have never been considered aliens or foreigners since 1788 The experiences of world famous artist Albert Namatjira and of those made to apply for certificates of citizenship under Western Australian law suggest otherwise *Subjects and Aliens* demonstrates how people who legally belonged were denied rights and protections as citizens through the actions of those who created administered and interpreted the law across the twentieth century and how the legal ramifications of those actions can still be felt today

*War and Citizenship* Daniela L. Caglioti, 2020-11-19 Demonstrates how states at war redrew the boundaries between members and non members thus redefining belonging and the path to citizenship

*Intimate Relationships Across Boundaries* Julia Moses, Julia Woesthoff, 2021-05-16 This collection investigates intermarriage and related relationships around the world since the eighteenth century The contributors explore how intimate relationships challenged boundary crossings of various kinds social geographic religious ethnic To this end the volume considers a range of related issues Who participated in these unions How common were they and in which circumstances were they practised or banned Taking a global view the book also questions some of the categories behind these relationships For example how did geographical boundaries across national lines distinctions between colonies and metropolises or metaphors of the East and the West shape the treatment of intermarriage What role have social and symbolic boundaries such as presumed racial religious or socio economic divides played To what

extent and how were those boundaries blurred in the eyes of contemporaries Not least how have bureaucracies and law contributed to the creation of boundaries preventing romantic unions Intimate relationships the contributors suggest brought into sharp relief assumptions not only about community and culture but also about the sanctity of the sphere of love and family The chapters in this book were originally published as a special issue of *The History of the Family* *Struggles for Belonging* Dieter Gosewinkel, 2021-11-04 Citizenship was the most important mark of political belonging in Europe in the twentieth century while estate religion party class and nation lost political significance in the century of extremes This is shown by examining the legal institution of citizenship with its deciding influence on the limits of a political community on inclusion and exclusion Citizenship determined a person's protection equality and freedom and thus his or her chances in life and very survival This book recounts the history of citizenship in Europe as the history of European statehood in the twentieth and early twenty first centuries It does so from three vantage points as the development of a legal institution crucial to European constitutionalism as a measure of an individual's opportunities for self fulfilment ranging from freedom to totalitarian subjugation and as a succession of alternating often sharply divergent political regimes considered from the perspective of their inclusivity and exclusivity and its justification The European history of citizenship is discussed in this book on the basis of six selected countries Great Britain France Germany Czechoslovakia Poland and Russia For the first time a joint history of citizenship in Western and Eastern Europe is told here from the heyday of the nation state to our present day which is marked by the crises of the European Union It is the history of a central legal institution that significantly represents and at the same time determines struggles over migration integration and belonging One of the central concerns of this book is what lessons can be learned when it comes to the future chances of European citizenship *Allegiance, Citizenship and the Law* Irving, Helen, 2022-04-08 Weaving together theoretical historical and legal approaches this book offers a fresh perspective on the modern revival of the concept of allegiance identifying and contextualising its evolving association with theories of citizenship

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