

**General Information**

<b>Course name</b>	<i><b>Feminist Jurisprudence</b></i>	<b>ECTS Credits</b>	<b>5</b>
		<b>Semester</b>	<b>winter</b>

**Aims**

The course Feminist Jurisprudence is devoted to an in-depth exploration of the historical, conceptual, and theoretical foundations of legal feminism. It provides students with a comprehensive overview of the various strands of feminist legal thought, including liberal, radical, cultural, and intersectional feminism, and examines their relevance within contemporary legal systems.

The course analyzes the social, political, and legal conditions that led to the emergence and development of feminist jurisprudence. It also emphasizes the importance of feminist methods and methodologies in legal research, particularly in revealing structural inequalities and gender-based biases embedded in legal norms and institutions.

Through critical analysis, the course demonstrates how feminist jurisprudence has challenged traditional legal doctrines and contributed to efforts aimed at eliminating gender discrimination in law. The overarching goal of the course is to promote critical thinking and consciousness-raising among law students, highlighting the central role of gender equality in modern legal theory and practice.

**Content**

- 1. The Concept, Origin, and Development of Feminist Jurisprudence:**  
The concept of feminist jurisprudence; sources of legal feminism within legal theory; the position of feminist jurisprudence in legal science; historical events associated with the emergence of feminist jurisprudence; law through the three waves of feminism.
- 2. The Diversity in Feminist Jurisprudence (I.):**  
The causes of diversity within feminist legal theory; feminist jurisprudence or feminist jurisprudences?; post-feminism and the debate on the “death” of feminism.
- 3. The Diversity in Feminist Jurisprudence (II.):**  
The main strands of feminist jurisprudence: liberal feminist jurisprudence; radical feminist jurisprudence; cultural feminist jurisprudence; Black feminist jurisprudence; postmodern feminist jurisprudence; pragmatic feminist jurisprudence; cyber feminist jurisprudence.
- 4. The Nature and Basic Components of Feminist Perspective in Jurisprudence:**  
The gynocentric position; critique of the patriarchal nature of law; feminist jurisprudence as a normative theory of law; legal feminism as an anti-subordination theory; contextualism; essentialism versus anti-essentialism; intersectionality.
- 5. Feminist Jurisprudence Today:**  
Feminist jurisprudence in the fourth wave of feminism; the characteristics of contemporary feminist legal theory; current issues, challenges, and future directions of feminist jurisprudence.

## Assessment Methods and Criteria

Student assessment is conducted through a written examination consisting of both closed and open-ended questions, designed to evaluate students' understanding of key theoretical concepts, methodological approaches, and critical perspectives within feminist jurisprudence.

### Grading Scale (in %):

0 - 49 points (0% - 61,25%)	= FX
50 - 54 points (62,5% - 67,5%)	= E
55 - 59 points (68,75% - 72,75%)	= D
60 - 65 points (75% - 81,25%)	= C
66 - 72 points (82,5% - 90%)	= B
73 - 80 points (91,25% - 100%)	= A

### Grading System:

The University recognises the following six degrees for the evaluation of the study results:

- a) A – excellent (excellent results) (numerical value 1)
- b) B – very good (above average results) (1.5)
- c) C – good (average results) (2)
- d) D – satisfactory (acceptable results) (2.5)
- e) E – sufficient (results meet the minimum criteria) (3)
- f) FX – failed (requires further work) (4)

## Bibliography

- BARNETT, H. Introduction to Feminist Jurisprudence. 1998. 349 p. ISBN 1859412378.
- CAIN, P. A. Lesbian Perspective, Lesbian Experience, and the Risk of Essentialism. In Virginia Journal of Social Policy and the Law, Vol. 2, Iss.1, 1994. s. 43-73.
- FRUG, M. J. A Postmodern Feminist Legal Manifesto (An Unfinished Draft). In Harvard Law Review, Vol. 105, No. 5, 1992. pp. 1045-1075.
- GRANT BOWMAN, C. – WEST, R. (eds.) Research Handbook on Feminist Jurisprudence. 2019. 553 s. ISBN 978-1-78643-968-0.
- HILL KAY, H. Equality and Difference: A Perspective on No-Fault Divorce and Its Aftermath. In University of Cincinnati Law Review, Vol. 56, No. 1, 1987. pp. 1-60.
- LACEY, N. Feminist Legal Theory: Beyond Neutrality. In Current Legal Problems, Vol. 48, No. 2, 1995. pp. 1-38.
- LEVIT, N. – VERCHICK, R. R. M. Feminist Legal Theory: A Primer. 2nd edition. 2016. 285 s. ISBN 978-1-4798-8280-9.
- LITTLETON, CH. A. Reconstructing Sexual Equality. In California Law Review, Vol 75, No. 4, 1987. pp. 1279-1337.
- MACKINNON, C. A. Only Words. 1993. 152 p. ISBN 0-674-63933-2.
- MATSUDA M. J. When the First Quail Calls: Multiple Consciousness as Jurisprudential Method. In Women's Rights Law Reporter, Vol. 11, Iss. 7, 1989. pp. 7-10
- PRUITT, L. R. Survey of Feminist Jurisprudence. In University of Arkansas at Little Rock Law Review, Vol. 16, No.2, 1994. pp. 183- 210.
- RADIN, M. J. The Pragmatist and the Feminist. In Southern California Law Review, Vol. 63, Iss. 6, 1989-1990. pp. 1699-1726.
- ROBSON, R. Lesbian (Out)Law: Survival Under the Rule of Law. 1992. 187 p. ISBN 1-56341-012-5.

- SCALES, A. C. Legal Feminism: Activism, Lawyering, and Legal Theory. 2006. 219 p. ISBN 9780814798454.
- SMART, C. Feminism and the Power of Law. 1989. 180 p. ISBN 0415026717.
- ŠOLTYS, D. Prí(r)učka právneho feminizmu: pojem, charakteristika, znaky, vývoj a podoby právneho feminizmu. 2022. 534 p. ISBN 978-80-574-0157-5.
- WILLIAMS, W. W. Equality's Riddle: Pregnancy and the Equal Treatment/Special Treatment Debate. In N.Y.U Review of Law & Social Change, Vol. 13, Iss. 2, 1984-1985. pp. 325-380.
- WILLIAMS CRENSHAW, K. Demarginalizing the Intersection of Race and Sex: A Black Feminist Critique of Antidiscrimination Doctrine, Feminist Theory and Antiracist Politics. In University of Chicago Legal Forum, Vol. 1989, Iss. 1. pp. 139-167.
- WEST, R. Jurisprudence and Gender. In University of Chicago Law Review, Vol. 55, No. 1, 1988. pp. 1-72.

