

Bodies without human rights



Transgender people, sexuality and parenthood

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June 26th! New PACE resolution!



Groups included

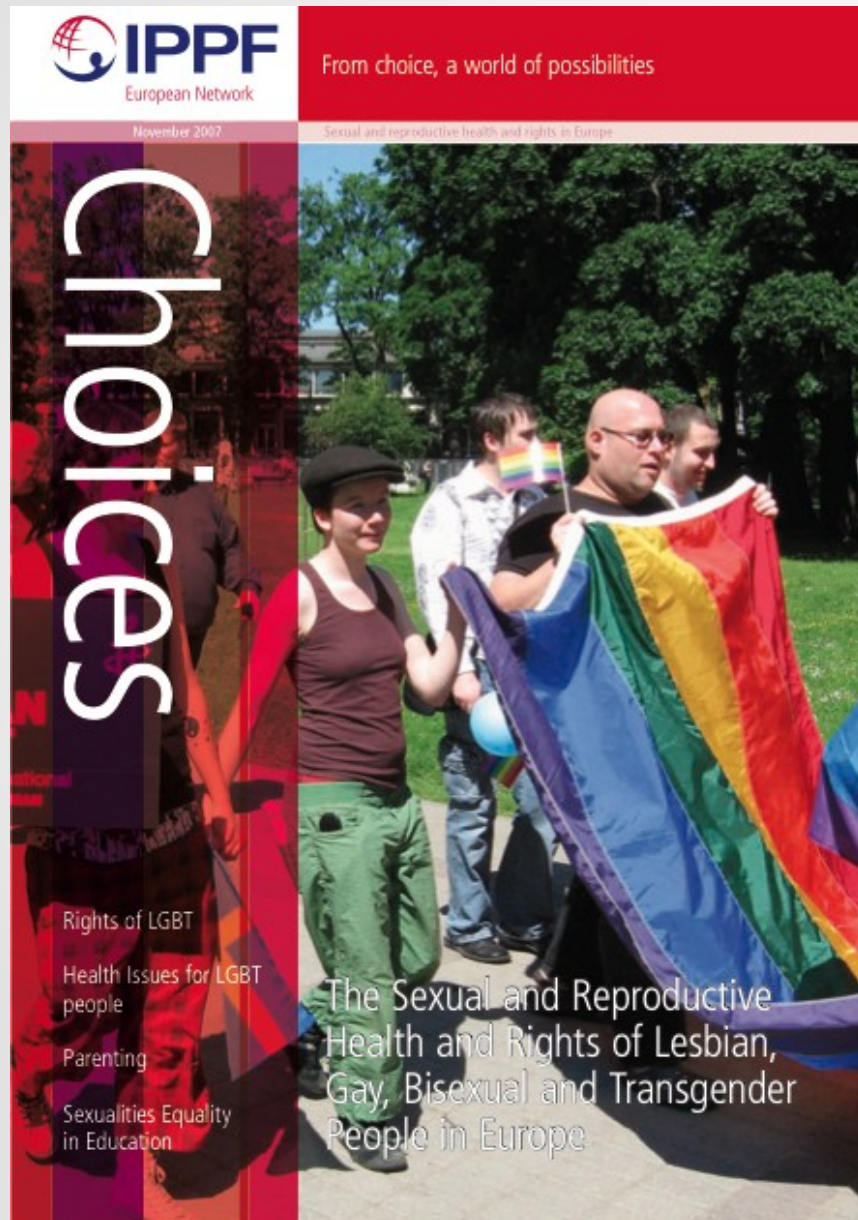
- Roma women,
- convicted sex offenders,
- transgender persons,
- persons with disabilities,
- and the marginalized,
- stigmatized, or
- those considered unable to cope.

Resolution 1945 (2013)

*Putting an end to
coerced sterilisations
and castrations*

<http://assembly.coe.int>.

“Choices”, 2007



Could have
been easily
reprinted
today...

Gender in our own lives

- Legal gender marker
 - F/M/X
 - Gender assigned at birth
 - Gender identity
 - Gender expression
 - Gender experiences
- See: Yogyakarta Principles (2007)

Trans*rights language

LEGAL GENDER RECOGNITION

GENDER REASSIGNMENT

TRANSITION

TRANS*

*CIS*GENDER

Transgender reproductive rights

Concerns

- Sterilization or castration as LGR prerequisite (and other types of medical interventions)
- Gatekeeping
- No recognition of new parental status after transition
- No proper coverage of those who become parents after legal gender recognition
- Unclear situation of parents whose children are below 18 years of age

Transgender reproductive rights

Concerns

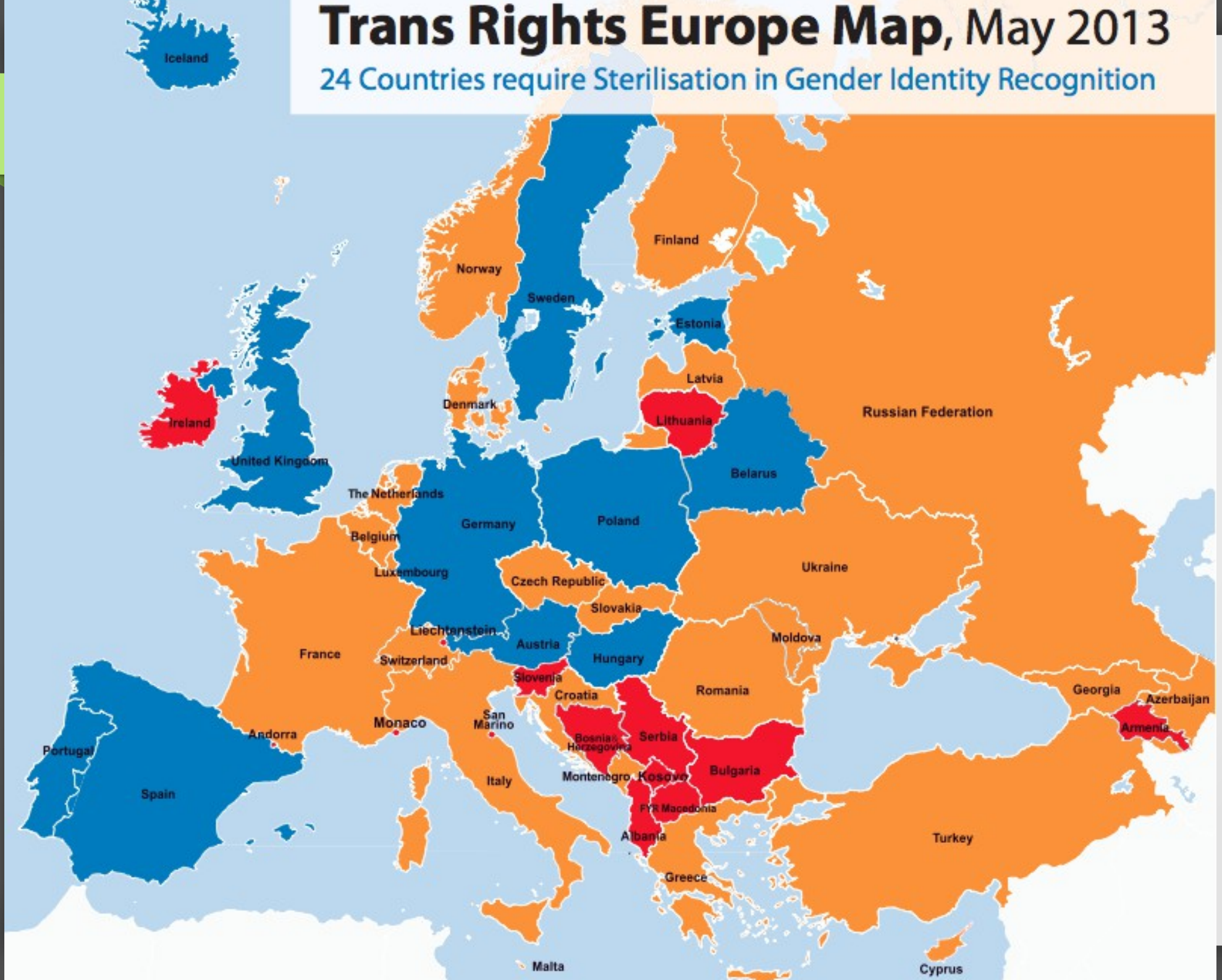
- “Unmarried status” prerequisite
- Change of marriage to registered partnership (not good enough!)
- Non-satisfactory access to information and services concerning sexual healthcare
- No proper information of STI prevention, safer-sex, contraception and general sexual healthcare

Forced sterilization / castration

Situation still alarming, even though international reactions have been rising

Trans Rights Europe Map, May 2013

24 Countries require Sterilisation in Gender Identity Recognition



General situation of transgender people in CoE

Legal Gender Recognition

- Legal Gender Recognition (Change of Name/ Gender marker in key documents) is NOT possible in 16 countries
- 34 countries have provisions for Legal Gender Recognition, but Out of those:
 - 24 countries require sterilization by law
 - all countries require a mental health diagnosis/ psychological opinion
 - 19 countries require divorce

General situation of transgender people in CoE

All legal provisions for a trans person's gender identity recognition require a mental health diagnosis. Only five countries (Austria, Germany, Portugal, Hungary and UK) allow for these procedures without further violating the right to physical integrity. Though Hungary and UK force a married trans person to divorce as prerequisite.

General situation of transgender people in CoE

Protection from Hatred and transphobic Violence

- 9 countries protect trans people against hate crime

• Asylum

- 5 countries recognize 'fear of prosecution on grounds of gender identity' as asylum ground

• Equality and Non-Discrimination

- 15 countries provide protection against discrimination in employment
- The mandate of 21 equality bodies extends to cover trans people
- 10 countries have trans-inclusive equality action plans

General situation of transgender people in CoE

Family

- 15 countries do not allow a trans person to marry upon legal gender recognition.

Thank you

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