



Legal Grounds III

Reproductive and Sexual Rights in Sub-Saharan African Courts

by Godfrey Kangaude, Guy-Fleury Ntwari, Onyema Afulukwe, et al.

Foreword by Prof. Charles G. Ngwena

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Reproductive and sexual rights, which are guaranteed in constitutions and in international and regional human rights treaties, have no impact if they are not recognized and enforced by national-level courts. *Legal Grounds: Sexual and Reproductive Rights in Sub-Saharan African Courts Volume III* continues to provide much-needed information about whether and how national courts of African countries apply constitutional and human rights to protect reproductive and sexual rights. The case summaries, significance sections, and thematic highlights serve as useful resources for those seeking to further develop litigation, advocacy, and capacity building strategies.

Like its predecessors, *Legal Grounds III: Reproductive and Sexual Rights in Sub-Saharan African Courts* is a tool for organizations, individuals, and institutions of learning. The scope of this third volume has been widened beyond Commonwealth African countries to include cases from Francophone countries, while focusing more exclusively on court decisions related to reproductive and sexual health. A number of countries are developing the discipline in their tertiary institutions. For example in 2015, the Centre for Human Rights, University of Pretoria, launched a Master's Program in Sexual and Reproductive Rights in Africa. This compelling publication contributes towards a knowledge base of court decisions that bear directly or indirectly on the exercise of reproductive and sexual health as constitutional and human rights in Africa.



Foreword by Prof. Charles G. Ngwená

Introduction by Onyema Afulukwe

Children and Adolescents

Child, Forced and Early Marriage
Female Genital Mutilation
Sexual Abuse, Assault and Violence
Consensual Sexual Conduct
Student Pregnancy

Maternal Health Care and Services

Abortion and Fetal Interests

Abortion
Wrongful Birth or Life

Adoption and Surrogacy

Adoption
Surrogacy

Gender, Sexuality, Women and Discrimination

Rape
Disability, Sexuality and Criminal Law
Women and Criminal Law
Legal Recognition of Intersexuality
Gender Identity
Sexual Orientation
Recognition of LGBTIQ Advocacy and Groups

HIV

Access to Treatment
Criminalisation of Transmission
Forced Sterilization
Discrimination in Employment

Francophone Africa / L’Afrique Francophone

Adultery, Polygamy, Infanticide

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Highlights by African Authors

Child Marriage: Legal and Socio-Cultural Aspects
Adolescent Consensual Sexual Conduct
Sexual Abuse, Assault and Violence
Maternal Health Care and Services
Abortion and Fetal Interests
Adoption and Surrogacy
Gender, Sexuality, Women and Discrimination
Criminalisation of HIV Non-Disclosure, Exposure and Transmission
Sexual and Reproductive Rights of Women Living with HIV
Towards Respect for Human Diversity

Godfrey Kangaude
Godfrey Kangaude
Victoria Balogun
Tinyade Kachika
Onyema Afulukwe
Ronaldah Lerato Karabo Ozah
MaryFrances Lukera
Jacinta Nyachae
Ebenezer Durojaye
Godfrey Kangaude