

Ethic of Care: AFJP Symposium

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Ethic of Care

- “The ethic of care provides an alternative framework for interrogating legal outcomes to reveal alternative pathways that might better protect and advance the interests of women and other vulnerable groups.
- How might law be recast from the perspective of prioritising/ thinking with an "ethic of care" as the framing device?”

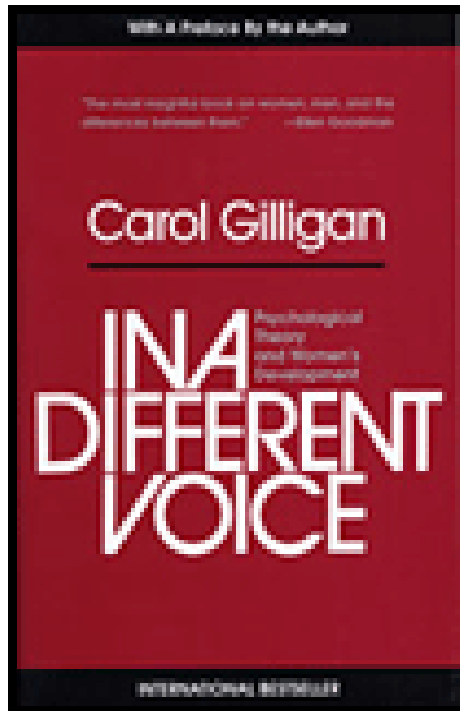


Ethic of Care

Interview with
Carol Gilligan,
21 June 2011.

How would you define ethics of care?

As an ethic grounded in voice and relationships, in the importance of everyone having a voice, being listened to carefully (in their own right and on their own terms) and heard with respect. An ethics of care directs our attention to the need for responsiveness in relationships (paying attention, listening, responding) and to the costs of losing connection with oneself or with others. Its logic is inductive, contextual, psychological, rather than deductive or mathematical.

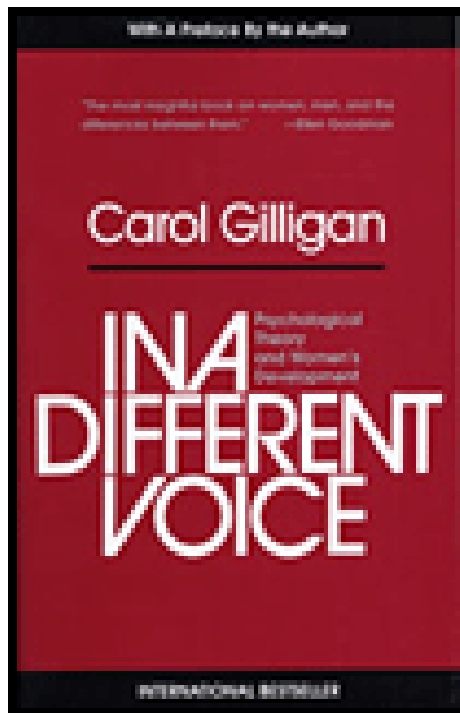




**Interview with
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Ethic of Care

A feminist ethic of care is an ethic of resistance to the injustices inherent in patriarchy (the association of care and caring with women rather than with humans, the feminization of care work, the rendering of care as subsidiary to justice—a matter of special obligations or interpersonal relationships). A feminist ethic of care guides the historic struggle to free democracy from patriarchy; it is the ethic of a democratic society, it transcends the gender binaries and hierarchies that structure patriarchal institutions and cultures. An ethics of care is key to human survival and also to the realization of a global society.





Ethic of Care

References

Conaghan, Joanne (1996) 'Tort Law and the Feminist Critique of Reason'. In: Bottomley, Anne, ed. *Feminist Perspectives on the Foundational Subjects of Law*. Routledge Cavendish, London, pp. 47-68.

Carr, Helen and Hunter, Caroline (2010) 'YL v. Birmingham City Council and others'. In: Hunter, Rosemary and McGlynn, Clare and Rackley, Erika, eds. *Feminist Judgements from Theory to Practice*. Hart, pp. 318-328.

Crock, Mary and Steer, Charlotte (2014) 'Re MIMIA; Ex parte Applicants S134'. In: Douglas, Heather, Bartlett, Francesca, Luker, Trish and Hunter, Rosemary *Australian Feminist Judgments Project*. Hart pp