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Je t'aime... comme un ami : Partenariat de vie non conjugal

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and Legal Pluralism



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personne et le pluralisme
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The WPS aims to meaningfully contribute to human rights discourses and encourage debate on important public policy challenges. To connect with the authors or to provide feedback, please contact human.rights@mcgill.ca.

Résumé

Dans cet article, l'intersectionnalité des contextes politiques, économiques et historiques des régimes juridiques des partenariats entre adultes au Canada sera examinée sous l'angle de la théorie queer et du constructivisme critique.

Il existe des arguments convaincants en faveur du « mariage », ou à tout le moins de ses avantages, pour tous les adultes consentants (c'est-à-dire les sœurs, les amis, les parents et les enfants adultes) qui choisissent de partager tous les droits et obligations associés à une telle union, indépendamment de la conjugalité, sur la base de la dignité humaine, de la non-discrimination et de l'égalité.

Pour explorer ce concept, le présent ouvrage est divisé en deux parties : la première examine le contexte des cadres juridiques des relations personnelles. La seconde partie aborde l'égalité au-delà de la notion de conjugalité.

Compte tenu de tout ce qui précède, cet article recommande que le Canada et les pays similaires élargissent les types de relations admissibles à la protection et à l'aide de l'État, et cela, en établissant un régime qui reconnaît également les relations conjugales et non conjugales.

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