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# The Evolution of LGBT Rights in International Law: A Comparative Analysis

Dr. Seema A Radhanpuri

Abstract: Gender identity refers to an intrinsic aspect of an individual's self-perception, which may or may not need medical interventions such as surgical procedures, hormonal treatments, or therapeutic interventions. This research study aims to do a comprehensive worldwide comparative examination of the rights of those who identify as LGBT (Lesbian, Gay, Bisexual, and Transgender). Throughout the world, individuals who identify as lesbian, gay, bisexual, or transgender (LGBT) persistently encounter widespread acts of violence, legal disparities, and other infringements against their fundamental human rights due to their sexual orientation or gender identity. In recent years, several nations have begun acknowledging the LGBT population after protracted advocacy efforts aimed at securing their basic human rights. This paper explores several aspects including legislative frameworks, cultural views, and the influence of groups advocating for LGBT rights. This analysis delves into the historical progression, emphasizing the significant impact of cultural factors and the enduring effects of colonialism. Variations in recognition and acceptability are evident in notable case studies conducted in the United States, South Africa, and Japan. The movements advocating for the rights of lesbian, gay, bisexual, and transgender individuals have a significant impact on fighting discriminatory practices and influencing the development of legislative frameworks. Despite the advancements made, inequities continue to exist, necessitating the need for continuous lobbying efforts. The proposed policy proposals include many key areas, including the establishment of legislative frameworks to acknowledge and validate marginalized communities, the implementation of anti-discrimination legislation, the promotion of inclusive healthcare services, the enhancement of educational opportunities, and the introduction of workplace initiatives to foster inclusivity. The forthcoming areas of concentration cover the concepts of intersectionality, mental health, and global advocacy. The ultimate objective is to establish a global society that embraces inclusivity, ensuring the preservation of the rights and dignity of every person, irrespective of their sexual orientation or gender identity.

**Keywords:** Sexual, Orientation, Legislation, LGBT, Rights, Gender, Identity

### REFERENCES

- [1]. ILGA World. (2021). State-Sponsored Homophobia 2021: Global Legislation Overview Update. https://ilga.org/state-sponsored-homophobia-2021
- [2]. Haldeman, D. C. (2009). The practice and ethics of sexual orientation conversion therapy. Journal of Consulting and Clinical Psychology, 77(2), 206-214.
- [3]. UN Free & Equal Campaign. (2021). UN Free & Equal Campaign Impact Report 2021. https://www.unfe.org/resource/un-free-equal-campaign-impact-report-2021
- [4]. Herek, G. M. (2009). Hate crimes and stigma-related experiences among sexual minority adults in the United States: Prevalence estimates from a national probability sample. Journal of Interpersonal Violence, 24(1), 54-74.
- [5]. Daulaire, Nils. 2014. The Importance of LGBT Health on a Global Scale. LGBT Health 1 (1): 8–9.

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[6]. Agoramoorthy G, Hsu M. India's homosexual discrimination and health consequences. Revista de Salude Publica 2007;41(4): 657–60.



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- [7]. Puri J. Sexualizing the state: sodomy, civil liberties and the Indian Penal Code. In: Contesting Nation: Gendered Violence in South Asia. Chatterji AP, Nazir Chaudhry L, editors. New Delhi: Zubaan Books/Kali for Women; 2009
- [8]. Ball, Carlos A. 2010. From the Closet to the Courtroom: Five LGBT Rights Lawsuits That Have Changed Our Nation, Beacon Press
- [9]. Byne, William. 2014. LGBT Health Disparities, Barriers to Care, Assisted Reproduction, Preexposure Prophylaxis, Electronic Health Records, and Much More. LGBT Health 1 (3): 147–48.
- [10]. Revathy V, The Violation of Human Rights against the LGBT Community in India: A critical study. International Journal of Pure and Applied Mathematics. Volume 120, Issue 5. 2018)
- [11]. Daulaire, Nils. 2014. The Importance of LGBT Health on a Global Scale. LGBT Health 1 (1): 8-9.
- [12]. Miller A. Sexuality and human rights: discussion paper. Geneva: International Council on Human Rights Policy; 2009
- [13]. Geetanjali Mishra, Decriminalising Homosexuality in India. Reproductive Health matters Journal. Elsevier (2009)
- [14]. Ananya Das, Analysis of LGBT Rights in India. International Journal for Emerging Research and Development. Volume 1, issue 2. (2018)
- [15]. Kalpana V Jawale, Issues and challenges of 'LGBT' minority people in India, 2 International Journal of Applied Research (2016).

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