



ILGA PRE WOLD TRANSGENDER CONFERENCE

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<http://eva.transgender.at>

Chairwoman

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<http://transx.at>

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European TransGender Network

<http://tgeu.net>

A detailed map of Europe and its surrounding regions, including parts of North Africa, the Middle East, and Iceland. The map shows country borders, major cities, and geographical features like the Mediterranean Sea and the Atlantic Ocean. Overlaid on the map is the title 'Development of Trans Gender Politics in Europe' in a large, bold, blue font with a white outline and a slight drop shadow. The text is centered horizontally and vertically across the European continent.

Development of Trans Gender Politics in Europe

European Heterogeneity

In most countries
the **full legal recognition** in the acquired gender is only possible after psychotherapeutic treatment surgery.

This holds for Germany, France, Spain, Portugal, Austria, Swiss, Denmark, Italy, Netherlands, Belgium, but also in Turkey, Ukraine, Czech Republic, Croatia and ...

Some Transgender laws require explicitly that candidates have to be **infertile** for legal sex change.

This holds for example for Germany, France, Finland or Denmark where a eugenic law from the 1930'th is still applied.



European Heterogeneity: First names

In most countries surgeries and legal recognition is still necessary for acquiring a legal **appropriate first name**.

This holds for Turkey, Russia, Ukraine, Spain, Portugal, Italy, Switzerland, Austria etc.

Some countries know specific name changing rules for transsexuals (DK, NL, D, F).

Only few one have a liberal rules which don't discriminate the change of one's first name due to gender (UK, B).



European Heterogeneity: Exceptions

Ireland:

In passport the gender entry has to be changed to "T" at first. The proper "M" or "F" is inscribed only after surgery. The birth certificate can never be changed.

Hungary:

Legal recognition requires only the evaluation by a qualified health professional.



European Heterogeneity: UK

Gender Recognition Bill 2004:

Full legal recognition and change of birth certificate if

- You are diagnosed with gender identity disorder
- live for two years in the "chosen gender", and
- swear a statutory declaration that you intend to do so for the rest of your life.

No surgeries or therapy required !



120 representatives of
66 TG - groups from
21 European countries

from Portugal to Russia
from Island to Turkey
met in
the town hall of **Vienna**.



**E u r o p e a n
T r a n s G e n d e r
C o u n c i l 2 0 0 5**



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European TransGender Council 2005



Issues of the 10 strongest supported demands

Gender recognition

- **Change of documents concerning profession and school education.**
- The right to change the legally registered gender/sex in all documents of recognition.
- Full state recognition of the individual chosen gender/sex without obligation to undergo medical treatment.
- Sterilization shall not be a prerequisite for change of gender/sex status.

Free choice of first names



Issues of the 10 strongest supported demands

Medical practice

- Free choice of medical practitioners within the European Union.
- Better funding for treatment.

Anti-discrimination

- Anti-discrimination laws for all transgender persons.
- Protection in all areas of direct and indirect discrimination (education, health, ..).
- Protection in hate crimes.



A lot of demands concerned ...

- Better **information** of the public.
- **Acceptance** of gender diversities.
- Support of **non-pathologizing infrastructure**.
- **No disclosure** of an individuals previous sex/gender.
- **No force to be divorced** for gender recognition.
- Political **asylum rights** for individuals who are prosecuted as transgender people.



Some issues with less support:

Declassification

Only one demand required the psychiatric declassification of TS:

“at the medical level by an **exit of the DSM and ICD**”.

66% of members declared to support that proposal. More than 2/3 of all proposals received a stronger agreement from the delegates.

Less than 50% support:

- “... follow-up studies should made of every sex reassignment surgery.”
- “An additional category, namely “other”, to be offered in all registration systems.”



European TransGender Council 2005

EUROPEAN TRANSGENDER NET WORK



Gisbertha



- **Transsexual**
- **Brazilian immigrant**
- **Sex-worker**
- **Drug problems**
- **HIV positive**
- **Homeless**

Gisbertha

**† 22th Feb. 2006,
Porto, Portugal**

MURDERED

By a gang of 14 minor boys
aged from 10 to 16 years

- **Brazilian immigrant**
- **Sex-worker**
- **Drug problems**
- **HIV positive**
- **Homeless**



Gisbertha

**† 22th Feb. 2006,
Porto, Portugal**



Sign the condolence book
at

<http://www.gisbertha.com>

4 documented TG - Hate Crimes per Year

February 2006	P	Gisbertha
July 2005	NL	Irene
March 2005	FR	Mylène
December 2004	I	Luano
December 2004	UK	Penny Port
July 2004	I	Leandro Bispo Estavao
July 2004	I	Gennaro Rizzo
August 2003	I	Enrico Tagliatela
October 2003	I	Rider Orcero
October 2003	I	Erika Johana
October 2003	I	Adrian Torres
March 2003	Serbia	Merlinka

European TransGender Network

We need: Social Integration!

Saver Jobs!

Legal Documents!

Secure medical treatment!

Gender Recognition

**independent of psychiatric
or surgical treatment !**



Europe on the Way to New TG/TS – Laws

SPAIN:
negotiations
since 2004

Austria, 6th Dec 2005:
highest constitutional court
decides to examine the
rightfulness of the
Austrian TS-rules.

Germany, 20th December 2005:
German Federal Constitutional Court:
“TS-law violates the privacy of
a person and the right to
express her gender-identity.”



Europe on the Way to New TG/TS – Laws

Article 7

Respect for private and family life

Everyone has the right to respect for his or her private and family life, home and communications.

Article 8

Protection of personal data

Everyone has the right to the protection of personal data concerning him or her.

Article 3

Right to the integrity of the person

Everyone has the right to respect for his or her physical and mental integrity.





