TABLE OF CONTENTS

List of Abbreviations 6
List of Graphs and Tables 8

Introduction 9

1. How to combine International Relations and feminist theories - epistemological considerations 15
   1.1 Paradigms and epistemological debates in IR theorizing 15
   1.2 The "radical reinterpretation of tradition" as source of feminist theory building 18

2. Theoretical perspectives on CEDAW: International regimes, global norm diffusion, and feminist transnationalism 23
   2.1 International rule-formation and national adherence: Constructivist approaches in regime theory and research on domestic compliance 24
      2.1.1 What is an international regime? 25
      2.1.2 Human Rights regimes: The special case 26
      2.1.3 Perspectives on regimes 28
         2.1.3.1 Stages of regime building and operation 29
         2.1.3.2 Intersubjective interpretations and learning processes 30
         2.1.3.3 Regimes within the broader context of international society 31
         2.1.3.4 Regimes constructing an intersubjective web of meaning 32
         2.1.3.5 International treaties as concrete mechanisms of “we-ness” 33
      2.1.4 Constructivist regime theory under scrutiny – final critical remarks 35
   2.2 Human rights and global norm diffusion: the concepts of transnational networks and advocacy coalitions 37
      2.2.1 Concepts of global norms and the process of their diffusion 37
      2.2.2 Domestic dynamics reacting to global norms 40
      2.2.3 Who brings domestic and international norms together? The power of transnational activism 42
   2.3 Transnational discourses and practices on gender equality – feminist interpretations of international cooperation and global norms 46
      2.3.1 International Cooperation under Feminist Eyes 47
      2.3.2 Transnational feminism in theory and practice 48
      2.3.3 Concrete Features of Transnational Feminist Networks 52
      2.3.4 Global norms seen from "bottom up" – a transnational feminist perspective 53
   2.4 Summary of theoretical discussion 55
3. CEDAW as a network structure - applied research methods 58
   3.1 The "web of meaning" around CEDAW traced in multilevel analysis 59
   3.2 Document analysis, expert interviews, and participant observation – description of applied research methods 63
      3.2.1 Document analysis: the interpretation of written texts within broader discourses 64
      3.2.2 Expert interviews: exclusive knowledge, competent assessment 65
      3.2.3 Participant observation: detailed description, new questions, access to experts 70
   3.3 Applied Methods in Summary 73

4. The formation of CEDAW: Intergovernmental negotiations within the multilateral context of the United Nations 75
   4.1 The UN Context 76
      4.1.1 Organizational structures: the tension between multilateralism and intergovernmentalism 76
      4.1.2 Women's issues and multilateral agenda setting 80
         4.1.2.1 Early consciousness-raising regarding the "woman question" 81
         4.1.2.2 From legal status to socio-economic rights for women 85
         4.1.2.3 Transforming the "woman question" - consequences of the United Nations Decade for Women 87
      4.1.3 The development of human rights standards: a gender-blind project? 90
         4.1.3.1 The discursive gender-bias of human rights 92
         4.1.3.2 The operational gender-bias in the UN human rights system 94
   4.2 The emergence of CEDAW: linking "women" and "rights" 96
      4.2.1 Starting the debate: The drafting process of the Declaration on the Elimination of Discrimination against Women 97
      4.2.2 “A cautious negotiation” or “agonizing over each article”: The drafting process of the Convention 101
         4.2.2.1 Chronology of drafting 101
         4.2.2.2 Crucial actors and general lines of conflict 104
         4.2.2.3 Summary of the Convention’s content 106
         4.2.2.4 Struggling for words: Debates on the preamble and substantive and procedural articles 107
      4.2.3 Strong ideals, weak implementation mechanisms - assessing the document 125
   4.3 The intergovernmental context of CEDAW’s creation - a summary 128

5. The Functioning of the Convention and its International Network 132
   5.1 The International Monitoring Mechanism: The CEDAW Committee and its Work 133
      5.1.1 "Honourable, faithful, impartial and conscientious": the experts 133
      5.1.1.1 Professional diversity, independence and regional equity 134
      5.1.1.2 Gender as silent category of expertise and source of solidarity 141
      5.1.2 "The Committee is hard-working": decades of improving working methods 143
         5.1.2.1 Setting the framework for "good work" – adjusting the rules of procedures 143
         5.1.2.2 Assisting States Parties in adequate reporting 146
5.1.2.3 The "raison d'etre" of the Committee: the constructive dialogue 151
5.1.2.4 The development of the Committee's General Recommendations 161
5.1.2.5 Reservations to the Convention – the Committee's changing attitude 163
5.1.2.6 Committee members' activities to render CEDAW more well-known 166
5.1.3 The CEDAW Committee, its functions and activities – a summary 170
5.2 UN institutions supporting and cooperating with CEDAW 172
5.2.1 Technical and administrative support structures for CEDAW 173
5.2.1.1 Resources and meeting time 174
5.2.1.2 The Secretariat servicing CEDAW 177
5.2.2 Cooperation within the UN Human Rights System 182
5.2.3 Establishing links with Specialized Agencies: UNFPA, UNICEF, ILO, UNESCO and UNDP/ UNIFEM 187
5.2.4 CEDAW and the Commission on the Status of Women 192
5.2.5 The international network around CEDAW – a summary 194

6. Responses of States to the CEDAW Convention – an overview 197
6.1 States Parties' international interaction with CEDAW 198
6.1.1 Patterns of ratification and compliance with reporting duties 198
6.1.2 States Parties engaging in the constructive dialogue 203
6.1.3 Sovereign right or infringement on the Convention - States Parties attitude towards reservations 209
6.2 What States Parties do with the Convention "at home"– analyzing domestic compliance patterns 216
6.2.1 Specification of compliance and introduction of explanatory factors 216
6.2.2 Influence of domestic factors on compliance dynamics 221
6.2.3 South Africa, Nepal, Panama, and Japan: the impact of a mix of factors on compliance in four cases 228
6.2.4 Supportive domestic conditions for compliance: recognizing complexity 232
6.3 Why states do not ratify the Convention - a closer look at the domestic debate in the United States 235
6.4 Dimensions of compliance – a summary 240

7. Tracing national dynamics around CEDAW: the cases of Chile and Finland 243
7.1 International women's rights in Chile - strategies and obstacles for the use of CEDAW 244
7.1.1 The national context 244
7.1.1.1 Democracy and exclusion: political and socio-economic characteristics of Chilean society 245
7.1.1.2 The cultural heritage of authoritarianism: Chile's normative fabric 250
7.1.1.3 Moral superiority and politicized motherhood: women's organizations and the institutional representation of women's interests 252
7.1.2 International interaction with CEDAW: Governmental and non-governmental reporting and the Committee's response 259
7.1.3 Domestic application of the Convention by state institutions 267
7.1.3.1 The Convention as "instrumento fundante" – the approach of SERNAM 267
7.1.3.2 The negligence of international human rights standards within the Chilean judiciary 269
7.1.4 Provoking opposition and enhancing feminist critique – CEDAW's repercussions within civil society 271
7.1.5 Strategies and pitfalls for the implementation of international gender norms - lessons from the Chilean case 276
7.2 Gender equality and international women's rights – the use of CEDAW in Finland 279
7.2.1 The national context 279
    Gender sensitivity - typically Finnish? 279
    7.2.1.1 Political and socio-economic egalitarianism: developments towards the Finnish welfare state 280
    7.2.1.2 The Finnish normative fabric – fertile soil for international human rights 285
    7.2.1.3 Mother, worker or woman citizen? The meaning of gender equality for Finnish women 286
7.2.2 International interaction with CEDAW: governmental and non-governmental reporting and the Committee's responses 293
7.2.3 Domestic application of the Convention by state institutions 300
    7.2.3.1 The ratification process and its repercussion in legislation and public policies 300
    7.2.3.2 Reasons for judicial negligence of CEDAW 306
7.2.4 Use of CEDAW by NGOs and its repercussion within civil society 308
7.2.5 Strategic use of international gender norms and its limitations - lessons from the Finnish case 309
7.3 Contextualized compliance – a comparative summary 311
Political System 313
8. Transnational interventions in the CEDAW process: NGO networks linking international, national and local interpretations of women's rights 316
8.1 NGOs within the UN and the Human Rights Treaty Bodies 317
8.2 From reluctance to integration – the CEDAW Committee's attitude towards NGO participation 319
8.3 Goals and activities of CEDAW related NGO-networks: IWRAW and IWRAW Asia Pacific 323
    8.3.1 IWRAW: enhancing the CEDAW process by bringing independent voices in 324
        8.3.1.1 Information and facilitation: the production of shadow reports 325
        8.3.1.2 Generating ideas around the Convention 327
        8.3.1.3 The IWRAW network 329
    8.3.2 IWRAW Asia Pacific: linking international women's rights standards with local activism and national gender policies 330
        8.3.2.1 Training and information dissemination in international women's rights standards 331
        8.3.2.2 From global to local: Connecting the CEDAW procedure with NGO activism 332
        8.3.2.3 Monitoring national policy processes to implement CEDAW 335
8.3.2.4 International interventions: contributing to the interpretation of women’s rights norms  
8.3.2.5 The organizational structure of IWRAW Asia Pacific  
8.4 Expanding the scope of CEDAW through transnational non-governmental interventions – a summary  

9. Expanding CEDAW: The Optional Protocol to the Convention as result of intergovernmental, international, national, and transnational dynamics  

9.1 Drafting the Optional Protocol: NGO activism, independent expertise, and intergovernmental negotiations re-mixed  
9.1.1 Preliminary dynamics  
9.1.2 The drafting process in the Commission on the Status of Women  
9.1.3 In the interest of states or victims? An assessment of the text and its potential for use  
9.2 Bringing the document to life: Activism around the OP  
9.2.1 Setting up an adequate procedure - international efforts  
9.2.2 The Commitment of States Parties – how far does it go?  
9.2.3 Non-governmental strategies: education, proliferation and presentation of first cases  
9.3 The Optional Protocol – in whose interest? A summary  

10. Empirical and theoretical conclusions  

10.1 The repercussions of CEDAW – constructing multilevel impact  
10.2 Methodological and theoretical contributions to further IR theory building  

Appendix 1: List of interviews  
Appendix 2: Categorization of compliance with CEDAW in 43 States Parties to the Convention  
Appendix 3: Text of the Convention on the Elimination of All Forms of Discrimination against Women  
Appendix 4: Types of questions Committee members ask in the dialogue  
Bibliography and UN Documents