

# **Sex and Gender Binary in Czech Law**

## **Abstract**

The thesis deals with the human rights of intersex people in the context of sex and gender binary. It aims to answer the question of how the human rights of intersex people are protected under Czech law, which is based on binary sex registration. The text identifies how sex and gender identity binary permeates Czech legislation and jurisprudence, as well as presents different discourses that create various narratives about variations of sex characteristics. The central part of the thesis analyses the protection of human rights of intersex people, focusing on the rights to personal integrity, self-determination, and non-discrimination within the international human rights framework, and the extent to which this protection is reflected in Czech law. Throughout the thesis, it is reflected how sex binary and different discourses may influence the protection of intersex people's rights in the Czech context. Finally, in comparison with German law, measures *de lege ferenda* are outlined, including considerations on the appropriateness of legislating a non-binary sex registration for intersex people.

**Key words: sex binary, intersex, human rights**