

Serial 97
Anti-Discrimination Amendment Bill 2014
Ms Lawrie

A Bill for an Act to amend the *Anti-Discrimination Act*

NORTHERN TERRITORY OF AUSTRALIA
ANTI-DISCRIMINATION AMENDMENT ACT 2014

Act No. [] of 2014

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2014

An Act to amend the *Anti-Discrimination Act*

[Assented to [] 2014]
[Second reading [] 2014]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Anti-Discrimination Amendment Act 2014*.

2 Act amended

This Act amends the *Anti-Discrimination Act*.

3 Section 4 amended

(1) Section 4(1)

insert (in alphabetical order)

racially or religiously offensive conduct means conduct that is prohibited by section 22A.

(2) Section 4(1), definition ***prohibited conduct***, after paragraph (b)

insert

(ba) racially or religiously offensive conduct; or

4 Section 22A inserted

After section 22

insert

22A Racially or religiously offensive conduct

- (1) A person must not engage in a public act that is reasonably likely, in all the circumstances, to offend, insult, humiliate or intimidate another person or group of persons on the grounds of:
 - (a) the race of the person or any member of the group; or
 - (b) the religious belief or activity of the person or any member of the group.
- (2) Despite section 28, subsection (1) applies to a public act in any area of activity (including, but not limited to, the areas mentioned in section 28).
- (3) Subsection (1) does not apply if the person engages in the public act reasonably and in good faith:
 - (a) for academic, artistic, scientific or research purposes; or
 - (b) for making or disseminating:
 - (i) a fair and accurate report of an event or matter of public interest; or
 - (ii) a fair comment on an event or matter of public interest that is an expression of a genuine belief held by the person making the comment; or
 - (c) for a purpose that is in the public interest.
- (4) If there is an inconsistency between this section and a provision of Part 4 or 5 that allows a person to engage in particular conduct, this section prevails.
- (5) In this section:

public act includes the following:

 - (a) anything done in a public place;
 - (b) any form of communication to the public;
 - (c) any conduct observable by the public;

(d) the distribution of a thing to the public.

5 Section 51 amended

Section 51

omit

This Act

insert

Part 3, Division 1

6 Expiry of Act

This Act expires on the day after it commences.