

c2022-108A
GRNS--The Greens

LEGISLATIVE COUNCIL

Disability Inclusion Amendment Bill 2022

First print

Proposed amendments

No. 1 **Objects of Act**

Page 3, Schedule 1. Insert after line 2—

[1A] Section 3 Objects of Act

Insert before section 3(a)—

(a1) to uphold the purposes and principles of the *United Nations Convention on the Rights of Persons with Disabilities*,

[1B] Section 3(e)

Omit the paragraph.

No. 2 **Objects of Act**

Page 3, Schedule 1. Insert after line 2—

[1C] Sections 3(b) and 4(3)

Insert “, political” after “social” wherever occurring.

No. 3 **General principles**

Page 3, Schedule 1. Insert after line 2—

[1D] Section 4 General principles

Insert after section (4)(1)—

(1A) People with disability have the same fundamental human rights and responsibilities as other members of the community.

No. 4 **General principles**

Page 3, Schedule 1. Insert after line 2—

[1E] Section 4 General principles

Omit subsection 4(10). Insert instead—

(10) People with disability have the right to pursue complaints and access justice.

No. 5 **Principles recognising the needs of particular groups**

Page 3, Schedule 1. Insert after line 2—

[1F] Section 5 Principles recognising the needs of particular groups

Insert after section 5(5)—

- (5A) Supports and services provided to LGBTIQ+ people with disability are to be provided in a way that—
- (a) addresses the needs of LGBTIQ+ people with disability, and
 - (b) is informed by consultation with LGBTIQ+ people with disability.

No. 6 **Definition of public authority**

Page 3, Schedule 1. Insert after line 11—

[2A] Section 7 Definitions

Insert after section 7(1), definition of *public authority*, paragraph (a)—

- (a1) a NSW Government agency,

No. 7 **State Disability Inclusion Plan**

Page 3, Schedule 1. Insert after line 13—

[3A] Section 10(1)

Omit “, and” from section 10(1)(a). Insert instead—

- (the *government goals*), and
- (a1) sets out the steps necessary to achieve the government goals, including—
 - (i) who is responsible for the implementation of the government goals, and
 - (ii) the period within which the government goals must be achieved, and
 - (iii) the metrics that will be used to determine the impact of the implementation of the government goals on people with disability, and

No. 8 **State Disability Inclusion Plan**

Page 3, Schedule 1. Insert after line 13—

[3B] Section 10(2)

Omit the subsection. Insert instead—

- (2) In preparing the State Disability Inclusion Plan, the Department must consult with—
 - (a) people with disability, and
 - (b) the Disability Council, and
 - (c) disability advocacy organisations.

No. 9 **State Disability Inclusion Plan**

Page 3, Schedule 1. Insert after line 13—

[3C] Section 10(4)

Omit the subsection. Insert instead—

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- (4) The State Disability Inclusion Plan must not form part of another document.

No. 10 **Review of State Disability Inclusion Plan**

Page 3, Schedule 1. Insert after line 21—

[6A] Section 11(2)

Omit the subsection. Insert instead—

- (2) The purpose of the review is to—
- (a) assess the whole of government progress towards implementing the government goals set out in the State Disability Inclusion Plan, and
 - (b) if the government goals were not implemented or achieved—determine the reasons why the government goals were not achieved or implemented, and
 - (c) evaluate the effectiveness of the government goals, and
 - (d) identify changes required to the State Disability Inclusion Plan in order to ensure the Plan—
 - (i) supports the inclusion in the community of people with disability, and
 - (ii) improves access to mainstream services and community facilities by people with disability.