

**DEFAMATION (ANTI-DISCRIMINATION) FURTHER
AMENDMENT BILL, 1981**

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Anti-Discrimination (Further Amendment) Bill, 1981.

The objects of this Bill are—

- (a) to provide a defence of absolute privilege in proceedings for defamation in respect of a publication to or by a member of the Equal Opportunity Tribunal (clause 3 (a)); and
 - (b) to provide a defence in proceedings for defamation for the publication of a fair protected report, being a report relating to an inquiry conducted by the Equal Opportunity Tribunal (clause 3 (b)).
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DISCRIMINATION (ANTI-DISCRIMINATION) BILL
AMENDMENT NO. 1, 1981

EXPLANATORY NOTE

(This explanatory note is printed in the Bill as introduced into Parliament.)

This Bill is designed to amend the Anti-Discrimination (Amendment) Bill.

1981

The object of the Bill is to provide for the amendment of the Anti-Discrimination (Amendment) Bill.

The Bill is designed to amend the Anti-Discrimination (Amendment) Bill.

Act No. 1981
**DEFAMATION (ANTI-DISCRIMINATION) FURTHER
AMENDMENT BILL, 1981**

Enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Defamation (Anti-Discrimination) Further Amendment Act, 1981."

2. (1) Except as provided by subsection (2) this Act shall commence on the date of assent to this Act.

(2) Section 3 shall commence on the day appointed and notified under section 2 (2) of the Anti-Discrimination (Further Amendment) Act, 1981.

No. , 1981.

A BILL FOR

An Act to amend the Defamation Act, 1974, with respect to certain publications to or by the Equal Opportunity Tribunal.

[MR WRAN—25 November, 1980.]

(a) (i) by inserting in section 17D (1) after the matter "1974" the words "or by a member of the Equal Opportunity Tribunal constituted under that Act to or by";

(ii) by omitting from section 17D (1) the word "Board" where secondly occurring and by inserting instead the word "Tribunal";

(iii) by omitting from section 17D (2) (a) the words "Anti-Discrimination Board" and by inserting

instead the words "Equal Opportunity Tribunal":

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Defamation (Anti-Discrimination) Further Amendment.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

5 Short title.

1. This Act may be cited as the "Defamation (Anti-Discrimination) Further Amendment Act, 1981".

Commencement.

2. (1) Except as provided by subsection (2), this Act shall
10 commence on the date of assent to this Act.

(2) Section 3 shall commence on the day appointed and notified under section 2 (2) of the Anti-Discrimination (Further Amendment) Act, 1981.

Amendment of Act No. 18, 1974.

15 3. The Defamation Act, 1974, is amended—

Sec. 17D.

(Matters arising under Anti-Discrimination Act, 1977.)

- 20 (a) (i) by inserting in section 17D (1) after the matter "1977, to" the words "or by a member of the Equal Opportunity Tribunal constituted under that Act, to or by";
- (ii) by omitting from section 17D (1) the word "Board" where secondly occurring and by inserting instead the word "Tribunal";
- 25 (iii) by omitting from section 17D (2) (a) the words "Anti-Discrimination Board" and by inserting instead the words "Equal Opportunity Tribunal";

Defamation (Anti-Discrimination) Further Amendment.

Sch. 2.

(b) by omitting clause 2 (12) of Schedule 2 and by inserting instead the following subclause :—

5

(12) proceedings at an inquiry conducted by the Equal Opportunity Tribunal constituted under the Anti-Discrimination Act, 1977, or an investigation conducted by the Anti-Discrimination Board constituted under that Act; or

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1981

(10c)

Deletion (Anti-Discrimination) Further Amendment.

(b) by omitting clause 2 (12) of Schedule 2 and by inserting instead the following subclause:—

(12) proceedings at an inquiry conducted by the Equal Opportunity Tribunal constituted under the Anti-Discrimination Act, 1977, or an investigation conducted by the Anti-Discrimination Board constituted under that Act; or

Deletion

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(12)

Anti-Discrimination Act

BY AUTHORITY

D. WEST GOVERNMENT PRINTER, NEW SOUTH WALES—1981

(10c)

The Deletion of...

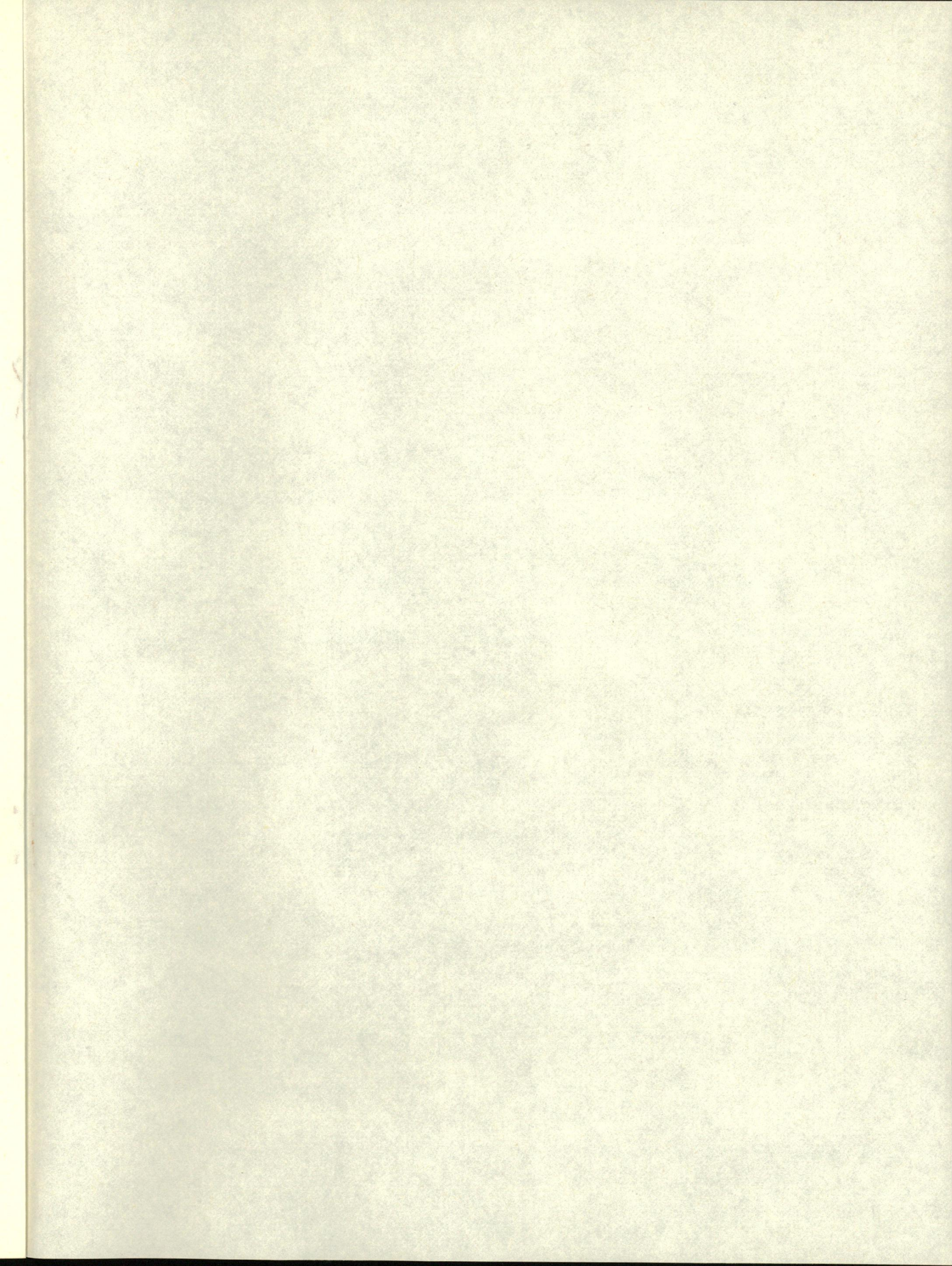
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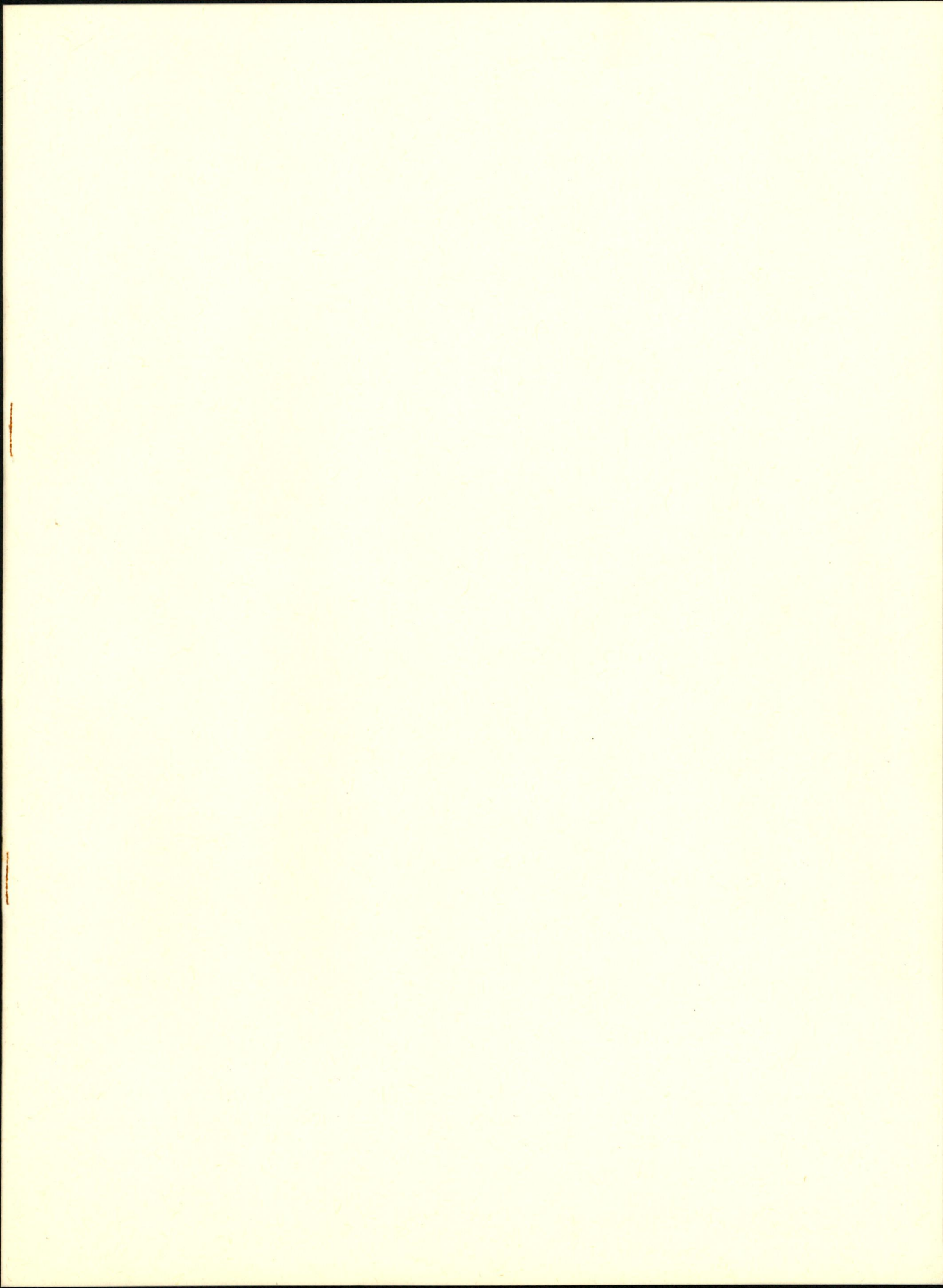
Anti-Discrimination Act

by inserting in clause 2 (12) of Schedule 2 the following subclause:—

proceedings at an inquiry conducted by the Equal Opportunity Tribunal constituted under the Anti-Discrimination Act, 1977, or an investigation conducted by the Anti-Discrimination Board constituted under that Act; or

the following subclause:—





This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, March, 1981.

New South Wales



ANNO TRICESIMO

ELIZABETHÆ II REGINÆ

Act No. , 1981.

An Act to amend the Defamation Act, 1974, with respect to certain publications to or by the Equal Opportunity Tribunal.

Defamation (Anti-Discrimination) Amendment.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

5 Short title.

1. This Act may be cited as the "Defamation (Anti-Discrimination) Amendment Act, 1981".

Commencement.

2. (1) Except as provided by subsection (2), this Act shall
10 commence on the date of assent to this Act.

(2) Section 3 shall commence on the day appointed and notified under section 2 (2) of the Anti-Discrimination (Amendment) Act, 1981.

Amendment of Act No. 18, 1974.

15 3. The Defamation Act, 1974, is amended—

Sec. 17D.

(Matters arising under Anti-Discrimination Act, 1977.)

- 20 (a) (i) by inserting in section 17D (1) after the matter "1977, to" the words "or by a member of the Equal Opportunity Tribunal constituted under that Act, to or by";
- (ii) by omitting from section 17D (1) the word "Board" where secondly occurring and by inserting instead the word "Tribunal";
- 25 (iii) by omitting from section 17D (2) (a) the words "Anti-Discrimination Board" and by inserting instead the words "Equal Opportunity Tribunal";

Defamation (Anti-Discrimination) Amendment.

Sch. 2.

(b) by omitting clause 2 (12) of Schedule 2 and by inserting instead the following subclause :—

(12) proceedings at an inquiry conducted by the Equal Opportunity Tribunal constituted under the Anti-Discrimination Act, 1977, or an investigation conducted by the Anti-Discrimination Board constituted under that Act; or

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1981

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Determination (Anti-Discrimination)