

**Submission  
No 81**

## **INQUIRY INTO THE REGULATION OF BROTHELS**

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Mistress Tokyo



19 August 2015

The Committee Manager  
Select Committee on the Regulation of Brothels  
Parliament House,  
Macquarie St Sydney NSW 2000

To whom it may concern,

As a sex worker, I am writing to make a submission to the Inquiry into the Regulation of Brothels. Sex workers are the key stakeholders in the process of evaluating the regulation of brothels in NSW.

• The decriminalisation of sex work is essential to recognising the human rights of sex workers in Australia. Sex work has been decriminalised in NSW since 1995 and NSW is world-renowned as having a best practice model. The outcomes of decriminalisation in NSW have been:

- Extremely low rates of STIs and HIV (recognised by Australia's National Strategies and the Kirby Institute Annual Surveillance Report);<sup>1</sup>
- Better access to health promotion (finding of the Law and Sex Worker Health Study, which compared the health impacts of legal frameworks across Victoria, NSW and WA);<sup>2</sup>
- No evidence of organised crime (recognised by the Land and Environment Court);<sup>3</sup>
- Better access to Occupational Health and Safety (WorkCover and SWOP worked with sex workers to create Health and Safety Guidelines for Brothels, which have been translated to Thai, Chinese and Korean);<sup>4</sup> and
- Current evidence presented by the Lancet at AIDS 2014 found the decriminalisation of sex work would have the greatest impact on the HIV epidemic, reducing HIV by up to 46% in the next decade and resulting on cost saving thresholds of tens of millions of dollars globally.<sup>5</sup>

I have worked in other places with different regulatory models and choose to work in a state where sex work is decriminalised. This is so I can have peace of mind that I operate within the law and so I can exercise my rights as with **less** fear of discrimination and more legal purchase.

Yours Faithfully,

Naomi Spilsbury AKA Mistress Tokyo

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1 Australian Government Department of Health and Ageing, Sixth National HIV Strategy 2010-2013, Commonwealth of Australia, Canberra, 2010, 16. Kirby Institute, HIV, Viral Hepatitis and Sexually Transmissible Infections in Australia Annual Surveillance Report, University of New South Wales, 2011, p8, Figure 46, Figure 34.

2 Christine Harcourt, J O'Connor, S Egger, C Fairly, H Wand, M Chen, L Marshall, J Kaldor, B Donovan, (2010), 'The Decriminalisation of Prostitution is Associated with Better Coverage of Health Promotion Programs for Sex Workers', Australian and New Zealand Journal of Public Health, 34:5 at 482.

3 Martyn v Hornsby Council, accessed at <http://www.lawlink.nsw.gov.au/lecjudgments/2004nswlec.nsf/00000000000000000000000000000000/0/45b396e658d9f27eca256f420004a76a?opendocument> on 10 August 2015.

4 NSW Government and Workcover, 'Health and Safety Guidelines for Brothels', accessed at [http://www.workcover.nsw.gov.au/\\_\\_data/assets/pdf\\_file/0014/15134/brothels\\_health\\_safety\\_guidelines\\_English\\_0120.pdf](http://www.workcover.nsw.gov.au/__data/assets/pdf_file/0014/15134/brothels_health_safety_guidelines_English_0120.pdf) on 10 August 2015.

5 The Lancet. HIV and Sex Work, <http://www.thelancet.com/series/HIV-and-sex-workers> July 2014, accessed on 30 October 2014.