

2019-2022

The Parliament of the
Commonwealth of Australia

THE SENATE

Presented and read a first time

**Sex Discrimination and Other
Legislation Amendment (Save Women's
Sport) Bill 2022**

No. , 2022

(Senator Chandler)

**A Bill for an Act to amend the law relating to sex
discrimination in sport, and for related purposes**

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A Bill for an Act to amend the law relating to sex discrimination in sport, and for related purposes

The Parliament of Australia enacts:

1 Short title

This Act is the Sex Discrimination and Other Legislation Amendment (Save Women's Sport) Act 2022.

2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this Act	The day after this Act receives the Royal Assent.	

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendments

Australian Sports Commission Act 1989

1 After paragraph 6(1)(b)

Insert:

- (ba) to promote participation in women’s sport, including by supporting the provision of single-sex sport for women and girls;

2 After paragraph 7(1)(c)

Insert:

- (ca) to support and promote single-sex sport for women;

Sex Discrimination Act 1984

3 Paragraph 3(b)

After “programs”, insert “, while supporting the provision of single-sex sports, services and facilities which promote the welfare, safety or participation of women and girls”.

4 Subsection 4(1)

Insert:

man means a member of the male sex irrespective of age.

woman means a member of the female sex irrespective of age.

5 Subsection 42(1)

Repeal the subsection, substitute:

- (1) Nothing in Division 1 or 2 renders it unlawful to exclude persons of one sex from participation in any sporting activity intended for persons of a different sex.

Note: For the avoidance of doubt, in this Act *sex* has its ordinary meaning and, without limiting the ordinary meaning, means the chromosomal, gonadal and anatomical characteristics associated with biological sex.

(1A) A person who engages in conduct that is not unlawful because of subsection (1) is acting in accordance with the objects of this Act.

6 Paragraph 42(2)(c)

Omit “;”, substitute “.”.

7 Paragraphs 42(2)(d) and (e)

Repeal the paragraphs.