

When drafting the new legislation, please ensure that it provides adequate protection for 'gender identity'.

Please ensure that it clearly distinguishes between 'sex' and 'gender identity', and recognises that the two do not always match. Neither does 'gender identity' and appearance always either outwardly or inwardly match.

For example, when a transgender woman has done her best to look naturally feminine but is unable to 'pass', the position that she may be thrown out of a pub for using the ladies' toilets is ridiculous. It is a place for the public to go. It's not fair, it's not good enough. But as things are, it's difficult to be able to challenge it.

The South Australian Equal Opportunities Act makes this distinction satisfactorily.

Regards

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