Religious Discrimination (Consequential Amendments) Bill 2019

No. , 2019

(Associate-General)

A Bill for an Act to deal with consequential matters arising from the enactment of the Religious Discrimination Act 2019, and for related purposes
Contents

1 Short title ................................................................. 1
2 Commencement ......................................................... 1
3 Schedules ................................................................. 2

Schedule 1—Amendments consequential on the enactment of
the Religious Discrimination Act 2019 3

Australian Human Rights Commission Act 1986 3
Civil Aviation Act 1988 4
Fair Work Act 2009 5
Inspector-General of Intelligence and Security Act 1986 5
Sea Installations Act 1987 6
A Bill for an Act to deal with consequential matters arising from the enactment of the Religious Discrimination Act 2019, and for related purposes

The Parliament of Australia enacts:

1 Short title

This Act is the Religious Discrimination (Consequential Amendments) Act 2019.

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

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Provisions</td>
<td>Commencement</td>
<td>Date/Details</td>
</tr>
<tr>
<td>1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table</td>
<td>The day this Act receives the Royal Assent.</td>
<td></td>
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<tr>
<td>2. Schedule 1</td>
<td>At the same time as the Religious Discrimination Act 2019 commences.</td>
<td></td>
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</tbody>
</table>

Note: This table relates only to the provisions of this Act as originally enacted.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Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.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 consequential on the enactment of the Religious Discrimination Act 2019

Australian Human Rights Commission Act 1986

1 Subsection 3(1)
   Insert:
   

2 Subsection 3(1) (after paragraph (b) of the definition of unlawful discrimination)
   Insert:
   (ba) Part 3 of the Religious Discrimination Act 2019; or

3 Subsection 3(1) (after paragraph (e) of the definition of unlawful discrimination)
   Insert:
   (ea) Part 5 of the Religious Discrimination Act 2019; or

4 At the end of subsection 8(1)
   Add:
   ; and (h) the Freedom of Religion Commissioner.

5 Subsection 8(7)
   Omit “or National Children’s Commissioner”, substitute “, National Children’s Commissioner or Freedom of Religion Commissioner”.

6 Paragraph 11(1)(a)

No.  , 2019  Religious Discrimination (Consequential Amendments) Bill 2019  3
Schedule 1 Amendments consequential on the enactment of the Religious Discrimination Act 2019

7 Subsection 11(3)
Omit “or the Age Discrimination Act 2004”, substitute “the Age Discrimination Act 2004 or the Religious Discrimination Act 2019”.

8 Subsection 14(8)
Omit “or the Age Discrimination Act 2004”, substitute “the Age Discrimination Act 2004 or the Religious Discrimination Act 2019”.

9 Subsection 16(2A)

10 Subsection 19(6)
Omit “or the Age Discrimination Act 2004”, substitute “the Age Discrimination Act 2004 or the Religious Discrimination Act 2019”.

11 Subsection 46PF(3) (note)

12 At the end of subsection 46PV(3)
Add:
; and (h) the Freedom of Religion Commissioner.

13 Subsection 46PW(7) (after paragraph (b) of the definition of discriminatory act under an industrial instrument)
Insert:
(ba) Part 3 of the Religious Discrimination Act 2019; or

Civil Aviation Act 1988

14 After subsection 98(6B)
Insert:
(6BA) The regulations may contain provisions that are inconsistent with the Religious Discrimination Act 2019 if the inconsistency is necessary for the safety of air navigation.
15 Subsection 98(6C)

Omit “subsection (6A) or (6B)”, substitute “subsection (6A), (6B) or (6BA)”.

Fair Work Act 2009

16 Section 12

Insert:


17 After paragraph 161(2)(b)

Insert:

(ba) if the referral relates to action that would be unlawful under Part 3 of the Religious Discrimination Act 2019—the Freedom of Religion Commissioner;

18 After paragraph 218(2)(b)

Insert:

(ba) if the referral relates to action that would be unlawful under Part 3 of the Religious Discrimination Act 2019—the Freedom of Religion Commissioner;

19 After paragraph 351(3)(ac)

Insert:

(aca) the Religious Discrimination Act 2019;

Inspector-General of Intelligence and Security Act 1986

20 Subparagraph 8(1)(a)(v)

21 Subparagraph 8(2)(a)(iv)

22 Subparagraph 8(3)(b)(i)

Sea Installations Act 1987

23 Schedule
   Insert:
      Religious Discrimination Act 2019