



# Australian Human Rights Commission Regulations 1989

**Statutory Rules 1989 No. 407 as amended**

made under the

*Australian Human Rights Commission Act 1986*

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This compilation was prepared on 5 August 2009  
taking into account amendments up to SLI 2009 No. 185

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**1 Name of Regulations** [see Note 1]

These Regulations are the *Australian Human Rights Commission Regulations 1989*.

**2 Commencement**

These Regulations commence on 1 January 1990.

**3 Interpretation**

In these Regulations, unless the contrary intent on appears:

*impairment* means:

- (a) total or partial loss of a bodily function; or
- (b) the presence in the body of organisms causing disease; or
- (c) total or partial loss of a part of the body; or
- (d) malfunction of a part of the body; or
- (e) malformation or disfigurement of a part of the body.

*marital status* has the same meaning as in the *Sex Discrimination Act 1984*.

*the Act* means the *Australian Human Rights Commission Act 1986*.

**4 Other distinctions, exclusions or preferences that constitute discrimination**

For the purposes of subparagraph (b) (ii) of the definition of *discrimination* in subsection 3 (1) of the Act, any distinction, exclusion or preference made:

- (a) on the ground of:
  - (i) age; or
  - (ii) medical record; or
  - (iii) criminal record; or
  - (iv) impairment; or
  - (v) marital status; or
  - (vi) mental, intellectual or psychiatric disability; or

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- (vii) nationality; or
  - (viii) physical disability; or
  - (ix) sexual preference; or
  - (x) trade union activity; or
  - (xi) one or more of the grounds specified in subparagraphs (iii) to (x) (inclusive) which existed but which has ceased to exist; or
- (b) on the basis of the imputation to a person of any ground specified in paragraph (a);

is declared to constitute discrimination for the purposes of the Act.

## Notes to the *Australian Human Rights Commission Regulations 1989*

### Note 1

The *Australian Human Rights Commission Regulations 1989* (in force under the *Australian Human Rights Commission Act 1986*) as shown in this compilation comprise Statutory Rules 1989 No. 407 amended as indicated in the Tables below.

### Table of Instruments

| Year and Number | Date of notification in Gazette or FRLI registration | Date of commencement  | Application, saving or transitional provisions |
|-----------------|--|-----------------------|--|
| 1989 No. 407    | 21 Dec 1989  | 1 Jan 1990            |  |
| 2009 No. 185    | 3 Aug 2009 (see F2009L02973)                         | 5 Aug 2009 (see r. 2) | —  |

**Table of Amendments**

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**Table of Amendments**

ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted

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| <b>Provision affected</b> | <b>How affected</b> |
|---------------------------|---------------------|
| R. 1 .....                | rs. 2009 No. 185    |
| R. 3 .....                | am. 2009 No. 185    |

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