

## **Criminal Code (Serious Vilification and Hate Crimes) Amendment Bill 2023**

**Submission No:** 16  
**Submitted by:** Sue Clarke  
**Publication:** Making the submission and your name public  
**See attached:**

SUBMISSION TO THE LEGAL AFFAIRS AND SAFETY COMMITTEE,  
QUEENSLAND PARLIAMENT.

CRIMINAL CODE (SERIOUS VILIFICATION AND HATE CRIMES)  
AND OTHER LEGISLATION AMENDMENT BILL 2023.

Suzanne Clarke, Stakeholder

Dear Committee Members,

I am writing this submission with serious concerns with the Criminal Code (Serious Vilification and Hate Crimes) and Other Legislation Amendment Bill 2023.

I note that you amending the Anti Discrimination Act 1991 increase the penalty for an offence at Section 131A. I note that this does not include vilification based on a person's sex which offers no one based on their sex the same protection against hate speech as racial, religious, sexuality or gender identification.

Currently women are being branded Nazi for simply showing concern about their rights to sex based rights. I would like to see the word Nazi included under any hate speech law. I note that the use of swastikas, and the Nazi salute are going to be banned. To complete the inappropriateness of the symbol and salute I would encourage the committee to include calling someone a Nazi for simply having an opinion that someone does not agree with, differs, should be included. To call someone a Nazi is one of the most insulting and hurtful terms anyone could accuse you of and is an insult to all those that lost their lives in the Holocaust and their surviving families. To use this term out of context is disgraceful and it should be considered hate speech.

Recommendation 16 is too broad, what is considered a hate symbol? Is the government going to provide an extensive list of what is considered a hate symbol? This Bill as it currently stands provides very little detail and raises concerns about how a government is going to police this. It seems too authoritarian and that we are becoming a police state with compelling thought, speech and action.

Can the wearing of a T-shirt that says 'woman' be considered a hate crime? Does this mean if people are having a rally and someone finds the topic they are discussing offensive, such as women rights, is this going to be considered a hate crime? Observable by the public, so does this mean if they are aware of the rally and they attend in opposition and they hear what women are saying, speaking about their concerns over their loss of sex based rights is this going to be considered an offence? Much more detail needs to be provided.

I am opposed to this Bill, it gives the State too much power and is not descriptive in the type of situation something would be considered hate speech. If this Bill proceeds it needs to

include protections based on sex. I find it discriminatory that sex is not included as being a protected characteristic.

Regards  
Sue Clarke

  
2 March 2023