

Terms of Reference

1. That the Legal Affairs and Safety Committee inquire into and report to the Legislative Assembly on:

- (a) the nature and extent of hate crimes and serious vilification in Queensland and whether there is evidence of increasing instances of serious vilification in Queensland; and
- (b) the effectiveness of section 131A of the *Anti-Discrimination Act 1991* (the Act) and other existing Queensland laws responding to hate crimes.

2. That the Committee consider:

- (a) the Options Paper - Serious vilification and hate crime: the need for legislative reform;
- (b) the interaction of Queensland and Commonwealth legislation in relation to online vilification;
- (c) the effectiveness of activities and programs of the Queensland Government (including the Queensland Police Service and Office of the Director of Public Prosecutions) and the Commonwealth Government responding to hate crime, including record keeping practices;
- (d) the *Human Rights Act 2019* (HR Act) and any rights which are engaged by the current law and any proposals for reform, including a human rights analysis under section 13 of the HR Act for any recommended legislative amendments, as well as constitutional limitations;
- (e) the current legal framework and relevant reports, reviews and inquires in other Australian and international jurisdictions;
- (f) the appropriateness of the conciliation-based anti-discrimination framework (s124A of the Act); and

3. That the Committee report to the Legislative Assembly by 31 January 2022