



New South Wales

Anti-Discrimination Amendment (Breastfeeding) Act 2007 No 45

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New South Wales

Anti-Discrimination Amendment (Breastfeeding) Act 2007 No 45

Act No 45, 2007

An Act to amend the *Anti-Discrimination Act 1977* with respect to discrimination on the ground of breastfeeding. [Assented to 1 November 2007]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Anti-Discrimination Amendment (Breastfeeding) Act 2007*.

2 Commencement

This Act commences on the date of assent.

3 Amendment of Anti-Discrimination Act 1977 No 48

The *Anti-Discrimination Act 1977* is amended as set out in Schedule 1.

4 Repeal of Act

- (1) This Act is repealed on the day following the day on which this Act commences.
- (2) The repeal of this Act does not, because of the operation of section 30 of the *Interpretation Act 1987*, affect any amendment made by this Act.

Schedule 1 Amendments

(Section 3)

[1] Section 24 What constitutes discrimination on the ground of sex

Insert after section 24 (1B):

- (1C) For the purposes of this section, but without limiting the generality of this section, the fact that a woman is breastfeeding or may breastfeed is a characteristic that appertains generally to women. For the purposes of this Act, *breastfeeding* includes the act of expressing breast milk.

[2] Section 24 (2) (c)

Insert at the end of section 24 (2) (b):

, or

- (c) are a woman who is breastfeeding and a man.

[3] Section 35 Pregnancy, childbirth and breastfeeding

Omit “or childbirth”. Insert instead “, childbirth or breastfeeding”.

[4] Schedule 1 Savings and transitional provisions

Insert at the end of clause 1 (1):

Anti-Discrimination Amendment (Breastfeeding) Act 2007

[5] Schedule 1, Part 7

Insert after clause 17:

**Part 7 Anti-Discrimination Amendment
(Breastfeeding) Act 2007**

18 Operation of amendments

An amendment made by the *Anti-Discrimination Amendment (Breastfeeding) Act 2007* does not apply to or in respect of anything done or omitted to be done before the commencement of the amendment.

[Agreement in principle speech made in Legislative Assembly on 26 September 2007
Second reading speech made in Legislative Council on 24 October 2007]

BY AUTHORITY