

**SUMMARY OF INTERVENTIONS
BY THE AUSTRALIAN HUMAN RIGHTS COMMISSION**

YEAR	NO. OF CASES	NAME OF CASE	SUBJECT MATTER OF CASE	COURT
1988	1.	Re A Teenager (1988) 94 FLR 181	Family Law – Sterilisation of a young woman with a disability	Family Court
	2.	Re Jane	Family Law – Sterilisation of person with disability – whether parents require courts consent	Family Court
1990	3.	Federated Workers Union of Aust & Ors 773/1990	Family Law – Parental Leave Test case	AIRC
1991	4.	Secretary, Department of Health and Community Services v JWB & SMB (In re Marion (No.1)) (1992) 175 CLR 218	Family Law – Sterilisation of a young woman with a disability	High Court
1992	5.	Mount Isa Mines Ltd v Marks (1992) 35 FCR 96	Employment Law – OH&S issues	Full Federal Court
	6.	R v Cheung , Unreported, Badgery-Parker J, 26 November 1992	Criminal Law – Right to a fair trial	NSW Supreme Court
1994	7.	Re Michael: John Briton, Acting Public Advocate (Victoria) v GP and KP and the Human Rights and Equal Opportunity Commission (1994) FLC 92-486	Family Law – Consent to surgical treatment	Family Court
	8.	ZP & PS (1994) 181 CLR 639	Family Law – Abduction of a child	High Court
	9.	Minister of State for Immigration and Ethnic Affairs v Teoh (1995) 183 CLR 273	Family Law – Deportation of the father of seven children	High Court
	10.	P & P: In the Matter of; Legal Aid Commission of New South Wales , Unreported, Moore J, 23 September 1994; P & P: In the Matter of; Legal Aid Commission of New South Wales (1995) FLC 92-615	Family Law – Sterilisation of a young woman with a disability	Family Court Full Family Court High Court
	11.	In re Marion (No.2) (1994) FLC 92-448	Family Law – Sterilisation of a young woman with a disability	Family Court
1995	12.	C. L, J & Z v Minister for Immigration and Ethnic Affairs , Unreported, O'Loughlin J, 30 March 1995; Long Guan Chun, Li Liu Ying & Long Guan Juan v Minister for Immigration, Local Government & Ethnic Affairs (1996) 136 ALR 303	Refugee Law – 'One child policy' of the Peoples Republic of China	Federal Court Full Federal Court

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	13.	Wu Yu Fang & Ors v Minister for Immigration & Ethnic Affairs , FedCt(NT) DG4/95 Wu Yu Fang v Minister for Immigration and Ethnic Affairs and Commonwealth of Australia (1996) 64 FCR 245	Refugee Law – Access to lawyers by persons in detention	Federal Court Full Federal Court
	14.	Re: Katie (1996) FLC 92-659	Family Law – Sterilisation of a young woman with a disability	Family Court
1996	15.	Albert Langer v Australian Electoral Commission (1996) 59 FCR 450	Electoral Law – Freedom of political speech	Full Federal Court
	16.	Rodney Croome & Nicholas Toonen v The State of Tasmania (1997) 71 ALR 397	Constitutional Law – Alleged inconsistency between State and Federal legislation	High Court
1997	17.	In the matter of: B v B: Family Law Reform Act 1995 (1997) No.TV 1833 of 1996	Family Law – Relocation of mother and children away from father	Full Family Court
	18.	Qantas Airlines Limited v John Christie (1998) 193 CLR 280	Employment Law – Meaning of ‘inherent requirements’	High Court
1998	19.	Kartinyeri v The Commonwealth of Australia (1998) 195 CLR 337	Constitutional Law – The race power in s 51(xxvi) of the Constitution	High Court
	20.	Death of Andrew Ross	Coronial inquest – Death of indigenous youth in custody	NT Coroners Court
2000	21.	AMWU Casuals and Part-time Case 1572/2000	Employment Law – Pay equity for casual and part time Employees	AIRC
2001	22.	Western Australia v Ward (2002) 213 CLR 1	Native Title Law -Definition of native title rights	High Court
	23.	Ming Dung Luu v Minister for Immigration and Multicultural Affairs (2001) 65 ALD 161; Luu v Minister for Immigration Multicultural Affairs [2002] 127 FCR 24	Refugee Law – Criminal deportation	Federal Court Full Federal Court
	24.	Victorian Council for Civil Liberties Incorporated & Vardalis v Minister for Immigration & Multicultural Affairs & Ors (2001) 110 FCR 452; Minister for Immigration & Multicultural Affairs & Ors v Vardalis & VGCCCL (2001) 110 FCR 491; Vardalis v Minister for Immigration & Multicultural Affairs & Ors – M93/2001 (27 November 2001) (Special leave application to High Court of Australia)	Refugee Law – Tampa litigation	Federal Court Full Federal Court High Court

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2002	25.	(IVF Case) Re McBain: Ex parte Australian Catholic Bishops Conference [2002] HCA 16	Constitutional Law – Standing and sex discrimination legislation	High Court
	26.	Rainsford v State of Victoria [2002] FMCA 266	Discrimination Law – Application of the <i>Disability Discrimination Act 1992</i> (Cth) to the States	Federal Magistrates Court
	27.	Peter Martizi and Simon Odhiambo v Minister for Immigration and Multicultural Affairs (2002) 122 FCR 29	Refugee Law – Guardianship of unaccompanied minors	Full Federal Court High Court
	28.	(Pay Equity Case) AMWU v Gunn & Taylor (2002) EOC 93-225	Employment Law – Pay equity for casual employees	Australian Industrial Relations Commission
	29.	Members of the Yorta Yorta Aboriginal Community v State of Victoria & Ors (2002) 214 CLR 422	Native Title Law – Concept of ‘abandonment’ of native title	High Court
	30.	NAAV v Minister for Immigration and Multicultural Affairs (2002) 123 FCR 298	Refugee Law – Privative clause amendments	Full Federal Court
	31.	AM (Written submissions provided to Tribunal, decision not publicly available)	Refugee Law – ‘ <i>sur place</i> ’ amendments to <i>Migration Act 1958</i> (Cth)	Refugee Review Tribunal
	32.	Song v Ainsworth Games Technology [2002] FMCA 31	Discrimination Law – Family responsibilities and flexible work hours	Full Federal Court
	33.	Graincorp Operations Ltd v Markham (2003) EOC 93-250	Employment Law – Sexual harassment	Australian Industrial Relations Commission
	34.	Minister for Immigration, Multicultural and Indigenous Affairs v VFAD (2002) 125 FCR 249	Refugee Law – Power to detain under s 196 of the <i>Migration Act 1958</i> (Cth)	Full Federal Court
	35.	Death of Nurjan and Fatimeh Hussein	Death of “unlawful non-citizens” at sea	WA Coroner’s Court
	2003	36.	Attorney-General for the Commonwealth v Kevin and Jennifer [2003] FamCA 94	Family Law – Right of people with a transsexual history to marry
37.		S134/ 2002 v Minister for Immigration and Multicultural Affairs (2003) 211 CLR 441	Refugee Law – Privative clause amendments	High Court
38.		Minister for Immigration & Multicultural & Indigenous Affairs v Al Masri (2003) 126 FCR 54	Refugee Law – Power to detain under s 196 of the <i>Migration Act 1958</i> (Cth)	Full Federal Court
2004	39.	Al-Kateb v Godwin (2004) 219 CLR 562	Refugee Law – Power to detain under s 196 of the	High Court

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		<u>Minister for Immigration and Multicultural and Indigenous Affairs v Al Khafaji</u> (2004) 219 CLR 664 <u>Behrooz v Secretary of the Department of Immigration and Multicultural and Indigenous Affairs</u> (2004) 219 CLR 486	<i>Migration Act 1958</i> (Cth)	
	40.	<u>Catholic Education Office v Clarke</u> [2004] FCAFC 197	Disability discrimination in Education	Full Federal Court
	41.	<u>Re Woolley; Ex parte Applicants M276/2003 by their next friend GS</u> (2004) 225 CLR 1	Constitutional validity of s.196 of the <i>Migration Act 1958</i> (Cth) in so far as it authorises the detention of children	High Court
	42.	<u>Re Alex: Hormonal Treatment For Gender Identity Dysphoria</u> [2004] FamCA 297	Family Law – Hormonal Treatment for Gender Identity Dysphoria	Family Court
	43.	ACTU Work and Family Test Case [2005] AIRC PRO82005	Family friendly award provision	AIRC
	44.	Howe v QANTAS (Affidavit filed matter discontinued)	Sex discrimination – pregnancy and flexible working hours	Federal Court
2005	45.	<u>Australian Competition Consumer Commission v Radio Rentals</u> [2005] FCA 1133 (The Commission's involvement was to make submissions in relation to certain orders sought by the ACCC in the event that breaches of the TPA were established. Submissions were not prepared as the application was dismissed.)	Trade Practices Act 1974 (Cth)	Federal Court
	46.	<u>Inquest into the Death of Mulrunji</u>	Aboriginal death in custody on Palm Island	Qld Coroners Court
	47.	The Queen v GJ [2005] NTCCA 20 (The Court refused HREOC's application for leave to appear)	Group rights (art 27 ICCPR) v individual human rights and fundamental freedoms (freedom from violence from discrimination (CEDAW))	NT Court of Criminal Appeal
	48.	<u>Petrol Sniffing Coronial Inquest</u> (Written submissions provided to the Coroner)	Systemic issues relating to petrol sniffing	NT Coroners Court
2006	49.	<u>Baird & Ors v State of Queensland</u> (2006) 156 FCR 451	Indigenous wage differentiation and interpretation of RDA	Full Federal Court
	50.	Coronial Inquest into the death of Scott Simpson	Systemic issues on the treatment of mentally ill people within the criminal justice system	Glebe Coroner's Court
	51.	Re Bernadette	Medical treatment for children and young people – transsexualism.	Family Court
	52.	<u>Hurst v Education Qld</u> (2006) 151 FCR 562	Disability Discrimination in education	Full Federal Court
2007	53.	<u>Qantas Airways Limited v Gama</u> (2008) 167 FCR 537	Racial and disability discrimination in employment.	Federal Court

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	54.	Bropho v Western Australia (2008) 169 FCR 59	Racial discrimination under the <i>Reserves (Reserve 43131) Act 2003 (WA)</i> .	Full Federal Court
2008	55.	R v Tang (2008) 237 CLR 1	Interpretation of slavery provisions under the Commonwealth Criminal Code	High Court
	56.	Morton v The Queen [2009] QDC 233	Racial discrimination and alcohol limitations on Palm Island	Queensland District Court
	57.	Coronial Inquest into the death of Mr Ward	Aboriginal death in custody: arrest and transportation of prisoners in remote Western Australia	WA Coroners Court
	58.	Coronial Inquest into the deaths of Mr Gurrulpa and Robert Plasto-Lahner [2009] NTMC 014	Deaths in custody, use of force by police in arrest, treatment of people with mental illness	NT Coroners Court
	59.	Aurukun Shire Council v Chief Executive, Office of Liquor gaming and Racing in the Department of Treasury	Racial discrimination and liquor licensing laws	Qld Court of Appeal