

Anti-Discrimination Amendment (Drug Addiction) Act 2002 No 6

[2002-6]



New South Wales

Status Information

Currency of version

Repealed version for 15 April 2002 to 21 July 2003 (accessed 3 July 2024 at 19:28)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Act was repealed by the [Statute Law \(Miscellaneous Provisions\) Act 2003 No 40](#), Sch 3 with effect from 22.7.2003.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 22 July 2003

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Anti-Discrimination Amendment (Drug Addiction) Act 2002 No 6



New South Wales

An Act to amend the [Anti-Discrimination Act 1977](#) with respect to its application to persons addicted to prohibited drugs.

1 Name of Act

This Act is the [Anti-Discrimination Amendment \(Drug Addiction\) Act 2002](#).

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.

Schedule 1 Amendment

(Section 3)

Section 49PA

Insert after section 49P:

49PA Persons addicted to prohibited drugs

- (1) This section applies to the provisions of Division 2 (Discrimination in work), other than sections 49H, 49I and 49J.
- (2) Nothing in those provisions renders unlawful discrimination against a person on the ground of disability if:
 - (a) the disability relates to the person's addiction to a prohibited drug, and
 - (b) the person is actually addicted to a prohibited drug at the time of the discrimination.
- (3) However, nothing in this section makes it lawful to discriminate against a person

on the ground of the person having hepatitis C, HIV infection or any medical condition other than addiction to a prohibited drug.

(4) In this section:

prohibited drug means a prohibited drug within the meaning of the [*Drug Misuse and Trafficking Act 1985*](#), but does not include:

- (a) methadone or buprenorphine, or
- (b) any other drug that is declared by the regulations not to be a prohibited drug for the purposes of this section.