

“Hate Crimes legislation passed the federal parliament this month. Here, we’ll explore what’s in the Act, our concerns with it, and ways to challenge it.”

References

[1] NSW Council for Civil Liberties, Liberty Victoria and Queensland Council for Civil Liberties. (n.d.). Joint media statement: federal government’s approach to building community harmony will do real harm. <https://libertyvictoria.org.au/joint-media-statement-federal-governments-approach-to-building-community-harmony-will-do-real-harm-nsw-council-for-civil-liberties-liberty-victoria-and-queensland-council-for-civil-libert/>

[2] Gregoire, P. (2025, January 17). Stamping Out Hate with Draconian Laws Is a Rush to the Bottom in Terms of Rights. Sydney Criminal Lawyers. <https://www.sydneycriminallawyers.com.au/blog/stamping-out-hate-with-draconian-laws-is-a-rush-to-the-bottom-in-terms-of-rights/>

[3] Attorney General’s Department (2026, January 13). Fact Sheet – Combatting Antisemitism, Hate and Extremism Bill 2026. <https://www.ag.gov.au/crime/publications/fact-sheet-combatting-antisemitism-hate-and-extremism-bill-2026>

[4] We, the undersigned, oppose the Combatting Antisemitism, Hate and Extremism Bill 2026 as an attack on freedom of speech, migration and association. We call for it to be voted down (n.d.). Google Forms. <https://tinyurl.com/xtbyrc9m>

[5] Thorpe, L. (2026, January 20). *Senate Hansard: Tuesday 20 January 2026*. Parliament of Australia. https://parlinfo.aph.gov.au/parlInfo/download/chamber/hansards/29342/toc_pdf/Senate_2026_01_20.pdf;fileType=application%2Fpdf

[6] Waters, L. (2026, January 20). *Senate Hansard: Tuesday 20 January 2026*. Parliament of Australia. https://parlinfo.aph.gov.au/parlInfo/download/chamber/hansards/29342/toc_pdf/Senate_2026_01_20.pdf;fileType=application%2Fpdf

[7] Lamble, S. (n.d.). The false promise of hate crime laws. Birkbeck Institutional Research Online. <https://eprints.bbk.ac.uk/id/eprint/43898/1/Lamble-false-promise-hate-crime-laws-final.pdf>

[8] Spade, D. (2012). Their Laws Will Never Make Us Safer. In R. Conrad (Ed.), *Against Equality: Prisons Will Not Protect You* (pp.1-12). AE Press.

251 Canterbury Road
Canterbury NSW 2193
postal address
PO Box 258
Canterbury NSW 2193

phone (02) 9288 8700
fax (02) 9211 6518
email info@crcnsw.org.au



[9] Berney, K. & Freidin, L. (2026, January). Hate crime laws won't protect women if they expand the same systems that already fail us. *The Women's Agenda*.

<https://womensagenda.com.au/latest/hate-crime-laws-wont-protect-women-if-they-expand-the-same-systems-that-already-fail-us/>

[10] Kaba, M. & Herzing, R. (2021). What Is Accountability Without Punishment?. In M Kaba, T Nopper (Eds.) *We do this' til we free us: Abolitionist organizing and transforming justice*. Haymarket Books.

[11] Allison, F., Cunneen, C., Whyman, A., Lewis, B. and Selcuk, A. (2025) 'Everywhere I go no matter where, if it's around non-Indigenous people I feel a hate vibe. It feels like I'm being watched'. The Call It Out Racism Register 2024-2025. Jumbunna Institute for Indigenous Education and Research, University of Technology Sydney.

<https://callitout.com.au/wp-content/uploads/2025/11/Jumbunna-Call-It-Out-Annual-Report-2024-2025.pdf>

[12] Edwards, M. (2025, May 19). Report on Proceedings Before Portfolio Committee No. 5 - Justice and Communities Antisemitism in New South Wales. Parliament of NSW.

<https://tinyurl.com/y9p84nvw>

[13] Bassichis, M., Lee, A., Spade, D. Building and abolitionist trans and queer movement with everything we've got. In E.A. Stanley and N. Smith (Eds.) *Captive genders: trans embodiment and the prison industrial complex* (pp.15-40). AK Press.

[14] Australian Law Reform Commission, 2018, 'Pathways to Justice—Inquiry into the Incarceration Rate of Aboriginal and Torres Strait Islander Peoples (ALRC Report 133), Convictions and penalties imposed', ALRC