

From: [Sam Darwish](#)
To: [PRL Independent Review Secretariat](#)
Cc: [REDACTED]
Subject: Incitement of hatred protections review - Roundtable Consultation - Thursday 25 September
Date: Saturday, 27 September 2025 11:06:05 AM
Attachments: [image001.png](#)

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Dear PRL Team

Thank you for taking the time to meet with us on Thursday. At the conclusion of the meeting, we were invited to send any further thoughts through in writing. Below we provide some further comments.

Our view remains that section 93ZAA should be repealed in its entirety for the reasons articulated in our meeting. However, if the section is to remain, our view is that:

- The section should include religion as a protected attribute, and the exceptions clause should be expanded to reflect the protections contained in section 18D of the *Racial Discrimination Act 1975* (Cth), or the equivalent exemptions available under New South Wales vilification laws in the *Anti-Discrimination Act 1977* (NSW) (for example, s 20C(2));
- Section 93ZAA(2) should be expanded. It currently only contains a carve out for **directly quoting from or referencing a religious text**. There are several issues that can arise from the current wording. For example, if a religious scholar is paraphrasing, or communicating ideas or interpretations of, a religious text, such as the Quran, without directly quoting the text of the Quran. Another example would be where a scholar is presenting in English on a topic, they inherently cannot be directly quoting the Quran because the Quran is in Arabic and so it would be interpreting the meaning of that Arabic text in English.

If you have any questions regarding the above, please let us know.

Kind regards,

Sam

Sam Darwish | Principal



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