

## ICLC Newsletter

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@InnerCityLegalCentre

Edition 3

# First known "fraudulent inducement" prosecution in NSW – win for the Sex Worker Legal Service!



NSW Police have commenced a criminal prosecution which has alleged that a number of sex workers have been sexually assaulted by a client in circumstances where their consent to sexual activities obtained in fraudulent circumstances.

Since the suite of reforms to NSW's consent laws were introduced in 2022, obtaining sex in circumstances where consent is obtained by way of a fraudulent inducement may constitute a sexual assault. In this case, the accused is alleged to have induced a number of sex workers into sexual activities and then did not pay those workers the agreed upon fee for their services.

More than 10 victim/survivors have come forward and have made statements to Police.

Since the 2022 reforms, the ICLC has been advocating for Police to take complaints by sex workers more seriously. If the accused in this case is ultimately convicted; the ICLC and other Sex Worker advocacy groups hope this will send a clear message to future clients of sex workers who believe there are no consequences for similar acts of fraud and deception.



## Message from the Managing Principal Solicitor

#### **Equality Delayed is Equality Denied**

The ICLC has joined other LGBTQIA+ Community organisations in expressing our disappointment that Parliamentary debate of The NSW Equality Legislation Amendment (LGBTIQA+) Bill 2023, which was scheduled for August 8 has once again been delayed. We have now been told that the debate will take place some time in September or October. The ICLC has made multiple submissions in support of the Bill. We hear every day stories from our clients who experience different treatment and discrimination because the protections offered by the bill are not currently available in NSW.

Our trans and gender diverse clients are directly impacted by laws that require invasive, expensive and often unnecessary surgeries in order to update their gender on birth certificates and other identity documents. A trans friend of the ICLC who is waiting for reform in NSW before updating her identity documents sums the absurdity of the situation in NSW; Why does anyone need to see my genitalia in order for me to update my licence?

I don't use my genitalia to drive a car, this is nobody's business.

Sex Workers would also benefit under the proposed anti-discrimination reforms, particularly with respect to having equal access to goods and services.

Many of our clients report healthy incomes earned from their chosen occupation, however they often experience difficulty accessing rental accommodation or operating bank accounts without lying to service providers about how their income is earned. Frustratingly for us lawyers, we are unable to advise our clients who are refused goods and services of any remedies under NSW's feeble anti-discrimination regime.

In 2025 we will mark 20 years of sex work being decriminalised in NSW, however banks, real estate agents and insurance providers are still able to outright refuse to serve a sex worker whose earnings have been lawfully obtained. Without solid protections against this form of outright discrimination, sex workers continue to experience stigma, social exclusion and unnecessary outing.

Opponents of the Equality Bill have been actively lobbying to block its progress, which has very likely contributed to delaying Parliamentary debate.

Now is the time for supporters to demand equality now: SIGN HERE

## **LGBQTI+ Leadership Summit**

Join the ICLC for the LGBTIQA+ Leadership Summit 2024, a premier event designed to connect, inspire, and empower leaders within the LGBTIQA+ community. We are excited to announce that Olympic legend Ian Thorpe will be joining us, sharing his incredible insights and experiences. Experience transformative sessions, inspiring keynotes, and valuable networking opportunities with top LGBTIQA+ leaders.

As an exclusive offer for Inner City Legal Centre members, enjoy an additional 20% off with the code ICLC20. Don't miss this chance to be part of an inclusive and empowering event. Secure your spot today and take the next step in your leadership journey!

Find out more: <a href="https://www.theleadershipinstitute.com.au/lgbtiqa-leadership-summit/">https://www.theleadershipinstitute.com.au/lgbtiqa-leadership-summit/</a>

## **Westfield Hero**





Westfield Local Heroes shines a spotlight on individuals who make a positive impact to their local community or environment.

Our very own Katie has been listed as a finalist for the 2024 awards, and now we need you to vote. 3 finalists are selected for each Westfield Shopping Centre.

If Katie wins, the ICLC will be awarded \$20,000!!!! Winning would mean so much to us, with every dollar going towards keeping the Trans and Gender Diverse Legal Service operational for another year

#### **VOTE HERE**

And share with all your friends, colleagues and family and ask them to vote!

## Strengthening our partnerships with the Kirketon Road Centre and Sex Workers Outreach Project

We are excited to share that we are a health justice partnership with SWOP and KRC. We have received a generous grant from the City of Sydney that will allow us to engage a lived experience access worker who will streamline referrals from SWOP and KRC into the various clinics that ICLC provides and who will also provide additional support for those clients that are more likely to fall through the cracks.

This funding is for three years – and is a huge win for the Centre, it will allow us to work holistically with our target communities and build upon our exisiting collaborations with likeminded services. We thank the City of Sydney for sharing our vision.

## End of Financial Year Campaign THANKYOU

ICLC wants to extend a very huge thank you to everyone who donated during our EOFY Fundraising Campaign for the Trans and Gender Diverse Legal Service.

This year we're proud to report that we raised \$15,506; which is a 54% increase from last year.

This year we want to use our fundraising to engage more people with lived experience as consultants, advisors, advocates and strategic organisers within our team. No one advocates for Trans people better than Trans people themselves.

Thanks to your donations this EOFY, we will update of our legal guides for transgender people and their families; engage Trans consultants to rewrite our intake processes and identify key areas that we can improve in our advice sessions. All while maintaining the push for equality and law reform.

All donations are a lifeline for the Trans and Gender Diverse Legal Service, whose solicitor's salary remains entirely unfunded; so again, thank you!

PS. Our donations page remains <u>live</u>, if you ever want to top up your donation, or pledge a small monthly contribution.



## **Meet the Team - Sarah**

Sarah has been part of the team at ICLC since October 2023. Sarah supervises our domestic violence and AVO advice clinic, crime advice clinic and also provides the LGBQTIA+ Duty Service at Downing Centre Court. Yes, she is busy!

Sarah is a night owl (don't try book a 9am meeting with her), who dreamt of doing everything from being a ballerina, a singer, a judge, a member of The Chaser to a biologist or math teacher. Following her pursuit of social justice she started out at the ABC in production and media law roles before moving to a small law firm that specialises in criminal law, defamation and complaints against Police.

Her favourite part of working at ICLC is the people she works with and for! She loves being able to give back to her own community as a queer person. "There's no shame at the ICLC, no wrong questions, no judgement - it's about shared knowledge, advocacy and providing help and information to communities that are disproportionately affected under law."

We are glad Sarah didn't pursue a career in singing\* and is passionate about the work we do here at ICLC. We are forever thankful of her regular posts of her delightful dog in the Teams chat!

\*Trivia – Sarah is related to singer, Fergie!

## Save the Date: Trans Awareness Week

We are excited to announce a one day symposium on Trans Justice that will be held at the Woollahra Library on 16 November to mark Trans Awareness Week 2024.

The Symposium will welcome Trans and Gender Diverse community members, their families and allies for a full day of learning, organising and information sharing.

The symposium will be sponsored by Woollahra City Council; Pride Foundation Australia; and WayAhead.

Booking information available soon!