

**HUMAN RIGHTS AND EQUAL OPPORTUNITY COMMISSION  
TABLE 3  
DISABILITY DISCRIMINATION CASES:  
HEARING MATTERS COMPLETED AND DECIDED: 1992 –10.10.00**

All of the cases below can be accessed on scaleplus  
<http://scaleplus.law.gov.au/html/ddadec/browse/TOC.htm>

<b>Dec No.</b>	<b>Name of Matter</b>	<b>Inquiry Commissioner</b>	<b>Date</b>	<b>Complaint Type</b>	<b>Result</b>
1	X v. State of Tasmania	President (Wilson)	08.07.94	Employment	\$20 000
2	Geoffrey Scott & Disabled Peoples International (Aust) Ltd v. Telstra Corporation Ltd	President (Wilson)	19.06.95	Goods and Services	Upheld relief to be determined
3	Amanda McNeill v. Commonwealth of Australia	Inquiry Commissioner (Jones)	26.06.95	Employment	\$50 900
4	X v. Department of Defence	Inquiry Commissioner (Carter)	29.06.95	Employment	upheld, relief deferred
5	Disabled People=s International v. Telstra	President (Wilson)	06.09.95	Goods and Services	provision of TTY to persons who are certified by audiologist to be profoundly deaf
6	Scott v. Telstra	President (Wilson)	06.09.95	Goods and Services	TTY + \$250
7	Micheal Shying v. ANSTO	Inquiry Commissioner (O'Connor)	21.06.96	Employment	dismissed
8	Edna Melvin v. Northside Community Service Incorporated	Inquiry Commissioner (Nader)	19.07.96	Employment	\$56 692.80

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9	Y v. Australia Post	Inquiry Commissioner (Webster)	23.07.96	Employment	dismissed
10	Susan White v. Daryl Westworth & Firvas P/L t/a Chicken A Go Go	Inquiry Commissioner (Webster)	24.07.96	Employment	dismissed
11	Sharmaine Jennings v. Guan Lee	Inquiry Commissioner (Nader)	6.11.96	Services	\$3000
12	X and Y v. The State of Western Australia	Inquiry Commissioner (Nettlefold)	26.11.96	Accomodation & Services	X = \$8000 Y = \$3000
13	Micheal McLean v. Airlines of Tasmania Pty Ltd	Inquiry Commissioner (Webster)	13.12.96	Services	dismissed
14	Greg Beattie (on behalf of Kiro and Lewis Beattie) v. Maroochy Shire Council	Inquiry Commissioner (Carter)	20.12.96	Services	dismissed
15	Bradley John Kinsela & Queensland University of Technology	Inquiry Commissioner (Atkinson)	24.02.97	Access to premises	Declaration that appropriate facilites be made for graduation ceremony
16	Richard Adams v. Arizona Bay P/L & Charlie Habib and Bunge P/L	Inquiry Commissioner (Crennan)	14.03.97	Services	\$5000
17	Barry Howard v. CSR Ltd	President (Wilson)	19.03.97	Employment	dismissed
18	W v. P Pty Ltd	Inquiry Commissioner (Kohl)	26.05.97	Employment	\$2, 130
19	Peter Holmes v. Northern Territory of Australia	Inquiry Commissioner (McEvoy)	23.07.97	access to medical records	dismissed
20	H v. S	Inquiry Commissioner (Webster)	23.07.97	access to education facilities	dismissed

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21	Martin White v. Crown Ltd	Inquiry Commissioner (Kenny)	24.07.97	access to premises	dismissed
22	Daryl Allender v. Department of Human Services, Victoria	President (Wilson)	30.07.97	Employment	\$33 529
23	R v. State of Victoria	Inquiry Commissioner (Nettlefold)	8.8.97	Employment	dismissed
24	Jesus Benedito Soares v. Bayer Australia Ltd (under RDA aswell)	Inquiry Commissioner (Brown)	19.08.97	Employment	dismissed
25	Keith Brown v. Birss Nominees P/L	Inquiry Commissioner (Innes)	1.09.97	Accomodation	\$1000
26	Ian Cooper v. Holiday Coast Cinema Centres P/L	Inquiry Commissioner (Keim)	29.08.97	access to premises	Directed parties to enter into a contract re installing platform stairlift in cinema complex by 30.09.2002
27	Neil Francey & Sue Meeuwissen v. Hilton Hotels of Australia Pty Ltd	Inquiry Commissioner (Innes)	25.09.97	access to premises and prov of goods and services	ordered further submissions from the parties with respect to the respondent making the building accessible. 1st Resp – 500 2nd Resp - \$2000
28	R v. Nunawading Tennis Club	Inquiry Commissioner (Dodson)	23.10.97	Sport	dismissed
29	Humphries & Humphries v. Dept of Education, Employment, Training and Youth Affairs	Inquiry Commissioner (Charlesworth)	19.12.97	Employment	Mrs H – direct discrim upheld Mr H- dismissed

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30	Mrs J, on behalf of herself and AJ v. a School	Inquiry Commissioner (Wilson)	23.3.98	Access to Education	Substantiated, school contributed 25% to distress and damage of complainant - further submissions for final determination
31	John Woodhouse v. Wood Cofill Funerals Pty Ltd	Inquiry Commissioner (Innes)	20.4.98	Employment	\$16, 730
32	Ewen Macpherson v. Telspec Pty Ltd	Inquiry Commissioner (Innes)	14.5.98	Employment	Dismissed
33	Ian Cooper, President North Coast DIAL Inc v. Coffs Harbour City Council	Inquiry Commissioner (Nettlfold)	18.5.98	Access to premises	Dismissed
34	W v. Flinders University of SA	Inquiry Commissioner (McEvoy)	24.06.98	Access to Education	Dismissed
35	Jean Ward v. Karen Linegar and State of Tasmania	Inquiry Commissioner (Nettlefold)	24.06.98	Victimisation	Dismissed
36	Shane Norman Milner v. Odyssey House, Victoria	Inquiry Commissioner (Johnston)	8.9.98	Goods, services & facilities	Dismissed
37	Andrew Hill v. Inghams Enterprises Pty Ltd	Inquiry Commissioner (McEvoy)	18.9.98	Harrasment and victimisation in Employment	Dismissed
38	Abbas Ghabche v. Bill and Fotini Sclavenitis	Inquiry Commissioner (Innes)	29.10.98	Employment	Dismissed
39	Dianne Ryan v. Neale Dennis and Dennis Deals Pty Ltd	Inquiry Commissioner (Innes)	28.10.98	Employment	\$4000

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40	Alan Crombie v. Commonwealth of Australia	Inquiry Commissioner (Johnston)	20.11.98	Employment	\$22 524
41	Sally Garity v. Commonwealth Bank of Australia	Inquiry Commissioner (Nettlefold)	25.1.99	Employment	\$153 500
42	Laurie Grovenor v. John Eldridge t/a Young Furniture Traders	President (Tay)	3.2.99	Access to premises	\$1000
43	Clinton John Eyden v. Commonwealth of Australia	Inquiry Commissioner (Johnston)	24.2.99	Employment	\$7525
44	Helen McClung v. Australian Capital Territory (Department of Urban Services)	Inquiry Commissioner (Charlesworth)	30.3.99	Employment	Dismissed
45	Timothy Allen and United Grand Lodge of Queensland and Timothy Allen v. Kingaroy Masonic Lodge	Inquiry Commissioner (Carter)	12.4.99	Access to premises	Dismissed
46	Natasha Rees v. Australian Agency for International Development	Inquiry Commissioner (Innes)	15.7.99	Employment	Substantiated, dec as to relief to follow
47	Peter McDonald v. Hospital Superannuation Board	Inquiry Commissioner (Johnston)	16.7.99	Harrasment & Discrim in Employ	\$22, 000 + apology
48	Scott and Bernadette Finney on behalf of Scarlett Finney v. The Hills Grammer School	Inquiry Commissioner (Innes)	20.7.99	Education	substantiated
49	Brian Ralph v. Pemar Pty Ltd t/a Tuncurry Aluminium Windows	Inquiry Commissioner (Innes)	9.8.99	Employment	\$3000

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50	Martin Wells v. Queensland Cyclist Association Incorporated	Inquiry Commissioner (Carter)	24.8.99	Club Membership	Not substantiated
51	Wayne Marsden v. Coffs Harbour and District Ex-Servicemen & Women's Memorial Club Ltd	Inquiry Commissioner (Carter)	30.8.99	Facilities and Club Membership	Not substantiated
52	David Loscialpo v. New South Wales Police Service	Inquiry Commissioner (Mahoney)	2.9.99	Employment	dismissed
53	Alex Purvis on behalf of Daniel Hoggoan v. The State of New South Wales (Preliminary decision on application to dismiss)	Inquiry Commissioner (Innes)	21.9.99	Education	dismissed application
54	Bruce Lindsay Maguire v. Sydney Organising Committee for the Olympic Games	Inquiry Commissioner (Carter)	O - 30.9.99 w-18.10.99	Accessible ticketing	Declared C should be given next ticket book in braille and prior to release Australia wide
55	Michelle Bryant and Mark Nagy v. Cuna Mutual Group Ltd (Preliminary decision)	Graeme Innes AM	23.12.99	insurance policy & HIV	Inquiry to continue
56	T v. Ability Options	Hon. Dennis Mahoney QC	24.12.99	Accommodation and services	dismissed
57	Glenda Lee v. Nova Cinemas Pty Ltd and Rundle East Company Pty Ltd (preliminary decision)	Kathleen McEvoy	6.1.00	Access	Inquiry dismissed against 2 <sup>nd</sup> R, to continue against 1 <sup>st</sup> R only
58	David Taylor v. State of Western Australia (Western Australia Police Service) (preliminary decision)	Peter Martino	8.12.99	on preliminary issues	Relationship between C & R is an employment relationship for the purposes of the DDA

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59	Neil Francey and Sue Meeuwissen v. Hilton Hotels of Australia Pty Ltd (No2)	Graeme Innes AM	10.3.00	On further declarations re access to premises and prov of goods and services	no further declarations to be made
60	Marita Murphy and Burkhard Grahl obo themselves and Sian Grahl v. The State of NSW (NSW Dept of Education and Wayne Houston	Hon William Carter QC	27.3.00	Education	1 <sup>st</sup> Resp to apologise to the child and her parents to be published in the Bellingen Public School newsletter & pay the parents compensation of \$25, 000
61	Faye Druett v. State of New South Wales Ian Cooper v. State of New South Wales	Alexander Street SC	17.4.00	Jury Service	Fd for Druett in terms of 23(1)(a) and awarded her \$5000 Cooper's complaint was dismissed
62	Ian Cooper on behalf of North Coast Dial Inc. v. Coffs Harbour City Council	Hon William Carter QC	12.5.00	Access and unjustifiable hardship	Complaint substantiated – no relief ordered
63	Nerilie Humphries v. Commonwealth of Australia	Hon John Nader QC	26.5.00	Discrim & Harrasment in Employment	\$12 000

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64	Scott and Bernadette Finney on behalf of Scarlett Finney v. The Hills Grammar School – decision on relief	Graeme Innes AM	13.6.00	Education	\$42 628
65	Debbie Murphy v. State of New South Wales	Hon Dennis Mahoney QC	11.7.00	Education	Allowed the respondents to file documents on file and Ordered the inquiry to be discontinued
66	Chandranthi Sluggett v. Flinders University of South Australia	Kathleen McEvoy	14.7.00	Access to premises	Dismissed
67	Cathy Clarke v. Internet Resources (Australia) Pty Ltd	Hon. Dennis Mahoney QC	20.7.00	Accessible training	Dismissed
68	Bruce Lindsay Maguire v. Sydney Organising Committee for the Olympics Games	Hon William Carter QC	24.8.00	Accessible website	Substantiated – ordered the website to be accessible throughout the Olympic games
69	Dennis Rigon v. CAMS Limited	Elizabeth Vardon	28.8.00	Refusal to grant Motor racing licence	Declared 1. C should be granted a competition licence and 2. compensation of \$10000
70	David Taylor v. State of Western Australia (Western Australia Police Service)	Peter Martino	4.9.00	Discrim in Employment	\$600 for loss of income + \$5000 for injury to feeling



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71	Karen June Logan v. The State of WA (Ministry of Justice)	Andrew Beech	12.9.99	Employment	Substituted under s. 15(1)(b) \$35000 for lost opportunity + \$3000 for humiliation & injury to feeling
72	Eva Wu & Textile Clothing & Footwear Union of Australia v. Eli Cohen & Express Embroidery Pty Ltd (also under the SDA)	Kathleen McEvoy	12.9.00	Employment	Dis Discrim upheld (further dec on damages to be handed down) SH dismissed
73	Eva Wu v. Eli Cohen & Express Embroidery Pty Ltd (on relief)	Kathleen McEvoy	10.10.00	Employment	\$17,000 (\$12,000 for hurt etc + \$5000 for economic loss)
74	Mrs Cowell & Fleur Cowell v. A School	Kathleen McEvoy	10.10.00	Education	Dismissed
75	Alexa McLaughlin v The Commonwealth of Australia	William Carter	25.10.00	Employment	Dismissed
76	Alex Purvis obo Daniel Hoggan v State of NSW (Department of Education)	Graeme Innes	13.11.00	Education	Upheld - \$49,000.00 in damages
77	Mrs Cowell and Fleur Cowell v A School (in relation to a suppression order)	William Carter	14.11.00	Education	Suppression order should be maintained
78	Bruce Lindsay Maguire v Sydney Organising Committee for the Olympic Games (SOCOG) – decision concerning relief	William Carter	18.11.00	Accessible Website	Upheld - \$20,000 in damages

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79	Gregory Charles Bishop v Sports Massage Training School Pty LTd	Anthony Cavanough	15.12.00	Education	Complaint Upheld – awarded \$3,000 for loss and damage.