

EQUA  
OF W

No. 14

BEFO

HEAR

The Complainant,  
the ground of race  
The complaint ar  
Narrogin.

In Points of Claim  
Aboriginal descer  
of the Responden  
that his Aborigi  
Respondent menti

The Complainant  
the premises kno  
Manager of the F

The Complainant  
drinking with hi  
Respondent admi

The Complainant  
lived in Narrogin  
worked in the sh  
the hotel with hi  
group of Aborigi

on

pu

br

H

aj

C

as

B

G

o

"

th

a

in

st

h

C

tl

"

a

T

Com

Fulls

Bery

serve

pleac

desc

The

non-

with

told

vica

agai

hote

Stev

incic

he h

with

7th

mou

Con

was

and

not

inv

De

to

anc

con

Th

wi

lat

the

fr

he

ap

be

dis

It

alt

to

pr

to

alt

ris

of the 7th July 1989  
following day.

The Tribunal now tu  
occurs if, on the gro  
aggrieved person les  
are not materially di  
race. Section 46 of  
payment or not, pro  
ground of race by  
institution or emplo  
liable for the condu  
need not be the dom

A review of the dec  
that he or she has b  
on the balance of p  
may use in support  
cannot be inferred  
evidence. See Fen-  
Erbs v Overseas  
Arumugam (1988) V  
also appears that th  
ground of race may

(1991) EOC 92

In weighing up  
in Chamberlain  
may be drawn.  
inference unless  
sought to establish  
v Fort (1991)  
benevolent effect  
*the meaning that*

The cases also  
reflected in Be  
was said in regard  
there to be dis  
sex be a reality  
suffice. In other  
between the same  
same or a not  
by this Tribunal  
(1990) EOC 92

Further, in a  
aimed at that

deli

mus

betw

nec

Shi

EO

In

nar

Ma

ruk

In

In

situ

mi

the

"th



un  
or  
the  
ap  
wi  
ill  
Bu  
fr  
th  
af  
th  
ca  
  
A  
  
T  
of  
er  
p:  
th  
F  
C  
th  
T

th

the

ch

Th

wi

an

pe

Ec

4]

th

to

be

Re

co

It

re

or

th

fa

ho

ir

fr

o

th

pe

be

ar

fa

re

M

pe

cc

th

T

pl

F

d

h

a

a

T

b

h

p

a

evidence  
finding t  
Complain  
since, on  
evening i  
circumsta  
favourabl  
the alterc

A similar  
day. Eve  
that the  
any suff  
discrimin  
(Exhibit

The Trib  
discrimin

This brin  
Section  
substanti  
by way  
conduct.

re:

Co

In

da

in

ha

of

th

re

In

re

ur

uj

ra

is

d:

st

ur

ci

a:

th

c:

