

13 Courier Mail, Page 003 (Thu 15 Apr 2004) "Judge hits outdated state laws on gender"

14 Paragraph 3 of the Judgment states: "No surgical intervention is sought or indeed contemplated by any of the parties or witnesses while Alex is under the age of at least 18 years." The judgment was available from the Family Court of Australia's website within an hour of being handed down on 13 April 2004.

15 See paragraph 118 of the Judgment.

16 The Australian, Page 003 (Thu 15 Apr 2004) "Sex change teenager 'needs help not surgery'"

17 The Age, Page 12 (Thu 15 Apr 2004) Editorial "The court, a child and a change of gender"

18 At paragraphs 205-211 of the Judgment.

19 Herald Sun, Page 021 (Fri 16 Apr 2004) "A girl betrayed"

20 Sunday Mail, Page 014 (Sun 18 Apr 2004) "Why I think sex-change 'Alex' is a profoundly betrayed young woman"

21 Herald Sun, Page 018 (Tue 27 Apr 2004) "How a judge rescued Alex"

22 D. Sandor (2004) "A more future-focussed approach to children's hearings in the Family Court" Australian Journal of Family Law, forthcoming.

23 Herald Sun, Page 018 (Tue 27 Apr 2004) "How a judge rescued Alex"

24 Mark Thomas of QUT observed the Full Court proceedings in *In Re Kevin* and prepared a paper, *A Paradoxical Heteronormative Phoenix: Images of Gender in Re Kevin, Mediating Law: Theory, Production, Culture* in which he reminded us of Charles Aznavour's famous song and its pertinent lyrics.

25 Paragraph 237 of the Judgment.

26 The Age "State to Move on Transsexual Status" available at <http://www.theage.com.au/articles/2004/03/03/1078295446973.html?from=storyrhs>

27 The circulation print of the bill and the explanatory memorandum are available at <http://dms003.dpc.vic.gov.au/pdocs/bills/B01906/index.html> On the face of it, there would seem quite some room for discretion as to what would satisfy the definition. The definition does not appear to require genital reconstructive surgery.

28 Announcement of the bill was embedded as a single line in a short article informing readers of two other bills to permit the appointment of part time magistrates interstate lawyers as Supreme Court judges: The Age (Fri 23 April 2004) "Part-timers on the bench" available at <http://www.theage.com.au/text/articles/2004/04/22/1082616263150.html>

29 The author is a member of the Victorian Attorney-General's Advisory Committee on Gay, Lesbian, Transgender and Intersex Issues on behalf of DCI-Australia. The policy terms of proposed legislation are decided by the Cabinet of the Victorian Government.

PUNISHED NOT PROTECTED

PUNISHED NOT PROTECTED is an educational documentary series in four parts (on one tape) featuring the views of leading Australians including Malcolm Fraser, Dr Louise Newman and Father Frank Brennan on the effects of government policy on asylum seekers and temporary protection visa holders. The participants are open in their criticisms of current government policy and the lack of momentum to move on an alternate, more just and humane policy. These citizens suggest that current policy contravenes human rights conventions and



they make clear Australia's responsibilities in relation to international law and asylum seekers. They challenge all Australians who ignore what is happening and suggest they speak out against those who are denying Australia's protection to people fleeing war zones, torture and persecution. These forceful views are brought into sharp focus by heart rending first hand accounts by several courageous asylum seekers who share their experiences. Educators and students of legal studies, geography, global politics and society and culture will find factual answers to many of the questions raised by myths put forward by the government and expressed in the media. International human rights are explained in conjunction with international law. Australia's role as a 'good international citizen' is questioned. The global challenges, the social impact on Australian society and the need for justice and leadership in solving the plight of refugees are all reviewed through the eyes of leading Australians.

Major funders and supporters include: Amnesty International, ChilOut, Just and Fair Asylum OXFAM Community Aid Abroad, the NSW Teachers Federation, the Catholic Education Office, Independent Education Union, NSW Labor Council and many others, including corporate donors and REMO General Store. The study guide is available at <http://www.roninfilms.com.au/related/2391222462-0.pdf>

May 24 screening - Melbourne residents are invited to attend an upcoming screening of this video with introduction by Julian Burnside at the Australian Centre for the Moving Image. Proceeds from this screening will help cover costs of this film and support the work of Show Mercy, a non-profit charitable organization, helping to raise public awareness about the rights and treatment of asylum seekers in Australia.

The study guide is available online at: <http://www.metromagazine.com.au/metro/frm.htm?highlight=2>

VIDEO AVAILABLE FOR SALE with study guide from:
RONIN FILMS: <http://www.roninfilms.com.au/> Email: orders@roninfilms.com.au
Postal orders: PO Box 1005, Civic Square, Canberra ACT 2608, AUSTRALIA
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For further information: www.showmercy.info or smarcy@bigpond.net.au