



The International Olympic Committee has banned transgender women from competing in women's events at the Olympics. What does this mean for transgender people playing sport in QLD?



The new Olympics policy classifies women based on genetic testing, excluding all transgender women and some intersex women.

This policy could go against Australian and international human rights law. It could violate **all women's right to privacy and bodily integrity** as well as discriminating against transgender women and intersex women.



In QLD, it is illegal to discriminate against people due to their **gender identity**. Transgender women are considered women by **self identification**, not their sex characteristics or their sex registered at birth.

Everyone **should have the right to play sport** without being discriminated against.



The Olympics' policy **does not apply** to non-competitive sports. Transgender women and girls **cannot be excluded** from non-competitive sport.

**Some** competitive sporting organisations are **exempt from antidiscrimination law** and can restrict participation to 'males' or 'females', based on sex recorded at birth. Contact LGBTI Legal Service for advice to see if this applies to your level of sport and personal circumstances.



Children **under 12 years old** must be allowed to play on the sport team of any gender.

Students must be allowed to play **school sport**, athletics, and PE classes that aligns with their gender identity.



Transgender and nonbinary athletes shouldn't be discriminated against while they are playing non competitive sport. They should:

- be allowed to wear gendered uniforms of their choice
- have access to appropriate bathrooms and changing rooms
- use their chosen name and pronouns
- not be treated unfairly



In **non-competitive sport** it is illegal to discriminate against someone **based on the belief** that they are transgender, or by association.

This includes things like:

- attempting to prevent someone from playing sport by suggesting they are transgender
- forcing someone to “prove” their gender through physical examination
- excluding or treating a team unfairly because one player is transgender



Public statements about transgender athletes that encourage hate and ridicule may be **vilification**. This includes things like:

- publicly degrading transgender athletes and calling for them to be banned from playing
- publicly outing transgender women, misgendering them, and calling them dangerous



Claims that transgender women have an unfair advantage in sport, or are a safety risk, are wrong and not based on evidence. Community and children's sporting are usually kept fair by placing athletes with peers of a similar skill level.



If you think you may have experienced discrimination in sport, or would like to know how this policy will affect you, please contact the LGBTI Legal Service for **free legal advice**