**Refusing To Allow Entry or a Service to a
Medically Exempt Person**

***Are you aware of the risks of discriminating against people with lawful medical exemptions from wearing masks?***

 **Please note:**

If you refuse entry or a service to anyone not wearing a mask who have a lawful medical exemption, this will put you in breach of both the **Chief Health Officer’s Covid Directions** and the **Commonwealth Disability Discrimination Act 1992.** There are hefty lawsuits for this at a time when most businesses are financially struggling.

Businesses, organisations and public authorities and officers are obliged to make themselves familiar with these medical exemptions as follows:

1. **People with a medical condition do not have to wear a mask.**
2. **A medical certificate is not required.**
3. **Medically exempt employees cannot be forced to wear a mask.**
4. **Business owners are not responsible** for people who cannot wear masks.
5. **Medically exempt conditions** are wide and varied.
6. **They are not required to tell you** or disclose their personal medical information to anyone.
	1. *Ref: Privacy Act 1988* <http://www5.austlii.edu.au/au/legis/cth/consol_act/pa1988108/>
	2. *The Disability Discrimination Act 1992*<https://www.legislation.gov.au/Details/C2018C00125>
7. Signs such as **‘No Mask, No Entry’** are in breach of Section 6 & 24 of the Commonwealth Discrimination Act 1992 (and other laws) and should be removed from the premises unless they state ‘EXCEPT THOSE WITH LAWFUL MEDICAL CONDITIONS’ or similar disclaimer.
	1. *Disability Discrimination Act – Section 6* <http://www5.austlii.edu.au/au/legis/cth/consol_act/dda1992264/s6.html>
	2. *Disability Discrimination Act 1992 – Section 24* <http://www5.austlii.edu.au/au/legis/cth/consol_act/dda1992264/s24.html>
8. Harassment, intimidation, coercion, deceit, aggressiveness, or bullying **are not lawful means of imposing your personal beliefs or opinions about masks upon others.**
9. **Many people are medically exempt from wearing masks including most senior citizens**, even though they may not be currently aware of their exemption.