Extract from Hansard

[COUNCIL — Tuesday, 19 March 2024] p967b-967b Hon Ben Dawkins; Hon Pierre Yang

BIRTH CERTIFICATES

183. Hon BEN DAWKINS to the parliamentary secretary representing the Minister for Health:

I refer to the concept of biological sex in medicine and on birth certificates.

- (1) Noting that even after transition surgery, a blood test will show that a biological male is a male from the chromosomes present, can the minister tell us if it is possible for a biological male to become a biological female?
- (2) Given that a birth certificate is a historical record of birth, can the government confirm whether the re-issue of a birth certificate with the altered sex at birth will not be introduced in this or the next Parliament?

The PRESIDENT: Honourable member, I just want to seek some advice about the first part of the question. I will give the call to the Parliamentary Secretary to the Minister for Health and I am sure that the minister will attempt to answer the first part of the question.

Hon PIERRE YANG replied:

The following answer has been provided by the minister.

- (1) This question is out of order under standing order 105(1)(b).
- (2) This question should be referred to the Attorney General.

The PRESIDENT: While I am not ruling that question out of order, I do accept that the minister has answered the question.