



FEDERAL COURT OF AUSTRALIA
REGISTRY: NEW SOUTH WALES
DIVISION: GENERAL

NSD1503/2024

BETWEEN

PETER WERTHEIM AM and ROBERT GOOT AO SC
Applicants

AND

WISSAM HADDAD and AL MADINA DAWAH CENTRE
Respondents

RESPONDENTS' SUBMISSIONS ON RELIEF

1. On 1 July 2025, the Court found that the First Respondent, William Haddad contravened section 18C of the Racial Discrimination Act 1975 (Cth) by delivering each of the three following three lectures:
 - a) The Jews of Al Madina Part 1 (3 November 2023);
 - b) The Jews of Al Madina Part 2 (10 November 2023);
 - c) The Jews of Al Madina Banu Quraytha Part 3 (17 November 2023).
2. On 1 July 2025, the Court found that the Second Respondent, The Al Madina Dawah Centre Inc contravened section 18C of the Racial Discrimination Act 1975 (Cth) by publishing on the social medial platform Rumble, each of the three lectures delivered by the First Respondent in November 2023, and publishing on Facebook one of those lectures.

Court Orders

3. The Court ordered, amongst other things;
 - a) for each of the Respondents to remove *The Jews of Al Madina Parts 1, 2 and 3*, or any excerpt part thereof from any internet page or other publication in the control of the Respondent; and
 - b) that each of the respondents take all reasonable steps to bring the Orders made in this proceeding to the attention of the publisher and to request that the speeches be removed.

4. Prior to the commencement of the Federal Court Proceedings, and upon notification of the Initial Complaint from the Australian Human Rights Commission on or around March 2024, the First Respondent, to the extent that it reasonably could, took steps to have the second Respondent remove *The Jews of Al Madina Parts 1, 2 and 3* from it's Rumble page and any hyperlinks on the Second Respondent's Facebook page.
5. *The Jews of Al Madina Parts 1, 2 and 3* had been taken down from the Rumble page well before the commencement of these proceedings. The first Respondent had omitted to take down the *The Jews of Al Madina Parts 1, 2 and 3* from his SoundCloud account. During the proceedings when it was discovered that the audio to these lectures were still uploaded to SoundCloud, the Respondents arranged for the lectures to be removed from SoundCloud immediately and these audios are no longer on SoundCloud.
6. The Respondent has complied with the Court's orders made on 1 July 2025 and will continue to comply with these Orders.

Corrective Notices

7. The Respondent accepts that the Court has determined that the publishing of corrective notices in this case on the Respondent's social media accounts for a period of thirty (30) days is a form of redress [273 and 275] J. The Applicants seek that the Respondents publish the Corrective Notices contained at **Annexure A** of their submissions. The only outstanding issue is the form of the Corrective Notice and how they are to be published on the Respondent's social media accounts.
8. The Respondent agrees with the form and the substance of the Corrective Notices and agrees to publish and upload them to Facebook, Instagram, Rumble and Soundcloud notwithstanding the fact that the lectures that are the subject of these proceedings were never uploaded in full on Instagram and Facebook.

Issue in dispute – Facebook and Instagram – Features & Pinning

9. The 'featuring' tool on Facebook and the 'pinning' tool on Instagram are promotional mechanisms of these social media platforms. The Applicants not only seek for the Corrective Notices to be uploaded and published to Facebook and Instagram but further seek that the Respondent 'Pin' and 'Feature' the Corrective Notices on these sites. These tools are often used by entrepreneurs and individuals who sell products and offer services; for example, professional make up artists and hair stylists. To have the Respondent go beyond just publishing and uploading these Corrective

Notices, would go beyond the redress the Court has deemed appropriate as this compels the Respondent to essentially 'advertise' and 'promote' these Corrective Notices. The Respondent contends that featuring and pinning these Corrective Notices to Instagram and Facebook would go beyond adequate redress, is not proportionate and is overbearing. This is particularly so in circumstances where the lectures in the first instance were never directly uploaded to Facebook nor Instagram.

10. The Respondent otherwise agrees to pin, highlight and/or feature the corrective notices in their current form on Soundcloud and on Rumble on the basis that Rumble was the most accessible/primary site in which the lectures were uploaded. The Respondent otherwise agrees to use his subscription on Soundcloud and highlight the Corrective Notices on Soundcloud as sought by the Applicants. The Respondent also seeks to address his inadvertent omission in failing to take down the Soundcloud audio recordings in March 2024.
11. The Respondent is open and willing to publish the Corrective Notices on ALL social media platforms in the current form with the current content proposed by the Applicants however, does not agree to go beyond publishing the Corrective Notice and 'pin' or 'feature' the Corrective Notices on Instagram and Facebook.
12. Publishing the detailed Corrective Notices in their current form (an extensive introductory paragraph and a thumbnail) tailored to each social media platform, including Platforms of which the lectures were never directly uploaded to, without the additional 'features' and 'pinning' on Facebook and Instagram, is sufficient addressing the need for public vindication: *Eatlock v Bolt (No 2)* FCA.

Dated: 15 July 2025



Isabella Jabbour

Solicitor

Macquarie Law Group

NOTICE OF FILING

Details of Filing

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A handwritten signature in blue ink that reads "Sia Lagos".

Registrar

Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.