Contents

-	eontributors ledgments	vii ix
1	Creating and conserving constitutional space Paul T. Babie, Neville G. Rochow QC and Brett G. Scharffs	1
PART I	THE CONCEPT OF CONSTITUTIONAL SPACE AND FREEDOM OF RELIGION OR BELIEF	
2	Religious freedom as an element of the human rights framework Carolyn Evans and Cate Read	20
3	The problem and the promise of religious liberty <i>Joel Harrison</i>	40
4	'A la carte' spirituality and the future of freedom of religion Jeremy Patrick	58
5	Towards a constitutional definition of religion: challenges and prospects Alex Deagon	92
6	Freedom of religion without a bill of rights: Australia's peculiar approach to tackling freedom of religion and other human rights issues Renae Barker	109
7	The effect of s 116 of the <i>Australian Constitution</i> on the implied freedom of political communication <i>Joshua Forrester</i>	131
8	Conceptualising reasonable accommodation Brett G. Scharffs	164

9	Protection of religious freedom under Australia's amended marriage law: constitutional and other issues <i>Neil Foster</i>	184
10	Identifying faith-based entities for the purposes of antidiscrimination law Mark Fowler	207
PART I	I COMPARATIVE PERSPECTIVES	
11	Reconciling democracy and human rights: implementing the expressive freedoms of the International Covenant on Civil and Political Rights in Australian law <i>Paul M. Taylor</i>	232
12	It works better if it is not too secularised: the Croatian constitutional model for regulating state—church relations <i>Vanja-Ivan Savić</i>	260
13	Locating freedom of religion within the qualified rights of the European Convention on Human Rights and in the jurisprudence of Strasbourg Mark Hill QC	283
14	The Iraqi constitutional failure to protect the right to freedom of religion or belief <i>Ewelina U. Ochab</i>	298
15	An assessment of the constitutional space for secularity and equality in India <i>Arvind P. Bhanu</i>	319
16	The development trend concerning administration of religion and religious affairs in China <i>Ping Xiong</i>	339
17	Apostasy and freedom of religion in Malaysia Joshua Neoh	363
Index		387