

C O N F I D E N T I A L

FM PSPAN WNAPO445 12SEP91

TO EXTOTT ADA

REF YOURTEL ADA0062 04MAR

ADJUTANT
SUITE A DONNER

---ASSIGNMENT OF HOMOSEXUAL EMPLOYEES

REGRET DELAY IN REPLYING TO REFTEL.

2.FLWG ARE ANSWERS TO QUESTIONS POSED:

A)HOMOSEXUALITY PER SE IS NOT/NOT EXPRESSLY AN OFFENCE IN TANDT.
HOWEVER,BUGGERY,EITHER BY A MALE PERSON WITH A MALE PERSON OR BY
A MALE PERSON WITH A FEMALE PERSON,IS A CRIMINAL OFFENCE UNDER THE
1986 SEXUAL OFFENCES ACT.IF COMMITTED BY AN ADULT ON A MINOR,
PENALTY IS LIFE IMPRISONMENT.IF COMMITTED BY AN ADULT ON ANOTHER
ADULT,PENALTY IS TEN YRS IMPRISONMENT.ALSO AN OFFENCE IS AN ACT OF
QUOTE SERIOUS INDECENCY UNQUOTE,DEFINED AS AN ACT QUOTE OTHER THAN
SEXUAL INTERCOURSE(WHETHER NATURAL OR UNNATURAL)BY A PERSON
INVOLVING THE USE OF THE GENITAL ORGAN FOR PURPOSE OF AROUSING
OR GRATIFYING SEXUAL DESIRE UNQUOTE.CHARGE OF SERIOUS INDECENCY
APPLIES TO SUCH BEHAVIOUR AS OCCURRING BETWEEN TWO FEMALE OR TWO
MALE PERSONS,ALTHOUGH NOT/NOT TO AN ACT COMMITTED IN PRIVATE BETWEEN
HUSBAND AND WIFE OR BETWEEN A MALE AND A FEMALE PERSON OVER AGE OF
SIXTEEN.

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[REDACTED]

B) IT COULD. TANDT IS IN MANY WAYS A VERY CONSERVATIVE SOCIETY AND THERE IS A GOOD DEAL OF OPEN PREJUDICE AGAINST HOMOSEXUALS WHO ARE STILL WIDELY VIEWED AS HAVING BEEN CAUSE AND CARRIERS OF AIDS AND WHOSE SEXUAL PREFERENCES ARE OFTEN VIEWED AS A SIN AND/OR A PERVERSION. HOMOSEXUAL/BISEXUAL COMMUNITY THEREFORE IS GENERALLY EXTREMELY DISCREET.

C) THEY COULD. LEGAL CONSTRAINTS ARE NOTED IN (A). AS NOTED IN (B), HOMOSEXUALITY IS NOT/NOT GENERALLY CONSIDERED ACCEPTABLE CHOICE OF LIFESTYLE AND HOMOSEXUALS ARE THEREFORE NOT/NOT OPEN NOR OBVIOUS ABOUT THEIR ACTIVITIES NOR THEIR RELATIONSHIPS. IN THEORY, DISCRIMINATION OF ANY SORT IS AGAINST THE LAW IN TANDT. IN PRACTICE, HOWEVER, DISCRIMINATORY ATTITUDES WOULD PROBABLY MAKE LIKE DIFFICULT FOR A HOMOSEXUAL OR SUSPECTED HOMOSEXUAL.

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