



Equality Act 2006

CHAPTER 3

EQUALITY ACT 2006

PART 1

THE COMMISSION FOR EQUALITY AND HUMAN RIGHTS

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- 5 Strategic plan: consultation
- 6 Disclosure
- 7 Scotland: human rights

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- 9 Human rights
- 10 Groups
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- 12 Monitoring progress

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- 15 Codes of practice: supplemental
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- 17 Grants
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19 Groups

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- 23 Agreements
- 24 Applications to court
- 25 Application to restrain unlawful advertising, pressure, &c.
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- 36 Dissolution
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- 42 Transitional: functions of the dissolved Commissions
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- 45 Discrimination

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- 46 Goods, facilities and services
- 47 Premises
- 48 Section 47: exceptions
- 49 Educational establishments
- 50 Section 49: exceptions
- 51 Local education authorities and education authorities
- 52 Public authorities: general

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- 53 Discriminatory practices
- 54 Discriminatory advertisements
- 55 Instructing or causing discrimination

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- 56 Statutory requirements
- 57 Organisations relating to religion or belief
- 58 Charities relating to religion or belief
- 59 Faith schools, &c.
- 60 Membership requirement
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- 62 Care within family
- 63 National security
- 64 Amendment of exceptions

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- 66 Claim of unlawful action
- 67 Immigration
- 68 Remedies
- 69 Timing
- 70 Information
- 71 National security
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- 73 Aiding unlawful acts
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- 75 Police, &c.
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PART 3

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- 81 Regulations
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- 84 General duty to promote equality, &c.
- 85 Specific duties
- 86 Codes of practice

Status: This is the original version (as it was originally enacted).

87 National security

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88 General duty: exceptions

89 National security

Race discrimination

90 National security

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93 Commencement

94 Extent

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SCHEDULES

SCHEDULE 1 — The Commission: Constitution, &c.

Part 1 — CONSTITUTION

1 Membership

2 (1) In appointing Commissioners the Secretary of State shall—

3 Tenure

4 Chairman

Part 2 — PROCEEDINGS

5 Procedure

6 (1) The Commission shall determine a quorum for its meetings...

7 Staff

8 At the end of section 3(2) of the Employers' Liability...

9 Investigating Commissioners

10 Delegation

11 Committees

12 (1) The Commission may establish one or more committees to...

13 A member of a committee shall hold and vacate office...

14 The Commission— (a) may, to any extent, regulate the proceedings...

15 (1) The Commission may delegate a function to a decision-making...

16 Scotland Committee

17 The Commission shall appoint as the Chairman of the Scotland...

18 The Commission shall appoint each member of the Scotland
Committee...

19 The Scotland Committee shall advise the Commission about the
exercise...

20 Before exercising a function in a manner which in the...

21 (1) The power under section 13— (a) shall be treated...

22 (1) The power under section 11(2)(c)— (a) shall be treated...

23 In allocating its resources the Commission shall ensure that the...

24 Wales Committee

25 The Commission shall appoint as the Chairman of the Wales...

26 The Commission shall appoint each member of the Wales Committee...

- 27 The Wales Committee shall advise the Commission about the exercise...
- 28 Before exercising a function in a manner which in the...
- 29 (1) The power under section 13— (a) shall be treated...
- 30 (1) The power under section 11(2)(c)— (a) shall be treated...
- 31 In allocating its resources the Commission shall ensure that the...
- 32 Annual report
- 33 Savings
- 34 The validity of proceedings of a committee of the Commission...
- Part 3 — MONEY
- 35 Remuneration, &c.
- 36 (1) The Commission may pay sums to or in respect...
- 37 (1) The Commission may, with the approval of the Secretary...
- 38 Funding by Secretary of State
- 39 Charging
- 40 Accounts
- 41 Financial year
- Part 4 — STATUS, &C.
- 42 Status
- 43 Supervision
- 44 Disqualifications
- 45 (1) In Part II of Schedule 1 to the Northern...
- 46 A Commissioner or Investigating Commissioner, and a member of a...
- 47 Records
- 48 Freedom of information
- Part 5 — DISABILITY COMMITTEE
- 49 Establishment
- 50 Membership
- 51 The appointment of each member of the Disability Committee shall...
- 52 Functions
- 53 Before exercising a power or fulfilling a duty wholly or...
- 54 The Disability Committee shall advise the Commission about the exercise...
- 55 Resources
- 56 Report
- 57 5-year review
- 58 The following may not participate in the review (although those...
- 59 The Commission shall ensure— (a) that those conducting the review...
- 60 As soon as is reasonably practicable after receiving a report...
- 61 As soon as is reasonably practicable after receiving a recommendation...
- 62 An order under paragraph 61 may include provision about—
- 63 The dissolution of the Disability Committee is without prejudice to...
- 64 The Disability Committee may not be dissolved under paragraph 14(c)....

SCHEDULE 2 — Inquiries, Investigations and Assessments

- 1 Introduction
- 2 Terms of reference
- 3 Before conducting an investigation the Commission shall—
- 4 Before conducting an assessment of a person's compliance with a...
- 5 Paragraphs 2 to 4 shall apply in relation to revised...
- 6 Representations
- 7 Arrangements under paragraph 6 may (but need not) include arrangements...

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- 8 (1) The Commission shall consider representations made in relation to...
- 9 Evidence
- 10 (1) A notice given to a person under paragraph 9...
- 11 The recipient of a notice under paragraph 9 may apply...
- 12 (1) Sub-paragraph (2) applies where the Commission thinks that a...
- 13 (1) A person commits an offence if without reasonable excuse...
- 14 (1) Where a person is given a notice under paragraph...
- 15 Reports
- 16 Recommendations
- 17 Effect of report
- 18 A person to whom a recommendation in the report of...
- 19 Courts and tribunals
- 20 Intelligence services

SCHEDULE 3 — Amendments Consequential on Part 1

- 1 Public Records Act 1958 (c. 51)
- 2 Parliamentary Commissioner Act 1967 (c. 13)
- 3 Superannuation Act 1972 (c. 11)
- 4 House of Commons Disqualification Act 1975 (c. 24)
- 5 Northern Ireland Assembly Disqualification Act 1975 (c. 25)
- 6 Sex Discrimination Act 1975 (c. 65)
- 7 In section 37(3) (discriminatory practices) for “sections 67 to 71...
- 8 At the end of section 38 (discriminatory advertisements) add—
- 9 At the end of section 39 (instructions to discriminate (which...
- 10 At the end of section 40 (pressure to discriminate) add—...
- 11 Part VI (the Equal Opportunities Commission) shall cease to have...
- 12 Sections 67 to 73 (enforcement) shall cease to have effect....
- 13 Section 75 (assistance by Equal Opportunities Commission) shall cease to...
- 14 (1) Section 76 (timing of proceedings) shall be amended as...
- 15 Section 76D (public authorities: enforcement) (inserted by section 85 of...
- 16 Section 76E (codes of practice) (inserted by section 86 of...
- 17 In section 81 (orders)— (a) in subsection (1) omit the...
- 18 In section 82 (interpretation)— (a) in subsection (1)—
- 19 In Schedule 2 (education admissions: transitional exemption)—
- 20 Schedule 3 (Equal Opportunities Commission) shall cease to have effect....
- 21 Race Relations Act 1976 (c. 74)
- 22 In section 28(3) (discriminatory practices), for “sections 58 to 62”...
- 23 At the end of section 29 (discriminatory advertisements) add—
- 24 At the end of section 30 (instructions to discriminate, &c....
- 25 At the end of section 31 (pressure to discriminate, &c.)...
- 26 Part VII (Commission for Racial Equality) shall cease to have...
- 27 Sections 58 to 64 (enforcement) shall cease to have effect....
- 28 Section 66 (assistance by Commission for Racial Equality) shall cease...
- 29 (1) Section 68 (timing of proceedings) shall be amended as...
- 30 Section 71C (codes of practice) shall cease to have effect....
- 31 Sections 71D and 71E (general public authority duty: compliance notice)...
- 32 In section 74 (orders and regulations)— (a) in subsection (1)...
- 33 In section 78 (interpretation)— (a) in subsection (1)—
- 34 Schedule 1 (Commission for Racial Equality) shall cease to have...

- 35 In Part II of Schedule 1A (general statutory duty)—
- 36 Estate Agents Act 1979 (c. 38)
- 37 In section 9(6) (provision of information to Office of Fair...
- 38 (1) Schedule 1 shall be amended as follows.
- 39 Legal Aid (Scotland) Act 1986 (c. 47)
- 40 Employment Act 1989 (c. 38)
- 41 Disability Discrimination Act 1995 (c. 50)
- 42 At the end of section 16B (discriminatory advertisements) add—
- 43 At the end of section 16C (instructions and pressure to...
- 44 Section 17B (proceedings by Disability Rights Commission) shall cease
to...
- 45 Section 28 (conciliation services) shall cease to have effect.
- 46 In sections 28C(4) and 28T(2) (non-discrimination in education) for
“section...
- 47 Section 31B (conciliation services) shall cease to have effect.
- 48 In section 49D(5) for “Disability Rights Commission” substitute
“Commission for...
- 49 Sections 49E and 49F (public authorities: enforcement) shall cease to...
- 50 Section 49H (let property: conciliation of disputes) shall cease to...
- 51 Section 49I (conciliation of disputes: rented housing in Scotland) shall...
- 52 Section 53A (codes of practice) shall cease to have effect....
- 53 In section 67(5)(b) (regulations and orders) omit the words “53A(6)
(a)”....
- 54 In section 68(1) (interpretation), in the definition of “regulations” omit...
- 55 In section 70(5A) for “7B, 49G, 49H and 53A(1D) and...
- 56 (1) For paragraph 6(2) of Schedule 3 (enforcement) substitute—
- 57 Employment Tribunals Act 1996 (c. 17)
- 58 Asylum and Immigration Act 1996 (c. 49)
- 59 Disability Rights Commission Act 1999 (c. 17)
- 60 Freedom of Information Act 2000 (c. 36)
- 61 Anti-terrorism, Crime and Security Act 2001 (c. 24)
- 62 Housing (Scotland) Act 2001 (asp 10)
- 63 Housing (Scotland) Act 2006 (asp 01)

SCHEDULE 4 — Repeals