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DRAFT STATUTORY INSTRUMENTS

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**1998 No.**

**The Fair Employment and Treatment  
(Northern Ireland) Order 1998**

**PART VI**

**ENFORCEMENT OF PARTS III TO V**

*Enforcement of Part III*

**Complaint to Tribunal**

**38.**—(1) A complaint by any person (“the complainant”) that another person (“the respondent”)

- (a) has committed an act of discrimination against the complainant which is unlawful by virtue of any provision of Part III; or
- (b) by virtue of Article 35 or 36 is to be treated as having committed such an act of discrimination against the complainant,

may be presented to the Tribunal.

(2) The Tribunal shall not consider a complaint relating to an act which is unlawful by virtue of Article 25 if the act is one in respect of which an appeal, or proceedings in the nature of an appeal, may be brought to a court under any statutory provision.