



Disability Discrimination Act 1995

1995 CHAPTER 50

PART III

DISCRIMINATION IN OTHER AREAS

[^{F1}Private clubs etc.

[^{F1}21F Discrimination by private clubs etc.

- [^{F2}(1) This section applies to any association of persons (however described, whether corporate or unincorporate, and whether or not its activities are carried on for profit) if—
- (a) it has twenty-five or more members;
 - (b) admission to membership is regulated by its constitution and is so conducted that the members do not constitute a section of the public within the meaning of section 19(2); and
 - (c) it is not an organisation to which section 13 applies.
- (2) It is unlawful for an association to which this section applies, in the case of a disabled person who is not a member of the association, to discriminate against him—
- (a) in the terms on which it is prepared to admit him to membership; or
 - (b) by refusing or deliberately omitting to accept his application for membership.
- (3) It is unlawful for an association to which this section applies, in the case of a disabled person who is a member, or associate, of the association, to discriminate against him—
- (a) in the way it affords him access to a benefit, facility or service;
 - (b) by refusing or deliberately omitting to afford him access to a benefit, facility or service;
 - (c) in the case of a member—
 - (i) by depriving him of membership, or
 - (ii) by varying the terms on which he is a member;
 - (d) in the case of an associate—

Changes to legislation: There are currently no known outstanding effects for the Disability Discrimination Act 1995, Section 21F. (See end of Document for details)

- (i) by depriving him of his rights as an associate, or
 - (ii) by varying those rights; or
 - (e) in either case, by subjecting him to any other detriment.
- (4) It is unlawful for an association to which this section applies to discriminate against a disabled person—
- (a) in the way it affords him access to a benefit, facility or service,
 - (b) by refusing or deliberately omitting to afford him access to a benefit, facility or service, or
 - (c) by subjecting him to any other detriment,
- in his capacity as a guest of the association.
- (5) It is unlawful for an association to which this section applies to discriminate against a disabled person—
- (a) in the terms on which it is prepared to invite him, or permit a member or associate to invite him, to be a guest of the association;
 - (b) by refusing or deliberately omitting to invite him to be a guest of the association; or
 - (c) by not permitting a member or associate to invite him to be a guest of the association.
- (6) It is unlawful for an association to which this section applies to discriminate against a disabled person in failing in prescribed circumstances to comply with a duty imposed on it under section 21H.
- (7) In the case of an act which constitutes discrimination by virtue of section 55, this section also applies to discrimination against a person who is not disabled.]]

Extent Information

- E1** Following the repeal of this Act for E.W.S. by the Equality Act 2010, this section now extends to N.I. only.

Textual Amendments

- F1** [Ss. 21F-21J](#) and cross-heading inserted (E.W.S.) (30.6.2005 for ss. 21G, 21 H for certain purposes, 10.10.2005 for s. 21F for certain purposes and 5.12.2005 for all provisions insofar as not already in force) by [Disability Discrimination Act 2005 \(c. 13\)](#), [ss. 12, 20\(3\)-\(6\)](#); [S.I. 2005/1676](#), [art. 2\(2\)\(c\)](#); [S.I. 2005/2774](#), arts. {2(a)}, {3(g)} and the same sections and cross-heading inserted (N.I.) (3.7.2006 for ss. 21G and 21 H for certain purposes, 9.11.2007 for s. 21F for certain purposes and 31.12.2007 for all provisions insofar as not already in force) by [The Disability Discrimination \(Northern Ireland\) Order 2006 \(S.I. 2006/312 \(N.I. 1\)\)](#), arts. 1, [13](#); [S.R. 2006/289](#), [art. 2\(2\)\(b\)](#); [S.R. 2007/466](#), [art. 2\(1\)\(2\)\(g\)](#)
- F2** Act repealed (E.W.S.) (1.10.2010 (except for the repeal of ss. 49A-49D) and 5.4.2011 in so far as not already in force) by [Equality Act 2010 \(c. 15\)](#), 216(3), Sch. 27 Pt. 1 (as substituted (1.10.2010) by [S.I. 2010/2279](#), [Sch. 2](#)) (with ss. 6(4), 205, and with amendments and savings in the said [S.I. 2010/2279](#), [art. 16](#)); [S.I. 2010/2317](#), [art. 2\(15\)\(f\)](#) (with arts. 4-25, Schs. 1-16); [S.I. 2011/1066](#), [art. 2\(h\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Disability Discrimination Act 1995, Section 21F.