

SCHEDULES

SCHEDULE 3

FORMAL INVESTIGATIONS AND NON-DISCRIMINATION NOTICES

PART II

NON-DISCRIMINATION NOTICES

Procedure for issuing and appealing against non-discrimination notices

- 8 (1) The Commission shall not issue a non-discrimination notice addressed to any person unless it has complied with the requirements of this paragraph.
- (2) The Commission shall serve on the person concerned a notice—
- (a) informing him that the Commission is considering issuing a non-discrimination notice and of the grounds for doing so,
 - (b) offering him the opportunity to make written and oral representations.
- (3) The Commission shall give the person concerned or his representative the opportunity of making oral and written representations within a period specified in the notice of not less than 28 days.
- (4) The Commission may refuse to receive oral representations made on behalf of the person concerned by a person (not being counsel or a solicitor) to whom the Commission reasonably objects as being unsuitable.
- (5) If the Commission refuses to receive oral representations from a person under subparagraph (4), it shall give reasons in writing for its objection.
- 9 On issuing a non-discrimination notice, the Commission shall serve a copy on the person to whom it is addressed.