



Special Educational Needs and Disability Act 2001

2001 CHAPTER 10

PART 2

DISABILITY DISCRIMINATION IN EDUCATION

CHAPTER 1

SCHOOLS

Duties of responsible bodies

^{F1}11 **Discrimination against disabled pupils and prospective pupils**

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Textual Amendments

F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), [Sch. 2](#) (see [S.I. 2010/2317](#), art. 2)

^{F1}12 **Meaning of “discrimination”**

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Textual Amendments

F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), [Sch. 2](#) (see [S.I. 2010/2317](#), art. 2)

Status: Point in time view as at 01/10/2010.

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F1 13 Disabled pupils not to be substantially disadvantaged

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Textual Amendments
F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F1 14 Accessibility strategies and plans

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Textual Amendments
F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F1 15 Accessibility strategies and plans: procedure

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Textual Amendments
F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F1 16 Residual duty of education authorities

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Textual Amendments
F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

Enforcement

F1 17 Special Educational Needs and Disability Tribunal

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Textual Amendments
F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

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F1 18 Jurisdiction and powers of the Tribunal

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F1 19 Procedure

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F1 20 Admissions

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F1 21 Exclusions

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F1 22 Roles of the Secretary of State and the National Assembly

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F1 23 Enforcement procedure: Scotland

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Textual Amendments

F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F124 Validity and revision of agreements of responsible bodies

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Textual Amendments

F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F125 Interpretation

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Textual Amendments

F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

CHAPTER 2

FURTHER AND HIGHER EDUCATION

Duties of responsible bodies

F126 Discrimination against disabled students and prospective students

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Textual Amendments

F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F127 Meaning of “discrimination”

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Textual Amendments

F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

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F128 Disabled students not to be substantially disadvantaged

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F129 Further education etc. provided by local education authorities and schools

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

Enforcement

F130 Right of redress

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F131 Occupation of premises by educational institutions

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F132 Validity and revision of agreements

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Textual Amendments

- F1** Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

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F1 33 Interpretation

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Textual Amendments
F1 Ss. 11-33 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

34 Removal of certain duties of funding bodies

- (1) In section 65 of the Further and Higher Education Act 1992 (c. 13) (administration of funds by higher education funding councils), omit subsections (4A) and (4B).
- (2) In section 40 of the Further and Higher Education (Scotland) Act 1992 (c. 37), omit subsections (5) and (6).
- (3) Section 528 of the 1996 Act ceases to have effect.
- F2**(4)
- F2**(5)
- F2**(6)
- F2**(7)
- (8) In section 35 of that Act (conditions imposed on financial resources in Wales), omit subsections (4) and (6).

Textual Amendments
F2 S. 34(4)(5)(6)(7) repealed by 2010 c. 15, Sch. 27 Pt. 1 (as substituted (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2**) (see S.I. 2010/2317, art. 2)

CHAPTER 3

MISCELLANEOUS

F3 35 Extension of role of Disability Rights Commission

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Textual Amendments
F3 Ss. 35-37 repealed (1.10.2007) by [Equality Act 2006 \(c. 3\)](#), s. 93(1), **Sch. 4** (with s. 92); S.I. 2007/2603, art. 2(d)

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F³36 Codes of practice

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Textual Amendments

F3 Ss. 35-37 repealed (1.10.2007) by Equality Act 2006 (c. 3), s. 93(1), **Sch. 4** (with s. 92); S.I. 2007/2603, art. 2(d)

Commencement Information

I1 S. 36 wholly in force at 1.9.2002; s. 36 not in force at Royal Assent see s. 43(3); s. 36(1) in force for certain purposes and s. 36(2) in force at 1.7.2002 by S.I. 2002/1721, **art. 3, Sch. Pt. 1**; s. 36 in force so far as not already in force at 1.9.2002 by S.I. 2002/2217, **art. 3, Sch. Pt. 1**

F³37 Conciliation for disputes under Part 4 of the 1995 Act

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Textual Amendments

F3 Ss. 35-37 repealed (1.10.2007) by Equality Act 2006 (c. 3), s. 93(1), **Sch. 4** (with s. 92); S.I. 2007/2603, art. 2(d)

F⁴38 Relationship with other Parts of the 1995 Act

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Textual Amendments

F4 Ss. 38-40 repealed (1.10.2010) by The Equality Act 2010 (Consequential Amendments, Saving and Supplementary Provisions) Order 2010 (S.I. 2010/2279), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F⁴39 Application to the Isles of Scilly

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Textual Amendments

F4 Ss. 38-40 repealed (1.10.2010) by The Equality Act 2010 (Consequential Amendments, Saving and Supplementary Provisions) Order 2010 (S.I. 2010/2279), art. 1(2), **Sch. 2** (see S.I. 2010/2317, art. 2)

F⁴40 Duty of Teacher Training Agency

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Textual Amendments

- F4** Ss. 38-40 repealed (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), art. 1(2), **Sch. 2** (see [S.I. 2010/2317](#), art. 2)

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Changes to legislation:

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