

## **EXPLANATORY NOTES**

### **DISABILITY DISCRIMINATION ACT 2005**

#### **INTRODUCTION**

#### **SUMMARY AND BACKGROUND**

#### **TERRITORIAL EXTENT**

#### **SUMMARY**

**Public authorities**

**Transport**

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**Supplementary**

#### **COMMENTARY ON SECTIONS**

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Section 2: Discrimination by public authorities

**New section 21B: Discrimination by public authorities**

**New section 21C: Exceptions from section 21B(1)**

**New section 21D: Meaning of “discrimination”**

**New section 21D(3) to (5): Justification**

**New section 21E: Making of adjustments by public authorities**

Section 3: Duties of Public Authorities

*These notes refer to the Disability Discrimination Act 2005 (c.13)*

**New section 49A: General Duty**

**New section 49B: Meaning of “public authority” in Part 5A**

**New section 49C: Exceptions from section 49A(1)**

**New section 49D: Power to impose specific duties**

**New section 49E: Compliance notices**

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Section 6: Rail vehicles: application of accessibility regulations

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**New section 47C: Rail vehicle accessibility compliance certificates: fees**

Section 8: Enforcement and penalties

**New section 47D: Penalty for using rail vehicle without accessibility compliance certificate**

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**New section 47F: Penalty for using rail vehicle otherwise than in conformity with accessibility regulations**

**New section 47G: Sections 47E and 47F: inspection of rail vehicles**

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**New section 47J: Penalties under sections 47D to 47H: amount, due date and recovery**

**New section 47K: Penalties under sections 47D to 47H: procedure**

**New section 47L: Penalties under sections 47D to 47H: appeals**

**New section 47M: Sections 46 to 47H: interpretation**

Section 9: Recognition of disabled persons' badges issued outside Great Britain

*These notes refer to the Disability Discrimination Act 2005 (c.13)*

**New section 21A of CSDPA 1970: Recognition of badges issued outside Great Britain**

**New section 21B of CSDPA 1970: Recognised badges treated as badges under section 21 for certain purposes**

**New section 21C of CSDPA 1970: Sections 21A and 21B: regulations and interpretation**

Section 10: Discriminatory advertisements

Section 11: Group insurance

Section 12: Private clubs etc.

Section 13: discrimination in relation to letting of premises

Section 14: Power to modify or end small dwellings exemption

Section 15: General qualifications bodies

Section 16: Improvements to let dwelling houses

Section 17: Generalisation of section 56 of the 1995 Act in relation to Part 3 claims

Section 18: Meaning of “disability”

Section 20: Short title, interpretation, commencement and extent

Schedule 1

**Minor and Consequential Amendments**

**PART 1 AMENDMENTS TO THE DDA 1995**

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## **PART 2**

### **Amendments related to disabled persons' badges**

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*These notes refer to the Disability Discrimination Act 2005 (c.13)*

**PART 3**

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Schedule 2

**COMMENCEMENT**

**HANSARD REFERENCES**