

EXPLANATORY MEMORANDUM TO
**THE DISABILITY DISCRIMINATION CODE OF PRACTICE (GOODS,
FACILITIES, SERVICES AND PREMISES) (REVOCATION) ORDER 2006**

2006 No. 1966

1. This explanatory memorandum has been prepared by the Department for Work and Pensions and is laid before Parliament by Command of Her Majesty.
2. **Description**
 - 2.1 This Order revokes the Disability Discrimination Act 1995 Code of Practice “Rights of Access: Goods, Facilities, Services and Premises” on 4th December 2006. That Code, which came into effect on 27th May 2002, gave practical guidance to providers of goods, facilities, services and premises on their obligations under Part 3 of the Disability Discrimination Act 1995.
3. **Matters of special interest to the Joint Committee on Statutory Instruments**
 - 3.1 None.
4. **Legislative Background**
 - 4.1 The Code is revoked from 4th December 2006 at the request of the Disability Rights Commission, and by separate Order a new Code of Practice is to come into force on the same date. The reason for this is to reflect the coming into force on 4th December 2006 of new rights and duties under the Disability Discrimination Act 1995, as amended by the Disability Discrimination Act 2005 and the Equality Act 2006, and, in Scotland, of new rights under the Housing (Scotland) Act 2006.
5. **Extent**
 - 5.1 This instrument extends to Great Britain.
6. **European Convention on Human Rights**

As the instrument is subject to the negative resolution procedure and does not amend primary legislation, no statement is required.
7. **Policy background**
 - 7.1 Following revocation of the existing code of practice by virtue of this Order, the new Code of Practice which will replace it takes account of new duties on public authorities, private clubs and landlords and managers of let premises introduced into Part 3 of the Disability Discrimination Act 1995 by the Disability Discrimination Act 2005, and of new and existing provisions concerning tenants’ alterations to let premises set out in the Landlord and

Tenant Act 1927, the Housing Acts 1980 and 1985 and section 49G of the Disability Discrimination Act 1995 as amended, and in Scotland, in the Housing (Scotland) Acts 2001 and 2006. The revised Code is therefore a consolidation and expansion of the existing Code.

- 7.2 The revised Code was laid in draft before both Houses of Parliament for a period of 40 days on 8th June 2006 and was accompanied by a summary of consultation responses prepared by the Disability Rights Commission . The period of 40 days elapsed without either House resolving not to approve the draft.

8. Impact

- 8.1 A Regulatory Impact Assessment has not been prepared for this instrument as it has no impact on the costs of business, charities or voluntary bodies.
- 8.2 The impact of this instrument on the public sector is nil.

9. Contact

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