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**Changes to legislation:** Equality Act 2010, Cross Heading: Exceptions that are specific to section 149(2) is up to date with all changes known to be in force on or before 21 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## SCHEDULES

### SCHEDULE 18 **E+W+S**

#### PUBLIC SECTOR EQUALITY DUTY: EXCEPTIONS

##### *Exceptions that are specific to section 149(2)*

- 4 (1) Section 149(2) (application of section 149(1) to persons who are not public authorities but by whom public functions are exercisable) does not apply to—
- (a) a person listed in sub-paragraph (2);
  - (b) the exercise of a function listed in sub-paragraph (3).
- (2) Those persons are—
- (a) the House of Commons;
  - (b) the House of Lords;
  - (c) the Scottish Parliament;
  - (d) the National Assembly for Wales;
  - (e) the General Synod of the Church of England;
  - (f) the Security Service;
  - (g) the Secret Intelligence Service;
  - (h) the Government Communications Headquarters;
  - (i) a part of the armed forces which is, in accordance with a requirement of the Secretary of State, assisting the Government Communications Headquarters.
- (3) Those functions are—
- (a) a function in connection with proceedings in the House of Commons or the House of Lords;
  - (b) a function in connection with proceedings in the Scottish Parliament (other than a function of the Scottish Parliamentary Corporate Body);
  - (c) a function in connection with proceedings in the National Assembly for Wales (other than a function of the Assembly Commission).

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 40A inserted by [2023 c. 51 s. 1](#)
- s. 120(9) inserted by [2023 c. 51 s. 2\(b\)](#)
- s. 124A inserted by [2023 c. 51 s. 3](#)