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STATUTORY INSTRUMENTS

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**2007 No. 1263**

**The Equality Act (Sexual Orientation) Regulations 2007**

**Interpretation**

2.—(1) References in these Regulations to discrimination are to any discrimination falling within regulation 3 (discrimination on grounds of sexual orientation) and related expressions shall be construed accordingly.

(2) In these Regulations—

“the Commission” means the Commission for Equality and Human Rights,

“criminal investigation” means an investigation into the commission of an alleged offence, and a decision whether to institute criminal proceedings,

“enactment” includes an enactment in or under an Act of the Scottish Parliament,

“fostering agency” means a fostering agency within the meaning of section 4(4) of the Care Standards Act 2000<sup>(1)</sup> and a person providing a fostering service within the meaning of section 2(14)(b) of the Regulation of Care (Scotland) Act 2001<sup>(2)</sup>,

“the 2006 Act” means the Equality Act 2006,

“voluntary adoption agency” means an adoption society within the meaning of the Adoption and Children Act 2002<sup>(3)</sup> which is a voluntary organisation within the meaning of that Act, and a person, providing an adoption service within the meaning of section 2(11)(b) of the Regulation of Care (Scotland) Act 2001<sup>(4)</sup>.

(3) In these Regulations—

(a) a reference to act or action includes a reference to deliberate omission,

(b) a reference to refusal includes a reference to deliberate omission, and

(c) a reference to providing a service, facility or benefit of any kind includes a reference to facilitating access to the service, facility or benefit.

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(1) 2000 c. 14.

(2) 2001 asp 8.

(3) 2002 c. 38.

(4) To be substituted by section 7 of the Adoption and Children Act (Scotland) 2007 (asp 4) from a date to be appointed.