

**Changes to legislation:** The Special Educational Needs and Disability (Northern Ireland) Order 2005, Cross Heading: Restriction on proceedings for breach of Chapter II of Part III is up to date with all changes known to be in force on or before 03 October 2022. 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

## SCHEDULES

### SCHEDULE 2

#### ENFORCEMENT AND PROCEDURE

### PART II

#### DISCRIMINATION IN FURTHER AND HIGHER EDUCATION INSTITUTIONS

##### *Restriction on proceedings for breach of Chapter II of Part III*

**4.—**(1) Except as provided by [<sup>F1</sup>Chapter II of Part III] , no civil or criminal proceedings may be brought against any person in respect of an act merely because the act is unlawful under [<sup>F2</sup>that Chapter] of this Order.

(2) Sub-paragraph (1) does not prevent the making of an application for judicial review.

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|-----------|--|
| <b>F1</b> | Words in <a href="#">Sch. 2 Pt. 2 para. 4(1)</a> substituted (10.8.2006 for certain purposes and 1.9.2006 otherwise) by <a href="#">Special Educational Needs and Disability (Northern Ireland) Order 2005 (Amendment) (Further and Higher Education) Regulations (Northern Ireland) 2006 (S.R. 2006/332)</a> , regs. 1, <b>15(2)(a)</b> |
| <b>F2</b> | Words in <a href="#">Sch. 2 Pt. 2 para. 4(1)</a> substituted (10.8.2006 for certain purposes and 1.9.2006 otherwise) by <a href="#">Special Educational Needs and Disability (Northern Ireland) Order 2005 (Amendment) (Further and Higher Education) Regulations (Northern Ireland) 2006 (S.R. 2006/332)</a> , regs. 1, <b>15(2)(b)</b> |

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

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

- art. 22(1)(i)-(ii) substituted for words by [2016 c. 8 \(N.I.\) s. 12\(1\)](#)