

STATUTORY RULES OF NORTHERN IRELAND

2006 No. 439

**The Equality Act (Sexual Orientation)
Regulations (Northern Ireland) 2006**

Bodies in charge of education establishments

9.—(1) It is unlawful, in relation to an educational establishment falling within column 1 of the following table, for a person indicated in relation to the establishment in column 2 (the “responsible body”) to discriminate against a person —

- (a) in the terms on which it offers to admit him to the establishment as a pupil; or
- (b) by refusing or deliberately omitting to accept an application for his admission to the establishment as a pupil; or
- (c) where he is a pupil of the establishment —
 - (i) in the way that it affords him access to any benefits or by refusing or deliberately omitting to afford him access to them; or
 - (ii) by excluding him from the establishment or subjecting him to any other detriment.

Establishment	Responsible Body
1. Educational establishment which is grant aided.	Education and library board or managers or governing body according to which of them has the function in question.
2. Independent school.	Proprietor.
3. University.	Governing Body.
4. An establishment providing further education in respect of which grants are paid under Regulation 5(1)(b) of the Further Education (Northern Ireland) Order 1997.(1)	Governing Body.
5. A college of education — maintained in pursuance of arrangements made by the Department of Education under Regulation 66(1) of the Education and Libraries (Northern Ireland) Order 1986; in respect of which grants are paid by the Department of Education under Regulation 66(2) or (3) of that order.	(a) the Department of Education; (b) the Managers.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(2) It is unlawful for a responsible body, in relation to an establishment falling within column 1 of the table in paragraph (1), to subject to harassment —

- (a) a person who applies for admission to the establishment as a pupil; or
- (b) a pupil at the establishment.

(3) Subject to paragraph (4), words and expressions used in this regulation, regulation 10 or regulation 11 to which a meaning is assigned by Article 2(2) of the Education and Libraries (Northern Ireland) Order 1986 have the same meaning as in the 1986 Order.

(4) In this regulation “pupil” includes any person who receives an education at an establishment to which this regulation applies.