

Status: Point in time view as at 01/09/2007.

Changes to legislation: There are currently no known outstanding effects for the Disability Discrimination Act 1995, Cross Heading: Reference to court. (See end of Document for details)

SCHEDULES

SCHEDULE 4

PREMISES OCCUPIED UNDER LEASES

Extent Information

- E1** In its application to Northern Ireland, this Schedule has effect subject to the modifications set out in Sch. 8; see s. 70(6)

[^{F1}PART 4

OCCUPATION BY GENERAL QUALIFICATIONS BODIES

Textual Amendments

- F1** Sch. 4 Pt. 4 inserted (E.W.S.) (1.9.2007) by The Disability Discrimination Act 1995 (Amendment etc.) (General Qualifications Bodies) (Alteration of Premises and Enforcement) Regulations (S.I. 2007/2405), regs. 1(2), 6(3) (with regs. 8-13)

Reference to court]

- 16 (1) If the general qualifications body has applied in writing to the lessor for consent to the alteration and—
- that consent has been refused, or
 - the lessor has made his consent subject to one or more conditions,
- that general qualifications body or a disabled person who has an interest in the proposed alteration to the premises being made may refer the matter to a county court or, in Scotland, to the sheriff.
- (2) On such a reference the court must determine whether the refusal was unreasonable or (as the case may be) whether the condition is, or any of the conditions are, unreasonable.
- (3) If the court determines—
- that the refusal was unreasonable, or
 - that the condition is, or any of the conditions are, unreasonable,
- it may make such declaration as it considers appropriate or an order authorising the general qualifications body to make the alteration specified in the order.
- (4) An order under sub-paragraph (3) may require the general qualifications body to comply with conditions specified in the order.

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