



Equality Act 2006

2006 CHAPTER 3

PART 3

DISCRIMINATION ON GROUNDS OF SEXUAL ORIENTATION

81 Regulations

- (1) The [^{F1}Secretary of State] may by regulations make provision about discrimination or harassment on grounds of sexual orientation.
- (2) In subsection (1) “sexual orientation” has the meaning given by section 35.
- (3) The regulations may, in particular—
 - (a) make provision of a kind similar to Part 2 of this Act;
 - (b) define discrimination;
 - (c) define harassment;
 - (d) make provision for enforcement (which may, in particular, include provision—
 - (i) creating a criminal offence of a kind similar to, and with the same maximum penalties as, an offence created by an enactment relating to discrimination or equality;
 - (ii) about validity and revision of contracts;
 - (iii) about discriminatory advertisements;
 - (iv) about instructing or causing discrimination or harassment);
 - (e) provide for exceptions (whether or not of a kind similar to those provided for by Part 2 of this Act or any other enactment relating to discrimination or equality);
 - (f) make provision which applies generally or only in specified cases or circumstances;
 - (g) make different provision for different cases or circumstances;
 - (h) include incidental or consequential provision (which may include provision amending an enactment);
 - (i) include transitional provision.

Status: Point in time view as at 18/08/2010. This version of this provision has been superseded.

Changes to legislation: Equality Act 2006, Section 81 is up to date with all changes known to be in force on or before 06 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)

- (4) The regulations—
 - (a) shall be made by statutory instrument, and
 - (b) may not be made unless a draft has been laid before and approved by resolution of each House of Parliament.
- (5) In subsection (3)(h) “enactment” includes an enactment in or under an Act of the Scottish Parliament.

^{F2}[^{F3}(6)]

Textual Amendments

- F1** Words in s. 81(1) substituted (18.8.2010) by [Transfer of Functions \(Equality\) Order 2010 \(S.I. 2010/1839\)](#), art. 1(2), [Sch. para. 7\(2\)\(n\)](#)
- F2** S. 81(6) omitted (18.8.2010) by virtue of [Transfer of Functions \(Equality\) Order 2010 \(S.I. 2010/1839\)](#), art. 1(2), [Sch. para. 7\(5\)](#)
- F3** S. 81(6) inserted (12.10.2007) by [The Transfer of Functions \(Equality\) Order 2007 \(S.I. 2007/2914\)](#), art. 8, [Sch. para. 15\(3\)](#)

Status:

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