

SCHEDULE 1

Amendments to Schedule 26 to the Act

6. Insert after paragraph 85 of Schedule 26—

“Immigration, Asylum and Nationality Act 2006

86. In section 23(1)(a) of the Immigration Asylum and Nationality Act 2006⁽¹⁾ (discrimination: code of practice) for “the Race Relations Act 1976 (c. 74)” substitute “the Equality Act 2010, so far as relating to race”.

Childcare Act 2006

87. The Childcare Act 2006⁽²⁾ is amended as follows.

88. In section 6(6) (duty to secure sufficient childcare for working parents) in the definition of “disabled child” for “Disability Discrimination Act 1995 (c.50)” substitute “Equality Act 2010”.

89. In section 12(8) (duty to provide information, advice and assistance) for “Disability Discrimination Act 1995 (c.50)” substitute “Equality Act 2010”.

90. In section 22(6) (duty to secure sufficient childcare for working parents (Wales)) in the definition of “disabled child” for “Disability Discrimination Act 1995 (c.50)” substitute “Equality Act 2010”.

91. In section 27(8) (duty to provide information, advice and assistance (Wales)) for “Disability Discrimination Act 1995 (c.50)” substitute “Equality Act 2010”.

Education and Inspections Act 2006

92. The Education and Inspections Act 2006⁽³⁾ is amended as follows.

93. In section 21(5) (proposals under section 19: procedure) for “section 27 of the Sex Discrimination Act 1975 (c. 65) (exception for single-sex establishments turning co-educational)” substitute “paragraphs 3 and 4 of Schedule 11 to the Equality Act 2010 (single-sex schools turning co-educational)”.

94. In section 91(7) (enforcement of disciplinary penalties) for “Disability Discrimination Act 1995 (c.50)” substitute “Equality Act 2010”.

Finance Act 2007

95. In paragraph 7(7) of Schedule 18 to the Finance Act 2007⁽⁴⁾ (pension schemes: abolition of relief for life insurance premium contributions etc)—

(a) for “Employment Equality (Age) Regulations 2006 (SI 2006/1031)” substitute “Equality Act 2010, so far as relating to age,”, and

(b) for “them” substitute “those Regulations”.

(1) 2006 c. 13.

(2) 2006 c. 21.

(3) 2006 c. 40.

(4) 2007 c. 11.

Status: This is the original version (as it was originally made).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

UK Borders Act 2007

96. In section 48(2)(f) of the UK Borders Act 2007(5) (recommendations by Chief Inspector of UK Border Agency) for “section 19D of the Race Relations Act 1976 (c.74)” substitute “paragraph 17 of Schedule 3 to the Equality Act 2010”.

Regulatory Enforcement and Sanctions Act 2008

97. The Regulatory Enforcement and Sanctions Act 2008(6) is amended as follows.

98. Insert after section 38(2) (meaning of “relevant offence”)—

“(3) The entry in Schedule 6 for Part 5 of the Disability Discrimination Act 1995 is, in relation to England and Wales and Scotland, to be read as a reference to Part 12 of the Equality Act 2010.”

99. In Schedule 3 (enactments specified for the purposes of the Part relating to LBRO) omit “Disability Discrimination Act 1995 (c. 50)”.

Apprenticeships, Skills, Children and Learning Act 2009

100. In section 218(3)(b) of the Apprenticeships, Skills, Children and Learning Act 2009(7) (arrangements etc to be made by Commission) for “section 1(1) of the Disability Discrimination Act 1995 (c.50)” substitute “section 6 of the Equality Act 2010”.

PART 2

Acts of the Scottish Parliament

Education (Disability Strategies and Pupils’ Educational Records)(Scotland) Act 2002

101. In section 6 of the Education (Disability Strategies and Pupils’ Educational Records) (Scotland) Act 2002(8) (interpretation) in the definition of “pupil with a disability” for “Disability Discrimination Act 1995 (c.50)” substitute “Equality Act 2010”.

Freedom of Information (Scotland) Act 2002

102. The Freedom of Information (Scotland) Act 2002(9) is amended as follows.

103. In section 11(5) (means of providing information) for “provider of services has under or by virtue of section 21 of the Disability Discrimination Act 1995 (c. 50)” substitute “person has under or by virtue of section 29 of the Equality Act 2010 (provision of services etc)”.

104. In section 12(6) (excessive cost of compliance) for “Disability Discrimination Act 1995 (c.50)” substitute “Equality Act 2010”.

(5) 2007 c. 30; section 48 was amended by the Borders, Citizenship and Immigration Act 2009 (c. 11), section 28.
(6) 2008 c. 13.
(7) 2009 c. 22.
(8) 2002 asp 12.
(9) 2002 asp 13.

Dog Fouling (Scotland) Act 2003

105. In section 16 of the Dog Fouling (Scotland) Act 2003⁽¹⁰⁾ (interpretation) in the definition of “disabled person” for “section 1 of the Disability Discrimination Act 1995 (c.50)” substitute “section 6 of the Equality Act 2010”.

Education (Additional Support for Learning) (Scotland) Act 2004

106. Paragraph 3(1)(e) of schedule 2 to the Education (Additional Support for Learning) (Scotland) Act 2004⁽¹¹⁾ (exclusion to duty to comply with placing requests) is amended as follows—

- (a) for “section 26 of the Sex Discrimination Act 1975 (c.65)” substitute “paragraph 1(2) of Part 1 of Schedule 11 to the Equality Act 2010”, and
- (b) for “section”, where it occurs for the second time, substitute, “paragraph”.

Education (Additional Support for Learning) (Scotland) Act 2009

107. In section 9 of the Education (Additional Support for Learning) (Scotland) Act 2009⁽¹²⁾ (functions of education authority in relation to certain pre-school children etc), in the amendment to section 5(3)(c) of the Education (Additional Support for Learning) (Scotland) Act 2004, for “Disability Discrimination Act 1995 (c.50)” substitute “Equality Act 2010”.

⁽¹⁰⁾ 2003 asp 12.

⁽¹¹⁾ 2004 asp 4.

⁽¹²⁾ 2009 asp 7.