
Changes to legislation: Equality Act 2006, SCHEDULE 3 is up to date with all changes known to be in force on or before 29 January 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) View outstanding changes

SCHEDULES

SCHEDULE 3

Section 40

AMENDMENTS CONSEQUENTIAL ON PART 1

Public Records Act 1958 (c. 51)

- 1 In Schedule 1 to the Public Records Act 1958 (definition of public records) omit the reference to the Disability Rights Commission.

Parliamentary Commissioner Act 1967 (c. 13)

- 2 In Schedule 2 to the Parliamentary Commissioner Act 1967 (departments, &c. subject to investigation) omit the references to—
- (a) the Commission for Racial Equality,
 - (b) the Disability Rights Commission, and
 - (c) the Equal Opportunities Commission.

Superannuation Act 1972 (c. 11)

- 3 In Schedule 1 to the Superannuation Act 1972 (employments) omit the references to—
- (a) the Commission for Racial Equality,
 - (b) the Disability Rights Commission, and
 - (c) the Equal Opportunities Commission.

House of Commons Disqualification Act 1975 (c. 24)

- 4 (1) The House of Commons Disqualification Act 1975 shall be amended as follows.
- (2) In Part II of Schedule 1 (bodies of which all members are disqualified) omit the references to—
- (a) the Commission for Racial Equality,
 - (b) the Disability Rights Commission, and
 - (c) the Equal Opportunities Commission.
- (3) In Part III of Schedule 1 (disqualifying offices) omit the references to—
- (a) Additional Commissioner of the Commission for Racial Equality, and
 - (b) Additional Commissioner of the Equal Opportunities Commission.

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

- 5 (1) The Northern Ireland Assembly Disqualification Act 1975 shall be amended as follows.

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- (2) In Part II of Schedule 1 (bodies of which all members are disqualified) omit the references to—
 - (a) the Commission for Racial Equality,
 - (b) the Disability Rights Commission, and
 - (c) the Equal Opportunities Commission.
- (3) In Part III of Schedule 1 (disqualifying offices) omit the references to—
 - (a) Additional Commissioner of the Commission for Racial Equality, and
 - (b) Additional Commissioner of the Equal Opportunities Commission.

Sex Discrimination Act 1975 (c. 65)

F16

Textual Amendments

F1 Sch. 3 paras. 6-35 repealed (1.10.2010) by Equality Act 2010 (c. 15), s. 216(3), Sch. 26 para. 85, **Sch. 27 Pt. 1** (with ss. 6(4), 205); S.I. 2010/2317, art. 2(15)(e)(xi) (as amended (1.10.2010) by S.I. 2010/2337, art. 2)

F17

Textual Amendments

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F18

Textual Amendments

F1 Sch. 3 paras. 6-35 repealed (1.10.2010) by Equality Act 2010 (c. 15), s. 216(3), Sch. 26 para. 85, **Sch. 27 Pt. 1** (with ss. 6(4), 205); S.I. 2010/2317, art. 2(15)(e)(xi) (as amended (1.10.2010) by S.I. 2010/2337, art. 2)

F19

Textual Amendments

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F110

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F11

Textual Amendments

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F12

Textual Amendments

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F13

Textual Amendments

F1 Sch. 3 paras. 6-35 repealed (1.10.2010) by Equality Act 2010 (c. 15), s. 216(3), Sch. 26 para. 85, **Sch. 27 Pt. 1** (with ss. 6(4), 205); S.I. 2010/2317, art. 2(15)(e)(xi) (as amended (1.10.2010) by S.I. 2010/2337, art. 2)

F14

Textual Amendments

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F15

Textual Amendments

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F16

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F117

Textual Amendments

F1 Sch. 3 paras. 6-35 repealed (1.10.2010) by Equality Act 2010 (c. 15), s. 216(3), Sch. 26 para. 85, **Sch. 27 Pt. 1** (with ss. 6(4), 205); S.I. 2010/2317, art. 2(15)(e)(xi) (as amended (1.10.2010) by S.I. 2010/2337, art. 2)

F118

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F119

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F120

Textual Amendments

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Race Relations Act 1976 (c. 74)

F121

Textual Amendments

F1 Sch. 3 paras. 6-35 repealed (1.10.2010) by Equality Act 2010 (c. 15), s. 216(3), Sch. 26 para. 85, **Sch. 27 Pt. 1** (with ss. 6(4), 205); S.I. 2010/2317, art. 2(15)(e)(xi) (as amended (1.10.2010) by S.I. 2010/2337, art. 2)

F122

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F123

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F124

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F125

Textual Amendments

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F126

Textual Amendments

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F127

Textual Amendments

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F128

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F129

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F130

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F131

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F132

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F133

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F134

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F135

Textual Amendments

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Estate Agents Act 1979 (c. 38)

- 36 The Estate Agents Act 1979 shall be amended as follows.
- 37 In section 9(6) (provision of information to Office of Fair Trading)—
- (a) for paragraph (a) substitute—
 - “(a) the Commission for Equality and Human Rights, and”, and
 - (b) paragraph (c) (and the word “and” immediately before it) shall cease to have effect.
- 38 (1) Schedule 1 shall be amended as follows.
- (2) For paragraph 2(b) to (d) substitute—
 - “(b) where he has been given an unlawful act notice under section 21 of the Equality Act 2006 and no appeal under that section is pending or can be brought;
 - (c) where he is the subject of an injunction, interdict or order under section 24 (unlawful acts) or 25 (unlawful advertising, pressure, &c.) of the Equality Act 2006;
 - (d) where—
 - (i) a county court has determined in accordance with section 25 of the Equality Act 2006 that he committed an act which is unlawful under section 38, 39 or 40 of the Sex Discrimination Act 1975 or section 29, 30 or 31 of the Race Relations Act 1976 (unlawful advertising, pressure, &c.), and
 - (ii) no appeal under section 25 of the Equality Act 2006 is pending or can be brought (disregarding an appeal out of time);”.
 - (3) Paragraph 2(f) to (h) shall cease to have effect.
 - (4) In the words following paragraph 2(h) after “injunction” insert “ , interdict ”.
 - (5) In paragraph 4(1) and (2) omit—
 - (a) the words “and notices”, and
 - (b) the words “(1) and”.

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Legal Aid (Scotland) Act 1986 (c. 47)

- 39 (1) The Legal Aid (Scotland) Act 1986 shall be amended as follows.
- (2) In section 4(2) (sums which may be paid out of the Scottish Legal Aid Fund), after paragraph (ab) insert—
 - “(ac) any sums payable by the Board under section 17(2D) of this Act;”.
- (3) In section 17 (contributions and payments out of property recovered), after subsection (2B) insert—
 - “(2C) Subsection (2D) below applies where, after applying sums paid to the Board under subsection (2A) above in respect of the expenses of any party in any proceedings—
 - (a) there is a surplus in the Fund on the account of the party; and
 - (b) the party received, in respect of the same proceedings, assistance from the Commission for Equality and Human Rights under section 28 of the Equality Act 2006 (power of the Commission to provide legal assistance).
 - (2D) The Board shall apply the surplus to pay to the Commission any sums due to it under section 29(2) of that Act (Commission's entitlement to recover expenses incurred in providing assistance) in respect of the assistance provided by it to the party.”

Employment Act 1989 (c. 38)

- 40 In section 28(2) of the Employment Act 1989 (orders) for “Equal Opportunities Commission” substitute “Commission for Equality and Human Rights”.

Disability Discrimination Act 1995 (c. 50)

F241

Textual Amendments

F2 Sch. 3 paras. 41-56 repealed (1.10.2010) by Equality Act 2010 (c. 15), s. 216(3), Sch. 26 para. 85, **Sch. 27 Pt. 1** (with ss. 6(4), 205); S.I. 2010/2317, art. 2(15)(e)(xi) (as amended (1.10.2010) by S.I. 2010/2337, art. 2)

F242

Textual Amendments

F2 Sch. 3 paras. 41-56 repealed (1.10.2010) by Equality Act 2010 (c. 15), s. 216(3), Sch. 26 para. 85, **Sch. 27 Pt. 1** (with ss. 6(4), 205); S.I. 2010/2317, art. 2(15)(e)(xi) (as amended (1.10.2010) by S.I. 2010/2337, art. 2)

F243

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F2₄₄

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F2₄₅

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F2₄₆

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F2₄₇

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F250

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F251

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F252

Textual Amendments

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F253

Textual Amendments

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F254

Textual Amendments

F2 Sch. 3 paras. 41-56 repealed (1.10.2010) by Equality Act 2010 (c. 15), s. 216(3), Sch. 26 para. 85, **Sch. 27 Pt. 1** (with ss. 6(4), 205); S.I. 2010/2317, art. 2(15)(e)(xi) (as amended (1.10.2010) by S.I. 2010/2337, art. 2)

F255

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F256

Textual Amendments

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Employment Tribunals Act 1996 (c. 17)

57 After section 21(1)(gb) of the Employment Tribunals Act 1996 (jurisdiction of Employment Appeal Tribunal) insert—
“(gc) the Equality Act 2006.”

Asylum and Immigration Act 1996 (c. 49)

58 In section 8A(4)(a) of the Asylum and Immigration Act 1996, for “Commission for Racial Equality;” substitute “ Commission for Equality and Human Rights; ”.

Disability Rights Commission Act 1999 (c. 17)

59 The Disability Rights Commission Act 1999 shall cease to have effect.

Freedom of Information Act 2000 (c. 36)

60 In Part VI of Schedule 1 to the Freedom of Information Act 2000 (public bodies) omit the references to—
(a) the Commission for Racial Equality,
(b) the Disability Rights Commission, and
(c) the Equal Opportunities Commission.

Anti-terrorism, Crime and Security Act 2001 (c. 24)

61 In Schedule 4 to the Anti-terrorism, Crime and Security Act 2001 (disclosure)—
(a) paragraphs 13, 14 and 46 shall cease to have effect, and
(b) after paragraph 53A insert—

“Equality Act 2006

53B Section 6 of the Equality Act 2006.”

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Housing (Scotland) Act 2001 (asp 10)

- 62 In paragraph 8(e) of Schedule 5 to the Housing (Scotland) Act 2001, for “Disability Rights Commission” substitute “ Commission for Equality and Human Rights ”.

Housing (Scotland) Act 2006 (asp 01)

- 63 In each of the following provisions of the Housing (Scotland) Act 2006, for “Disability Rights Commission” substitute “ Commission for Equality and Human Rights ”
- (a) section 53(1)(g),
 - (b) section 65(4), and
 - (c) section 67(2)(b)(i).

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

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

- s. 21(8) inserted by [2023 c. 51 s. 4\(2\)](#)
- s. 24A(1)(aa) inserted by [2023 c. 51 s. 4\(3\)](#)