

^{F1}Sex Discrimination Act 1975 (repealed)

CHAPTER 65

SEX DISCRIMINATION ACT 1975

PART I

DISCRIMINATION TO WHICH ACT APPLIES

- 1 Direct and indirect discrimination against women
- 2 Sex discrimination against men.
- 2A "Discrimination on the grounds of gender reassignment."
- 3 Discrimination against married persons and civil partners in employment field
- 3A Discrimination on the ground of pregnancy or maternity leave
- 3B Discrimination on the ground of pregnancy or maternity: goods, facilities, services or premises
- 4 Discrimination by way of victimisation.
- 4A Harassment, including sexual harassment
 - 5 Interpretation.

PART II

EMPLOYMENT FIELD

Discrimination by employers

- 6 . . . applicants and employees.
- 6A Exception relating to terms and conditions during maternity leave
- 7 Exception where sex is a genuine occupational qualification.
- 7A "Corresponding exception relating to gender reassignment."
- 7B "Supplementary exceptions relating to gender reassignment."
- 8 Equal Pay Act 1970.
- 9 . . . contract workers.
- 10 Meaning of employment at establishment in Great Britain.

Discrimination against office-holders etc.

- 10A Offices and posts to which section 10B applies
- 10B Office-holders

Discrimination by other bodies

- 11 Partnerships.
- 12 Trade unions etc.
- 13 Qualifying bodies.
- 14 Persons concerned with provision of vocational training.
- 15 Employment agencies.
- 16 Manpower Services Commission etc.

Special case

- 17 Police.
- 18 Prison officers.
- 19 Ministers of religion etc.
- 20 Midwives.

Relationships which have come to an end

- 20A Relationships which have come to an end
- 21 Mineworkers.
- 21A Public authorities

PART III

DISCRIMINATION IN OTHER FIELDS

Education

- 22 ... Bodies in charge of educational establishments.
- 22A Meaning of pupil in section 22.
- 23 Other discrimination by local education authorities.
- 23A Discrimination by further and higher education funding bodies
- 23B Discrimination by Scottish Further and Higher Education Funding Councils.
- 23BA Discrimination by Scottish Further and Higher Education Funding Council
 - 23C Discrimination in Other Fields
 - 23D Discrimination by Training and Development Agency for Schools.
 - 24 Designated establishments.
 - 25 General duty in public sector of education.
 - 25A General duty: post-16 education and training etc.
 - 26 Exception for single-sex establishments.
 - 27 Exception for single-sex establishments turning co-educational.
 - 28 Exception for physical training.

Goods, facilities, services and premises

- 29 Discrimination in provision of goods, facilities or services.
- 30 Discrimination in disposal or management of premises.
- 31 Discrimination: consent for assignment or sub-letting.
- 32 Exception for small dwellings.
- 33 Exception for political parties.

- 34 Exception for voluntary bodies.
- 35 Further exceptions from ss. 29(1) and 30.
- 35ZA Excluded matters

Barristers

35A ... Barristers.

Advocates

35B ... Advocates.

Relationships which have come to an end

35C Relationships which have come to an end

Extent

36 Extent of Part III.

PART IV

OTHER UNLAWFUL ACTS

- 37 Discriminatory practices.
- 38 Discriminatory advertisements.
- 39 Instructions to discriminate.
- 40 Pressure to discriminate.
- 41 Liability of employers and principals.
- 42 Aiding unlawful acts.

PART V

GENERAL EXCEPTIONS FROM PARTS II TO IV

- 42A Selection of candidates
 - 43 Charities. Sport et ceteralaetc.
 - 45 Insurance etc.
 - 46 Communal accommodation.
 - 47 Discriminatory training by certain bodies.
 - 48 Other discriminatory training etc.
 - 49 Trade unions etc.: elective bodies.
 - 50 Indirect access to benefits etc.
- 51 Acts done for purposes of protection of women.
- 51A Acts done under statutory authority to be exempt from certain provisions of Part III.
- 52 Acts safeguarding national security.
- 52A Construction of references to vocational training.

PART VI

EQUAL OPPORTUNITIES COMMISSION

- 53 Establishment and duties of Commission.
- 54 Research and education.
- 55 Review of discriminatory provisions in health and safety legislation.
- 56 Equal Opportunities Commission

Codes of practice

56A Codes of practice.

Investigations

- 57 Power to conduct formal investigations.
- 58 Terms of reference.
- 59 Power to obtain information.
- 60 Recommendations and reports on formal investigations.
- 61 Restriction on disclosure of information.

PART VII

ENFORCEMENT

General

62 Restriction of proceedings for breach of Act.

Enforcement in employment field

- 63 Jurisdiction of employment tribunals.
- 63A Burden of proof: employment tribunals
- 64 Enforcement
- 65 Remedies on complaint under section 63.

Enforcement of Part III

- 66 Claims under Part III.
- 66A Burden of proof: county and sheriff courts
- 66B National security

Non-discrimination notices

- 67 Issue of non-discrimination notice.
- 68 Appeal against non-discrimination notice.
- 69 Investigation as to compliance with non-discrimination notice.
- 70 Register of non-discrimination notices.

Other enforcement by Commission

- 71 Persistent discrimination.
- 72 Enforcement of ss. 38 to 40.
- 73 Preliminary action in employment cases.

Help for persons suffering discrimination

- 74 Help for aggrieved persons in obtaining information etc.
- 75 Assistance by Commission.

Period within which proceedings to be brought

76 Period within which proceedings to be brought.

PART VIII

SUPPLEMENTAL

- 76A Public authorities: general statutory duty
- 76B Specific duties
- 76C Specific duties: Scotland
- 76D Specific duties: enforcement
- 76E Codes of practice
- 77 Validity and revision of contracts.
- 78 Educational charities in England and Wales.
- 79 Educational endowments etc. to which Part VI of the Education (Scotland) Act 1962 applies.
- 80 Power to amend certain provisions of Act.
- 81 Orders.
- 82 General interpretation provisions.
- 83 Transitional and commencement provisions, amendments and repeals.
- 84 Financial provisions.
- 85 Application to Crown.
- 85A Application to House of Commons staff.
- 85B Application to House of Lords staff.
- 86 Government appointments outside section 6.
- 87 Short title and extent.

SCHEDULES

SCHEDULE 1 — EQUAL PAY ACT 1970 PART I — AMENDMENTS OF ACT

- 1 EOUAL PAY ACT 1970
- 2 EQUAL PAY ACT 1970
- 3 EQUAL PAY ACT 1970
- 4 EQUAL PAY ACT 1970
- 5 EQUAL PAY ACT 1970
- 6 EQUAL PAY ACT 1970 PART II — ACT AS AMENDED

1970 CHAPTER 41

- 1 EQUAL PAY ACT 1970
- 2 Disputes as to, and enforcement of, requirement of equal treatment.
- 3 Collective agreements and pay structures.
- 4 Wages regulation orders.
- 5 Agricultural wages orders.
- 6 Exclusion from ss. 1 to 5 of pensions etc.
- 7 Service pay.
- 9 Commencement.
- 10 Preliminary references to Industrial Arbitration Board.
- 11 Short title, interpretation and extent.

SCHEDULE 2 — Transitional Exemption Orders for Educational Admissions

Public sector (England and Wales)

1 Transitional Exemption Orders for Educational Admissions

- 2 Transitional Exemption Orders for Educational Admissions
- 3 Transitional Exemption Orders for Educational Admissions
- 4 Transitional Exemption Orders for Educational Admissions
- 4A Transitional Exemption Orders for Educational Admissions

Private sector (England and Wales)

5 Transitional Exemption Orders for Educational Admissions

Public and private sectors (Scotland)

- 6 Transitional Exemption Orders for Educational Admissions
- 7 Transitional Exemption Orders for Educational Admissions
- 8 Transitional Exemption Orders for Educational Admissions
- 9 Transitional Exemption Orders for Educational Admissions

SCHEDULE 3 —

Incorporation and status

1 2		
	,	Tenure of office of Commissioners
3		
	Tenure o	f office of chairman and deputy chairmen
4		
		Remuneration of Commissioners
5		
6		
		Additional Commissioners
7		
		Staff
8		
9		
10		
		Proceedings and business
11		
12		
13		
		Finance
14		

15

Disqualification Acts

16

SCHEDULE 4 — Transitional Provisions

- 1 Transitional Provisions
- 2 Transitional Provisions
- 3 Transitional Provisions
- 4 Transitional Provisions
- 5 Transitional Provisions

SCHEDULE 5 — MINOR AND CONSEQUENTIAL AMENDMENTS

Factories Act 1961 (c. 34)

- 1 MINOR AND CONSEQUENTIAL AMENDMENTS
- 2 MINOR AND CONSEQUENTIAL AMENDMENTS
- 3 MINOR AND CONSEQUENTIAL AMENDMENTS
- 4 MINOR AND CONSEQUENTIAL AMENDMENTS

SCHEDULE 6 — FURTHER REPEALS

Changes to legislation:

Sex Discrimination Act 1975 (repealed) is up to date with all changes known to be in force on or before 24 May 2023. 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. View outstanding changes

Changes and effects yet to be applied to :

- s. 10(5) words inserted by 1998 c. 17 Sch. 4 para. 8(a)
- s. 10(5) words substituted by 1998 c. 17 Sch. 4 para. 8(a)
- Sch. 2 para. 1 repealed by 1998 c. 31 Sch. 31

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

Blanket amendment words substituted by S.I. 2011/1043 art. 36