

Status: Point in time view as at 01/10/2007.

Changes to legislation: Equality Act 2006, Cross Heading: Sex Discrimination Act 1975 (c. 65) is up to date with all changes known to be in force on or before 25 April 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)

SCHEDULES

SCHEDULE 3

AMENDMENTS CONSEQUENTIAL ON PART 1

Sex Discrimination Act 1975 (c. 65)

- 6 The Sex Discrimination Act 1975 shall be amended as follows.
- 7 In section 37(3) (discriminatory practices) for “sections 67 to 71 of this Act” substitute “ sections 20 to 24 of the Equality Act 2006 ”.
- 8 At the end of section 38 (discriminatory advertisements) add—
- “ (6) Proceedings in respect of a contravention of subsection (1) may be brought only—
- (a) by the Commission, and
- (b) in accordance with section 25 of the Equality Act 2006.”
- 9 At the end of section 39 (instructions to discriminate (which becomes subsection (1))) add—
- “ (2) Proceedings in respect of a contravention of subsection (1) may be brought only—
- (a) by the Commission, and
- (b) in accordance with section 25 of the Equality Act 2006.”
- 10 At the end of section 40 (pressure to discriminate) add—
- “ (3) Proceedings in respect of a contravention of subsection (1) may be brought only—
- (a) by the Commission, and
- (b) in accordance with section 25 of the Equality Act 2006.”
- 11 Part VI (the Equal Opportunities Commission) shall cease to have effect.
- 12 Sections 67 to 73 (enforcement) shall cease to have effect.
- 13 Section 75 (assistance by Equal Opportunities Commission) shall cease to have effect.
- 14 (1) Section 76 (timing of proceedings) shall be amended as follows.
- (2) In subsection (2A) for “two months.” substitute “ three months. ”
- (3) After subsection (2B) insert—
- “ (2C) The period allowed by subsection (2)(a) or (b) shall be extended by three months in the case of a dispute which is referred for conciliation in pursuance of arrangements under section 27 of the Equality Act 2006 (unless the period is extended under subsection (2A)). ”

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- (4) Subsections (3) and (4) shall cease to have effect.
- (5) In subsection (5) for “complaint, claim or application” substitute “complaint or claim”.
- 15 Section 76D (public authorities: enforcement) (inserted by section 85 of this Act) shall cease to have effect.
- 16 Section 76E (codes of practice) (inserted by section 86 of this Act) shall cease to have effect.
- 17 In section 81 (orders)—
- (a) in subsection (1) omit the words “and 59(2)”, and
 - (b) in subsection (2) omit the words “, 59(2)”.
- 18 In section 82 (interpretation)—
- (a) in subsection (1)—
 - (i) in the definition of “the Commission”, for “Equal Opportunities Commission” substitute “ Commission for Equality and Human Rights ”, and
 - (ii) omit the definitions of “formal investigation” and “non-discrimination notice”, and
 - (b) in subsection (4)—
 - (i) after “this Act” omit the words “a non-discrimination notice or”,
 - (ii) after “the appeal against the” omit the words “notice or”, and
 - (iii) omit the words from “and for this purpose” to the end.
- 19 In Schedule 2 (education admissions: transitional exemption)—
- (a) in paragraph 5(1) for “Equal Opportunities Commission set up under Part VI” substitute “ the Commission ”, and
 - (b) in paragraph 6 for “Equal Opportunities Commission” substitute “ the Commission ”.
- 20 Schedule 3 (Equal Opportunities Commission) shall cease to have effect.

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