STATUTORY INSTRUMENTS

2012 No. 2184 (C. 85)

EQUALITY

The Equality Act 2010 (Commencement No. 10) Order 2012

Made - - - - 22nd August 2012

The Secretary of State for Education makes the following Order in exercise of the power conferred by section 216(3) of the Equality Act 2010(1):

Citation

1. This Order may be cited as the Equality Act 2010 (Commencement No. 10) Order 2012.

Provisions coming into force on 1st September 2012

- 2. The following provisions of the Equality Act 2010 come into force on 1st September 2012—
 - (a) section 31(9) and Schedule 2 in so far as they are not already in force; and
 - (b) section 98 and Schedule 13 in so far as they are not already in force.

Sarah Teather
Minister of State
Department for Education

22nd August 2012

EXPLANATORY NOTE

(This note is not part of the Order)

This Order commences section 31(9) and Schedule 2 to the Equality Act 2010 ("the Act"), and also section 98 and Schedule 13 to the Act, in so far as they are not already in force, on 1st September 2012. The effect of this Order is to bring into force provisions regarding the third requirement which were not brought into force by the Equality Act 2010 (Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation) Order 2010 (S.I. 2010/2317 (C. 112)) (as amended by the Equality Act 2010 (Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation) Order 2010 (Amendment) Order 2010 (S.I. 2010/2337 (C. 113))).

The third requirement, as defined in section 20(5) of the Act, is a requirement imposed on a person (referred to as A) to take reasonable steps to provide an auxiliary aid, where a disabled person would, but for the provision of that auxiliary aid, be put at a substantial disadvantage in relation to a relevant matter in comparison with non-disabled people. The Order commences provisions regarding the third requirement so far as they relate to (a) a local authority in England or Wales exercising functions under the Education Acts (as defined in section 212 of the Act); (b) an education authority exercising functions under an enactment specified in paragraph 10(2) of Schedule 3 to the Act; (c) the responsible body of a school to which section 85 of the Act applies; and (d) the governing body of a maintained school (within the meaning of section 92 of the Act).

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

| Provision | Date of Commencement | S.I. No. |
|---|----------------------|-----------|
| Sections 4 and 5 | 1st October 2010 | 2010/2317 |
| Section 6(5) (partially) | 6th July 2010 | 2010/1736 |
| Section 6(6) (partially) | 4th August 2010 | 2010/1966 |
| Section 6 (in so far as not already in force) | 1st October 2010 | 2010/2317 |
| Sections 7 to 13 | 1st October 2010 | 2010/2317 |
| Sections 15 to 21 | 1st October 2010 | 2010/2317 |
| Section 22 (partially) | 6th July 2010 | 2010/1736 |
| Section 22 (in so far as not already in force) | 1st October 2010 | 2010/2317 |
| Sections 23 to 27 | 1st October 2010 | 2010/2317 |
| Sections 28 to 31 (partially) | 1st October 2010 | 2010/2317 |
| Sections 28 to 31 (in so far as not already in force) | 1st October 2012 | 2012/1569 |
| Sections 32 to 35 | 1st October 2010 | 2010/2317 |
| Section 36(1)(a) to (c), (2) to (4), (7) and (8) | 1st October 2010 | 2010/2317 |
| force) Sections 32 to 35 | 1st October 2010 | 2010/2317 |

| Section 37 11th July 2011 2011/1636 Section 38(1) to (7) and (9) 1st October 2010 2010/2317 Section 38(8) (partially) 4th August 2010 2010/2317 Section 38(8) (partially) 1st October 2010 2010/2317 Section 38(8) (partially) 1st October 2010 2010/2317 Section 61(8) and (9) (partially) 6th July 2010 2010/2317 Section 61 (in so far as not already in force) 1st October 2010 2010/2317 Section 61 (in so far as not already in force) 1st October 2010 2010/2317 Section 62 to 77 1st October 2010 2010/2317 Section 80(8) (partially) 4th August 2010 2010/2317 Section 80 (in so far as not already in force) 1st October 2010 2010/2317 Section 81 (partially) 6th July 2010 2010/1736 Section 82 (partially) 6th July 2010 2010/2317 Section 82 (in so far as not already in force) 1st October 2010 2010/2317 Section 83 (in (in so far as not already in force) 1st October 2010 2010/2317 Section 84 (in 93 1st October 2010 2010/2317 <tr< th=""><th>Provision</th><th>Date of Commencement</th><th>S.I. No.</th></tr<> | Provision | Date of Commencement | S.I. No. |
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| Section 38(8) (partially) 4th August 2010 2010/1966 Section 38(8) (partially) 1st October 2010 2010/2317 Sections 39 to 60 1st October 2010 2010/2317 Section 61(8) and (9) (partially) 6th July 2010 2010/1736 Section 61 (in so far as not already in force) 1st October 2010 2010/2317 Sections 62 to 77 1st October 2010 2010/2317 Section 79 1st October 2010 2010/2317 Section 80(8) (partially) 4th August 2010 2010/2317 Section 80 (in so far as not already in force) 1st October 2010 2010/2317 Section 81 (in so far as not already in force) 1st October 2010 2010/2317 Section 82 (in so far as not already in force) 1st October 2010 2010/2317 Section 83 (in so far as not already in force) 1st October 2010 2010/2317 Section 83 (in so far as not already in force) 1st October 2010 2010/2317 Section 84 to 93 1st October 2010 2010/2317 Section 94 (12) (partially) 4th August 2010 2010/2317 Section 99 (1) section 96 (9) (b) (partially) 3rd September 2010 | Section 37 | 11th July 2011 | 2011/1636 |
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Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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