



Disability Discrimination Act 1995

1995 CHAPTER 50

PART II

[^{F1}THE EMPLOYMENT FIELD][^{F2} AND DISTRICT COUNCILS][^{F3} AND MEMBERS OF LOCALLY-ELECTABLE AUTHORITIES]

^{F4}[^{F5}Trade and professional bodies]

[^{F5}14A Qualifications bodies: discrimination and harassment **E+W+S**

^{F6}

Extent Information

E1 This section extends to England and Wales and Scotland only; a separate s. 14A exists for Northern Ireland only from 21.2.2004.

Textual Amendments

F5 Ss. 13-14D and cross-headings substituted for ss. 13-15 (E.W.S.) (3.7.2003 for certain purposes and 1.10.2004 otherwise) by [The Disability Discrimination Act 1995 \(Amendment\) Regulations 2003 \(S.I. 2003/1673\)](#), regs. 1(2)(3), **13**

F6 Act repealed (E.W.S.) (1.10.2010 (except for the repeal of ss. 49A-49D) and 5.4.2011 in so far as not already in force) by [Equality Act 2010 \(c. 15\)](#), 216(3), Sch. 27 Pt. 1 (as substituted (1.10.2010) by [S.I. 2010/2279](#), **Sch. 2**) (with ss. 6(4), 205, and with amendments and savings in the said [S.I. 2010/2279](#), **art. 16**); [S.I. 2010/2317](#), **art. 2(15)(f)** (with arts. 4-25, Schs. 1-16); [S.I. 2011/1066](#), **art. 2(h)**

[^{F4}14A Qualifications bodies: discrimination and harassment **N.I.**

- (1) It is unlawful for a qualifications body to discriminate against a disabled person –
 - (a) in the arrangements which it makes for the purpose of determining upon whom to confer a professional or trade qualification;

Status: There are multiple versions of this provision on screen. These apply to different geographical extents. **Skip to:** E+W+S - England, Wales and Scotland extent N.I. - Northern Ireland extent

Changes to legislation: There are currently no known outstanding effects for the Disability Discrimination Act 1995, Section 14A. (See end of Document for details)

- (b) in the terms on which it is prepared to confer a professional or trade qualification on him;
 - (c) by refusing or deliberately omitting to grant any application by him for such a qualification; or
 - (d) by withdrawing such a qualification from him or varying the terms on which he holds it.
- (2) It is also unlawful for a qualifications body, in relation to a professional or trade qualification conferred by it, to subject to harassment a disabled person who holds or applies for such a qualification.
- (3) In determining for the purposes of subsection (1) whether the application by a qualifications body of a competence standard to a disabled person constitutes discrimination within the meaning of section 3A, the application of the standard is justified for the purposes of section 3A(1)(b) if, but only if, the qualifications body can show that –
- (a) the standard is, or would be, applied equally to persons who do not have his particular disability; and
 - (b) its application is a proportionate means of achieving a legitimate aim.
- (4) For the purposes of subsection (3) –
- (a) section 3A(2) (and (6)) does not apply; and
 - (b) section 3A(4) has effect as if the reference to section 3A(3) were a reference to subsection (3) of this section.
- (5) In this section and section 14B –
- “qualifications body” means any authority or body which can confer a professional or trade qualification, but it does not include –
- (a) a board;
 - (b) the Board of Governors of a grant-aided school;
 - (c) the proprietor of an independent school;
 - (d) the Council for Catholic Maintained Schools;
 - (e) the governing body of a university;
 - (f) the governing body of an institution of further education;
 - (g) the managers of a college of education;
 - (h) the governing body of the College of Agriculture, Food and Rural Enterprise;
- “confer” includes renew or extend;
- “professional or trade qualification” means an authorisation, qualification, recognition, registration, enrolment, approval or certification which is needed for, or facilitates engagement in, a particular profession or trade;
- “competence standard” means an academic, medical or other standard applied by or on behalf of a qualifications body for the purpose of determining whether or not a person has a particular level of competence or ability.
- (6) Words and expressions used in the definition of “qualifications body” in subsection (5) to which a meaning is assigned by Article 2(2) of the Education and Libraries (Northern Ireland) Order 1986 ^{F7} have the same meaning as in that Order.]

Status: There are multiple versions of this provision on screen. These apply to different geographical extents. **Skip to:** E+W+S - England, Wales and Scotland extent N.I. - Northern Ireland extent

Changes to legislation: There are currently no known outstanding effects for the Disability Discrimination Act 1995, Section 14A. (See end of Document for details)

Extent Information

- E2** This section extends to Northern Ireland only; a separate s. 14A for England, Wales and Scotland only repealed (1.10.2010).

Textual Amendments

- F7** Relevant amending Orders are [S.I. 1989/2406 \(N.I. 20\)](#), [S.I. 1993/2810 \(N.I. 12\)](#), [S.I. 1996/274 \(N.I. 1\)](#) and [S.I. 1997/1772 \(N.I. 15\)](#)

Status:

There are multiple versions of this provision on screen. These apply to different geographical extents.

Skip to:

- E+W+S - England, Wales and Scotland extent
- N.I. - Northern Ireland extent

Changes to legislation:

There are currently no known outstanding effects for the Disability Discrimination Act 1995, Section 14A.