



Equality Act 2010

2010 CHAPTER 15

PART 2

EQUALITY: KEY CONCEPTS

CHAPTER 2

PROHIBITED CONDUCT

Discrimination

17 Pregnancy and maternity discrimination: non-work cases

- (1) This section has effect for the purposes of the application to the protected characteristic of pregnancy and maternity of—
 - (a) Part 3 (services and public functions);
 - (b) Part 4 (premises);
 - (c) Part 6 (education);
 - (d) Part 7 (associations).
- (2) A person (A) discriminates against a woman if A treats her unfavourably because of a pregnancy of hers.
- (3) A person (A) discriminates against a woman if, in the period of 26 weeks beginning with the day on which she gives birth, A treats her unfavourably because she has given birth.
- (4) The reference in subsection (3) to treating a woman unfavourably because she has given birth includes, in particular, a reference to treating her unfavourably because she is breast-feeding.
- (5) For the purposes of this section, the day on which a woman gives birth is the day on which—

Status: This is the original version (as it was originally enacted).

- (a) she gives birth to a living child, or
 - (b) she gives birth to a dead child (more than 24 weeks of the pregnancy having passed).
- (6) Section 13, so far as relating to sex discrimination, does not apply to anything done in relation to a woman in so far as—
- (a) it is for the reason mentioned in subsection (2), or
 - (b) it is in the period, and for the reason, mentioned in subsection (3).