
STATUTORY INSTRUMENTS

2019 No. 305

**The Equality (Amendment and
Revocation) (EU Exit) Regulations 2019**

PART 2

Amendment of primary legislation

Amendment of the Equality Act 2010

5.—(1) The Equality Act 2010⁽¹⁾ is amended as follows.

(2) In section 140AA (extension of time limits because of alternative dispute resolution in certain cross border or domestic contractual disputes), in subsection (1)—

- (a) omit paragraph (a);
- (b) in paragraph (b), for “article 4(1)(h) of the ADR Directive” substitute “regulation 4 of the Alternative Dispute Resolution for Consumer Disputes (Competent Authorities and Information) Regulations 2015 (S.I. 2015/542)”;
- (c) for paragraph (d), substitute ““ADR procedure” means a procedure for the out-of-court resolution of disputes through the intervention of an ADR entity which proposes or imposes a solution or brings the parties together with the aim of facilitating an amicable solution”;
- (d) for paragraph (f), substitute—
 - ““relevant dispute” means a dispute that—
 - (a) concerns obligations under a contract of sale or for services, and
 - (b) is between a trader established in the United Kingdom or the European Union and a consumer resident in the United Kingdom,which the parties attempt to settle by recourse to a non-binding ADR procedure.”.

(3) In section 162 (designated transport facilities), omit subsection (4).

(4) Omit section 203 (harmonisation) and Schedule 24.

(5) Omit section 204 (harmonisation: procedure).

(6) In section 208 (Ministers of the Crown, etc.), in subsection (5), omit paragraph (h).

(7) In Schedule 3 (services and public functions: exceptions),

- (a) in paragraph 15A (immigration)—
 - (i) in sub-paragraph (2), for “functions exercisable by virtue of a relevant enactment” substitute “relevant functions”;
 - (ii) in sub-paragraph (4)(b), for the words from “by a” to the end substitute “by or under anything mentioned in sub-paragraph (5)(a) to (c)”;

- (iii) in sub-paragraph (5)—
 - (aa) for “The relevant enactments are” substitute ““Relevant functions” means functions exercisable by virtue of”;
 - (bb) in paragraph (b), at the end insert “or”;
 - (cc) in paragraph (c), for the words from the beginning to “which” substitute “anything which forms part of retained EU law by virtue of section 2(2)(a), 3 or 4 of the European Union (Withdrawal) Act 2018 and”;
 - (dd) omit paragraph (d) and the “and” before it;
- (b) in paragraph 17 (immigration)—
 - (i) in sub-paragraph (2), for “functions exercisable by virtue of a relevant enactment” substitute “relevant functions”;
 - (ii) in sub-paragraph (4)(b), for the words from “by a” to the end substitute “by or under anything mentioned in sub-paragraph (5)(a) to (c)”;
 - (iii) in sub-paragraph (5)—
 - (aa) for “The relevant enactments are” substitute ““Relevant functions” means functions exercisable by virtue of”;
 - (bb) in paragraph (b), at the end insert “or”;
 - (cc) in paragraph (c), for the words from the beginning to “which” substitute “anything which forms part of retained EU law by virtue of section 2(2)(a), 3 or 4 of the European Union (Withdrawal) Act 2018 and”;
 - (dd) omit paragraph (d) and the “and” before it.
- (8) In Schedule 18 (public sector equality duty: exceptions), in paragraph 2 (immigration) in sub-paragraph (2)(h), for the words from the beginning to “which” substitute “anything which forms part of retained EU law by virtue of section 2(2)(a), 3 or 4 of the European Union (Withdrawal) Act 2018 and”.
- (9) In Schedule 23 (general exceptions), in paragraph 4 (training provided to non-EEA residents, etc) —
 - (a) in the heading, omit “EEA”;
 - (b) in sub-paragraph (2), for “an EEA state” substitute “Great Britain”;
 - (c) omit sub-paragraph (5)(a).