



# Local Government Act 1988

## 1988 CHAPTER 9

### PART IV

#### MISCELLANEOUS AND GENERAL

##### *Miscellaneous*

#### **28 Prohibition on promoting homosexuality by teaching or by publishing material**

- (1) The following section shall be inserted after section 2 of the Local Government Act 1986 (prohibition of political publicity)—

**“2A Prohibition on promoting homosexuality by teaching or by publishing material**

- (1) A local authority shall not—
- (a) intentionally promote homosexuality or publish material with the intention of promoting homosexuality;
  - (b) promote the teaching in any maintained school of the acceptability of homosexuality as a pretended family relationship.
- (2) Nothing in subsection (1) above shall be taken to prohibit the doing of anything for the purpose of treating or preventing the spread of disease.
- (3) In any proceedings in connection with the application of this section a court shall draw such inferences as to the intention of the local authority as may reasonably be drawn from the evidence before it.
- (4) In subsection (1)(b) above “maintained school” means,—
- (a) in England and Wales, a county school, voluntary school, nursery school or special school, within the meaning of the Education Act 1944; and
  - (b) in Scotland, a public school, nursery school or special school, within the meaning of the Education (Scotland) Act 1980.”

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*Status: This is the original version (as it was originally enacted).*

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- (2) This section shall come into force at the end of the period of two months beginning with the day on which this Act is passed.