



# Census (Amendment) (Scotland) Act 2019

## 2019 asp 12

**The Bill for this Act of the Scottish Parliament was passed by the Parliament on 12th June 2019 and received Royal Assent on 18th July 2019**

An Act of the Scottish Parliament to amend the Census Act 1920 to enable particulars about transgender status and history and sexual orientation to be gathered voluntarily.

### **1 Particulars about transgender status and history and sexual orientation may be gathered in census**

- (1) The Census Act 1920 is amended as follows.
- (2) In the schedule (matters in respect of which particulars may be required) after paragraph 5A insert—
  - “5B Transgender status and history.
  - 5C Sexual orientation.”.
- (3) In section 8 (penalties), for subsection (1A) substitute—
  - “(1A) But no person shall be liable to a penalty under subsection (1) for refusing or neglecting to state—
    - (a) any particulars in respect of—
      - (i) religion, or
      - (ii) sexual orientation, or
    - (b) such particulars, with respect to transgender status and history, as are prescribed for the purposes of this subsection in an Order in Council under section 1 or 6 of this Act.”.

### **2 Commencement**

- (1) This section and section 3 come into force on the day after Royal Assent.
- (2) The other provisions of this Act come into force at the end of the period of 2 months beginning with the day of Royal Assent.

### **3 Short title**

The short title of this Act is the Census (Amendment) (Scotland) Act 2019.