

## 1995 No. 318

## SEX DISCRIMINATION

**The Sex Discrimination (Northern Ireland) Order 1976  
(Application to Armed Forces etc) Regulations 1995**

*Made* . . . . . 11th August 1995

*Coming into operation* . . . . . 14th September 1995

The Department of Economic Development, being a Department designated for the purposes of section 2(2) of the European Communities Act 1972(a) in relation to measures relating to equal pay for men and women and to equal treatment for men and women in matters of employment, self-employment and vocational training(b), in exercise of the powers conferred by that section, hereby makes the following Regulations:

1. These Regulations may be cited as the Sex Discrimination (Northern Ireland) Order 1976 (Application to Armed Forces etc) Regulations 1995 and shall come into force on 14th September 1995.

2. In article 82 of the Sex Discrimination (Northern Ireland) Order 1976(c)—

(a) for paragraph (5) there shall be substituted—

“(5) Nothing in this Order shall render unlawful an act done for the purpose of ensuring the combat effectiveness of the naval, military or air forces of the Crown.”; and

(b) paragraph (7) shall be repealed.

Sealed with the Official Seal of the Department of Economic Development for Northern Ireland on 11th August 1995.

(L.S.)

*W. D. A. Haire*

Assistant Secretary

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(a) 1972 c. 68

(b) The European Communities (Designation) (No. 3) Order 1993 (S.I. 1993/2661)

(c) 1976/1042 (N.I. 15)

*(This note is not part of the Regulations.)*

These Regulations amend the Sex Discrimination (Northern Ireland) Order 1976 ("The 1976 Order") so that it accords with the obligations arising under Council Directive 76/207/EEC (O.J. No. L39, 14.2.76, p.40) in relation to the armed forces of the Crown.

The effect of Article 82(5) of the 1976 Order was that the 1976 Order did not apply to service in the naval, military or air forces of the Crown. That paragraph is now amended so that the 1976 Order does apply to such service. The new wording makes it clear that nothing in the 1976 Order renders unlawful an act done for the purpose of ensuring the combat effectiveness of any of those forces.

The Regulations also repeal Article 82(7) of the 1976 Order. The effect of this is to apply the 1976 Order to employment in support of the armed forces of the Crown.