

*Status: Point in time view as at 27/02/2004.*

**Changes to legislation:** Education Act 1996, Cross Heading: Sex Discrimination Act 1975 (c. 65) is up to date with all changes known to be in force on or before 09 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

## SCHEDULES

### SCHEDULE 37

#### CONSEQUENTIAL AMENDMENTS

#### PART I

##### AMENDMENTS COMING INTO FORCE ON 1ST NOVEMBER 1996

##### *Sex Discrimination Act 1975 (c. 65)*

- 31 In section 23(1) of the Sex Discrimination Act 1975 (other discrimination by local education authorities) for “the Education Acts 1944 to 1996” there is substituted “ the Education Acts ”.
- 32 In section 23A of that Act (discrimination by Further Education and Higher Education Funding Councils) for “the Education Acts 1944 to 1994” there is substituted “ the Education Acts ”.
- F133 .....

#### Textual Amendments

**F1** Sch. 37 para. 33 repealed (1.9.1999) by 1998 c. 31, s. 140(1)(3), Sch. 30 para. 189(e), **Sch.31** (with ss. 138(9), 144(6)); S.I. 1999/2323, art. 2(1), **Sch. 1**

- 34 In section 24(2)(c) of that Act (designated establishments) for “the Education Act 1944” there is substituted “ the Education Act 1996 ”.
- 35 (1) Section 25 of that Act (general duty in public sector of education)—
- (a) shall be amended in accordance with sub-paragraphs (2)(a) to (c), (3)(b), and (4)(a); and
  - (b) shall continue to have effect with the amendments set out in sub-paragraphs (2)(d), (3)(a) and (4)(b) (originally made by Schedule 19 to the Education Act 1993 and subsequently amended by the <sup>M1</sup>Education Act 1994).
- (2) In subsection (2)—
- (a) for “the Education Act 1944” there is substituted “ the Education Act 1996 ”;
  - (b) in paragraph (a), for “section 68” there is substituted “ section 496 ”;
  - (c) in paragraph (b), for “section 99” there is substituted “ section 497 ”; and
  - (d) for “and 23” there is substituted “ 23, 23A, 23C and 23D ”.
- (3) In subsection (4)—
- (a) for “and 23” there is substituted “ 23, 23A, 23C and 23D ”; and
  - (b) for “either” there is substituted “ any ”.

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- (4) In subsection (6)—
  - (a) in paragraph (c)(iii), for “section 100 of the Education Act 1944” there is substituted “ section 485 of the Education Act 1996 ”; and
  - (b) after paragraph (d) there is added—
    - “(e) the Funding Agency for Schools and the Schools Funding Council for Wales.”

**Marginal Citations**  
**M1** 1994 c. 30.

- 36 In section 82 of that Act (general interpretation), in subsection (1)—
  - (a) after the definition of “education” there is inserted—
    - ““the Education Acts” has the meaning given by section 578 of the Education Act 1996;”;
  - (b) in the definition of “further education”, for “section 41(3) of the Education Act 1944 as read with section 14 of the Further and Higher Education Act 1992” there is substituted “ section 2 of the Education Act 1996 ”;
  - (c) in the definition of “independent school”, for “section 114(1) of the Education Act 1944” there is substituted “ section 463 of the Education Act 1996 ”;
  - (d) in the definition of “proprietor”, for “section 114(1) of the Education Act 1944” there is substituted “ section 579 of the Education Act 1996 ”; and
  - (e) in the definition of “school”, for “section 114(1) of the Education Act 1944” there is substituted “ section 4 of the Education Act 1996 ”.

- 37 In Schedule 2 to that Act (transitional exemption orders for educational admissions)
  - <sup>F2</sup>(a) .....
  - (b) in paragraph 3—
    - (i) for “section 100 of the Education Act 1944” there is substituted “ section 485 of the Education Act 1996 ”; and
    - (ii) for “subsection (1)(b) of the said section 100” there is substituted “ the said section 485 ”.

**Textual Amendments**  
**F2** Sch. 37 para. 37(a) repealed (1.9.1999) by 1998 c. 31, s. 140(1)(3), Sch. 30 para. 189(e), **Sch.31** (with ss. 138(9), 144(6)); S.I. 1999/2323, art. 2(1), **Sch. 1**

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