



Serious Organised Crime and Police Act 2005

2005 CHAPTER 15

PART 1

THE SERIOUS ORGANISED CRIME AGENCY

CHAPTER 3

SOCA: MISCELLANEOUS AND SUPPLEMENTARY

Application of discrimination legislation

56 Application of discrimination legislation to SOCA seconded staff

- (1) For the purposes of the provisions to which this subsection applies any constable or other person who has been seconded to SOCA to serve as a member of its staff shall be treated as being employed by SOCA as respects any act done by it in relation to that person.
- (2) Subsection (1) applies to—
 - (a) Part 2 of the Sex Discrimination Act 1975 (c. 65);
 - (b) Part 2 of the Race Relations Act 1976 (c. 74);
 - (c) Part II of the Sex Discrimination (Northern Ireland) Order 1976 (S.I. 1976/1042 (N.I. 15));
 - (d) Part 2 of the Disability Discrimination Act 1995 (c. 50);
 - (e) Part II of the Race Relations (Northern Ireland) Order 1997 (S.I. 1997/869 (N.I. 6)); and
 - (f) the Fair Employment and Treatment (Northern Ireland) Order 1998 (S.I. 1998/3162 (N.I. 21)), except Part VII.
- (3) For the purposes of the provisions to which this subsection applies—

Status: This is the original version (as it was originally enacted).

- (a) any constable or other person who has been seconded to SOCA to serve as a member of its staff shall be treated as being employed by SOCA (and as not being employed by any other person); and
 - (b) anything done by such a person in the performance, or purported performance, of his functions as such a person shall be treated as done in the course of that employment.
- (4) Subsection (3) applies to—
- (a) section 41 of the Sex Discrimination Act 1975;
 - (b) section 32 of the Race Relations Act 1976;
 - (c) Article 42 of the Sex Discrimination (Northern Ireland) Order 1976;
 - (d) section 58 of the Disability Discrimination Act 1995;
 - (e) Article 32 of the Race Relations (Northern Ireland) Order 1997; and
 - (f) Article 36 of the Fair Employment and Treatment (Northern Ireland) Order 1998.