

SCHEDULE 2

REASONS FOR MAKING THIS ORDER

Secretary of State's assessment of adverse effect on the operation of the law as it applies to reserved matters

4. The Secretary of State believes that the modifications to the 2004 Act, as it applies to reserved matters, would have three categories of adverse effect on the operation of the law as it applies to the reserved matters identified. These are:

- (a) the impacts of the creation of two parallel and very different regimes for issuing and interpreting gender recognition certificates within the United Kingdom;
- (b) the impacts that removing safeguards could have on safety, in particular that of women and girls, given the significantly increased potential for fraudulent applications to be successful;
- (c) the impacts on the operation of the 2010 Act that result from the change to a person's protected characteristic of sex, particularly given the expansion of the cohort of people able to obtain a gender recognition certificate.