

Statutory Document No. 2020/0045



*Equality Act 2017*

## **EQUALITY ACT 2017 (GUIDANCE ON THE DEFINITION OF DISABILITY) APPOINTED DAY ORDER 2020**

*Laid before Tynwald:* 21 January 2020  
*Coming into Operation:* 24 January 2020

The Cabinet Office makes the following Order under paragraph 14 of Schedule 1 to the Equality Act 2017.

### **1 Title**

This Order is the Equality Act 2017 (Guidance on the Definition of Disability) Appointed Day Order 2020.

### **2 Commencement**

This Order comes into operation on 24 January 2020<sup>1</sup>.

### **3 Appointed Day**

24 January 2020 is the day appointed for the coming into operation of the Equality Act 2017 Guidance on matters to be taken into account in determining questions relating to the definition of disability<sup>2</sup> issued under section 7(5) of the Equality Act 2017.

**MADE 15 JANUARY 2020**

**HOWARD QUAYLE**  
*Minister for the Cabinet Office*

<sup>1</sup> Under section 168(2)(b) of the Equality Act 2017 section 36 of the Legislation Act 2015 (default Tynwald procedure – laying only) applies to this Order.

<sup>2</sup> GD 2019/0093.

*EXPLANATORY NOTE**(This note is not part of the Order)*

This Order appoints 24 January 2020 as the day for the coming into operation of the Equality Act 2017 Guidance on matters to be taken into account in determining questions relating to the definition of disability [GD 2019/0093] issued by the Cabinet Office under section 7(5) of the Equality Act 2017 (“the 2017 Act”).

The Guidance provides practical guidance on matters to be taken into account when considering whether a person is a disabled person for the purposes of the 2017 Act and replaces guidance on the same matters which was issued by the Department of Health and Social Care under the now repealed Disability Discrimination Act 2006 (“the 2006 Act”) in March 2016<sup>3</sup>.

Paragraph 12 of Schedule 1 to the 2017 Act requires an adjudicating body to take account of such guidance as it thinks is relevant.

The 2017 Act repealed the 2006 Act. The provisions of the 2006 Act were substantially re-enacted by the 2017 Act. The Guidance reflects that paragraph 4 of Schedule 1 (classification of normal day-to-day activities by reference to a list of capacities) to the 2006 Act was not re-enacted in the 2017 Act.

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<sup>3</sup> See GD 2016/0022 and SD 2016/0167.