



Equality Act 2010

2010 CHAPTER 15

PART 2

EQUALITY: KEY CONCEPTS

CHAPTER 1

PROTECTED CHARACTERISTICS

9 Race

- (1) Race includes—
 - (a) colour;
 - (b) nationality;
 - (c) ethnic or national origins.
- (2) In relation to the protected characteristic of race—
 - (a) a reference to a person who has a particular protected characteristic is a reference to a person of a particular racial group;
 - (b) a reference to persons who share a protected characteristic is a reference to persons of the same racial group.
- (3) A racial group is a group of persons defined by reference to race; and a reference to a person's racial group is a reference to a racial group into which the person falls.
- (4) The fact that a racial group comprises two or more distinct racial groups does not prevent it from constituting a particular racial group.
- (5) A Minister of the Crown ^{F1}...—
 - (a) [^{F2}must by order] amend this section so as to provide for caste to be an aspect of race;

Status: Point in time view as at 25/06/2013.

Changes to legislation: Equality Act 2010, Section 9 is up to date with all changes known to be in force on or before 20 April 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)

- (b) [^{F3}may by order] amend this Act so as to provide for an exception to a provision of this Act to apply, or not to apply, to caste or to apply, or not to apply, to caste in specified circumstances.
- (6) The power under section 207(4)(b), in its application to subsection (5), includes power to amend this Act.

Textual Amendments

- F1** Words in s. 9(5) omitted (25.6.2013) by virtue of [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), [ss. 97\(2\)](#), [103\(2\)](#)
- F2** Words in s. 9(5)(a) inserted (25.4.2013 for specified purposes and 25.6.2013 in so far as not already in force) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), [ss. 97\(3\)](#), [103\(1\)\(i\)\(2\)](#)
- F3** Words in s. 9(5)(b) inserted (25.4.2013 for specified purposes and 25.6.2013 in so far as not already in force) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), [ss. 97\(4\)](#), [103\(1\)\(i\)\(2\)](#)

Modifications etc. (not altering text)

- C1** S. 9(5) power to repeal or amend conferred (25.4.2013 for specified purposes and 25.6.2013 in so far as not already in force) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), [ss. 97\(7\)-\(10\)](#), [103\(1\)\(i\)\(2\)](#)

Status:

Point in time view as at 25/06/2013.

Changes to legislation:

Equality Act 2010, Section 9 is up to date with all changes known to be in force on or before 20 April 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.