

Status: Point in time view as at 01/10/2010.

Changes to legislation: Equality Act 2010, Cross Heading: Binding obligations, etc. is up to date with all changes known to be in force on or before 28 May 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 21 **E+W+S**

REASONABLE ADJUSTMENTS: SUPPLEMENTARY

Binding obligations, etc.

- 2 (1) This paragraph applies if—
 - (a) a binding obligation requires A to obtain the consent of another person to an alteration of premises which A occupies,
 - (b) where A is a controller of let premises, a binding obligation requires A to obtain the consent of another person to a variation of a term of the tenancy, or
 - (c) where A is a responsible person in relation to common parts, a binding obligation requires A to obtain the consent of another person to an alteration of the common parts.
- (2) For the purpose of discharging a duty to make reasonable adjustments—
 - (a) it is always reasonable for A to have to take steps to obtain the consent, but
 - (b) it is never reasonable for A to have to make the alteration before the consent is obtained.
- (3) In this Schedule, a binding obligation is a legally binding obligation in relation to premises, however arising; but the reference to a binding obligation in sub-paragraph (1)(a) or (c) does not include a reference to an obligation imposed by a tenancy.
- (4) The steps referred to in sub-paragraph (2)(a) do not include applying to a court or tribunal.

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