

*Status: Point in time view as at 08/01/2018.*

*Changes to legislation: Equality Act 2010, Paragraph 6 is up to date with all changes known to be in force on or before 22 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 26

#### AMENDMENTS

#### [<sup>F1</sup>PART 1

#### ACTS OF PARLIAMENT

##### Textual Amendments

- F1** Sch. 26: Pt. 1 heading and paras. 1-8 inserted (1.10.2010) by [The Equality Act 2010 \(Consequential Amendments, Saving and Supplementary Provisions\) Order 2010 \(S.I. 2010/2279\)](#), arts. 1(2), 12, [Sch. 1 para. 2](#)

#### *Estate Agents Act 1979*

- 6 (1) Schedule 1 (provisions supplementary to section 3(1)) is amended as follows.
- (2) For paragraph 2 substitute—
- “2 (1) A person commits discrimination for the purposes of section 3(1)(b) in the following cases only.
- (2) The first case is where—
- (a) the person has been found to have contravened a relevant equality provision, and
  - (b) no appeal against the finding is pending or can be brought.
- (3) The second case is where—
- (a) the person has been given an unlawful act notice under section 21 of the Equality Act 2006,
  - (b) the notice specifies a relevant equality provision as the provision by virtue of which the act in question is unlawful, and
  - (c) no appeal against the giving of the notice is pending or can be brought.
- (4) The third case is where—
- (a) the person is the subject of an injunction, interdict or order under section 24 of the Equality Act 2006 (unlawful acts), and
  - (b) the unlawful act in question is a contravention of a relevant equality provision.
- (5) The relevant equality provisions are—
- (a) Parts 3 and 4 of the Equality Act 2010 (services and premises) so far as relating to discrimination and victimisation, and

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- (b) section 112 of that Act (aiding contraventions) in relation to either of those Parts of that Act so far as relating to discrimination and victimisation.”
- (3) In paragraph 3 for “discrimination” substitute “ a contravention of a relevant equality provision ”.
- (4) For paragraph 4 substitute—
  - “4 For the purposes of paragraphs 2 and 3 “discrimination” and “victimisation” have the same meaning as in the Equality Act 2010.”.]

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