

*Status: Point in time view as at 09/01/2016.*

**Changes to legislation:** Equality Act 2010, Cross Heading: Residential mobile homes 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 3

#### SERVICES AND PUBLIC FUNCTIONS: EXCEPTIONS

#### PART 7

#### [<sup>F1</sup> SEPARATE, SINGLE AND CONCESSIONARY SERVICES, ETC]

##### Textual Amendments

- F1** Sch. 3 Pt. 7 heading substituted (1.10.2012) by virtue of [The Equality Act 2010 \(Age Exceptions\) Order 2012 \(S.I. 2012/2466\)](#), [art. 4](#)

#### [<sup>F1</sup> Residential mobile homes

##### Textual Amendments

- F1** Sch. 3 para. 30D and cross-heading inserted (1.10.2012) by [The Equality Act 2010 \(Age Exceptions\) Order 2012 \(S.I. 2012/2466\)](#), [art. 7](#)

- 30D (1) A person (A) who is the owner of a protected site does not contravene section 29, so far as relating to age discrimination, by—
- entering into a mobile home agreement with a person (B) that entitles only persons who have attained a particular age to station and occupy a mobile home on land forming part of the site, or
  - refusing to permit assignment by B of a mobile home agreement to any person other than a person who has attained a particular age.
- (2) A does not contravene section 29, so far as relating to age discrimination, by imposing a requirement in park rules that mobile homes stationed on land forming part of the site and occupied under mobile home agreements may be occupied only by persons who have attained a particular age.
- (3) A does not contravene section 29, so far as relating to age discrimination, by—
- imposing in or under a mobile home rental agreement with a person (C) a requirement that the mobile home to which the agreement relates may be occupied only by persons who have attained a particular age, or
  - refusing to permit assignment by C of a mobile home rental agreement to any person other than a person who has attained a particular age.
- (4) But A may not rely on sub-paragraph (1) or (3) unless, before doing something mentioned in that sub-paragraph, A provides B or C, as the case may be, with a

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written statement to the effect that the mobile home in question may be occupied only by persons who have attained the age in question.

(5) In this paragraph,

“ mobile home agreement ” means an agreement to which the Mobile Homes Act 1983 <sup>[<sup>F2</sup>]</sup> or Part 4 of the Mobile Homes (Wales) Act 2013 <sup>[</sup> applies; and “ owner ”, “ protected site ” and “ mobile home ” have the same meaning as in that Act <sup>[<sup>F3</sup>]</sup> or that Part of that Act <sup>]</sup> ;

“ park rules ” means rules applying to residents of mobile homes on the protected site and required to be observed by a term in the mobile home agreement or the mobile home rental agreement as the case may be;

“ mobile home rental agreement ” means an agreement (other than an arrangement to occupy a mobile home for the purposes of a holiday) under which a person (“ the occupier ”) is entitled to occupy a mobile home on the protected site as the occupier's residence whether for a specified period or for successive periods of a specified duration subject to payment of money and the performance of other obligations. <sup>[</sup>

#### Textual Amendments

- F2** Words in Sch. 3 para. 30D(5) inserted (E.W.) (5.11.2013) by [Mobile Homes \(Wales\) Act 2013 \(anaw 6\)](#), s. 64(1), [Sch. 4 para. 11\(a\)](#) (with [Sch. 5 para. 7](#)) (this amendment is to be treated as not having effect until 1.10.2014 by virtue of [S.I. 2014/11](#), art. 3(2))
- F3** Words in Sch. 3 para. 30D(5) inserted (E.W.) (5.11.2013) by [Mobile Homes \(Wales\) Act 2013 \(anaw 6\)](#), s. 64(1), [Sch. 4 para. 11\(b\)](#) (with [Sch. 5 para. 7](#)) (this amendment is to be treated as not having effect until 1.10.2014 by virtue of [S.I. 2014/11](#), art. 3(2))

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