



Equality Act 2010

2010 CHAPTER 15

PART 5

WORK

CHAPTER 1

EMPLOYMENT, ETC.

The Bar

47 Barristers

- (1) A barrister (A) must not discriminate against a person (B)—
 - (a) in the arrangements A makes for deciding to whom to offer a pupillage or tenancy;
 - (b) as to the terms on which A offers B a pupillage or tenancy;
 - (c) by not offering B a pupillage or tenancy.
- (2) A barrister (A) must not discriminate against a person (B) who is a pupil or tenant—
 - (a) as to the terms on which B is a pupil or tenant;
 - (b) in the way A affords B access, or by not affording B access, to opportunities for training or gaining experience or for receiving any other benefit, facility or service;
 - (c) by terminating the pupillage;
 - (d) by subjecting B to pressure to leave chambers;
 - (e) by subjecting B to any other detriment.
- (3) A barrister must not, in relation to a pupillage or tenancy, harass—
 - (a) the pupil or tenant;
 - (b) a person who has applied for the pupillage or tenancy.

Status: This is the original version (as it was originally enacted).

- (4) A barrister (A) must not victimise a person (B)—
- (a) in the arrangements A makes for deciding to whom to offer a pupillage or tenancy;
 - (b) as to the terms on which A offers B a pupillage or tenancy;
 - (c) by not offering B a pupillage or tenancy.
- (5) A barrister (A) must not victimise a person (B) who is a pupil or tenant—
- (a) as to the terms on which B is a pupil or tenant;
 - (b) in the way A affords B access, or by not affording B access, to opportunities for training or gaining experience or for receiving any other benefit, facility or service;
 - (c) by terminating the pupillage;
 - (d) by subjecting B to pressure to leave chambers;
 - (e) by subjecting B to any other detriment.
- (6) A person must not, in relation to instructing a barrister—
- (a) discriminate against a barrister by subjecting the barrister to a detriment;
 - (b) harass the barrister;
 - (c) victimise the barrister.
- (7) A duty to make reasonable adjustments applies to a barrister.
- (8) The preceding provisions of this section (apart from subsection (6)) apply in relation to a barrister's clerk as they apply in relation to a barrister; and for that purpose the reference to a barrister's clerk includes a reference to a person who carries out the functions of a barrister's clerk.
- (9) A reference to a tenant includes a reference to a barrister who is permitted to work in chambers (including as a squatter or door tenant); and a reference to a tenancy is to be construed accordingly.