



Equality Act 2010

2010 CHAPTER 15

PART 5

WORK

CHAPTER 1

EMPLOYMENT, ETC.

Office-holders

51 Public offices: recommendations for appointments, etc.

- (1) A person (A) who has the power to make a recommendation for or give approval to an appointment to a public office within section 50(2)(a) or (b), must not discriminate against a person (B)—
 - (a) in the arrangements A makes for deciding who to recommend for appointment or to whose appointment to give approval;
 - (b) by not recommending B for appointment to the office;
 - (c) by making a negative recommendation of B for appointment to the office;
 - (d) by not giving approval to the appointment of B to the office.
- (2) A person who has the power to make a recommendation for or give approval to an appointment to a public office within section 50(2)(a) or (b) must not, in relation to the office, harass a person seeking or being considered for the recommendation or approval.
- (3) A person (A) who has the power to make a recommendation for or give approval to an appointment to a public office within section 50(2)(a) or (b), must not victimise a person (B)—
 - (a) in the arrangements A makes for deciding who to recommend for appointment or to whose appointment to give approval;

Status: This is the original version (as it was originally enacted).

- (b) by not recommending B for appointment to the office;
 - (c) by making a negative recommendation of B for appointment to the office;
 - (d) by not giving approval to the appointment of B to the office.
- (4) A duty to make reasonable adjustments applies to a person who has the power to make a recommendation for or give approval to an appointment to a public office within section 50(2)(a) or (b).
- (5) A reference in this section to a person who has the power to make a recommendation for or give approval to an appointment to a public office within section 50(2)(a) is a reference only to a relevant body which has that power; and for that purpose “relevant body” means a body established—
- (a) by or in pursuance of an enactment, or
 - (b) by a member of the executive.