

*Status: Point in time view as at 01/10/2010.*

*Changes to legislation: Equality Act 2010, SCHEDULE 6 is up to date with all changes known to be in force on or before 24 April 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 6

Section 52

#### OFFICE-HOLDERS: EXCLUDED OFFICES

##### *Work to which other provisions apply*

- 1 (1) An office or post is not a personal or public office in so far as one or more of the provisions mentioned in sub-paragraph (2)—
- (a) applies in relation to the office or post, or
  - (b) would apply in relation to the office or post but for the operation of some other provision of this Act.
- (2) Those provisions are—
- (a) section 39 (employment);
  - (b) section 41 (contract work);
  - (c) section 44 (partnerships).
  - (d) section 45 (LLPs);
  - (e) section 47 (barristers);
  - (f) section 48 (advocates);
  - (g) section 55 (employment services) so far as applying to the provision of work experience within section 56(2)(a) or arrangements within section 56(2)(c) for such provision.

##### *Political offices*

- 2 (1) An office or post is not a personal or public office if it is a political office.
- (2) A political office is an office or post set out in the second column of the following Table—

<i>Political setting</i>	<i>Office or post</i>
Houses of Parliament	An office of the House of Commons held by a member of that House
	An office of the House of Lords held by a member of that House
	A Ministerial office within the meaning of section 2 of the House of Commons Disqualification Act 1975
	The office of the Leader of the Opposition within the meaning of the Ministerial and other Salaries Act 1975

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	The office of the Chief Opposition Whip, or of an Assistant Opposition Whip, within the meaning of that Act
Scottish Parliament	An office of the Scottish Parliament held by a member of the Parliament The office of a member of the Scottish Executive The office of a junior Scottish Minister
National Assembly for Wales	An office of the National Assembly for Wales held by a member of the Assembly The office of a member of the Welsh Assembly Government
Local government in England (outside London)	An office of a county council, district council or parish council in England held by a member of the council An office of the Council of the Isles of Scilly held by a member of the Council
Local government in London	An office of the Greater London Authority held by the Mayor of London or a member of the London Assembly An office of a London borough council held by a member of the council An office of the Common Council of the City of London held by a member of the Council
Local government in Wales	An office of a county council, county borough council or community council in Wales held by a member of the council
Local government in Scotland	An office of a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 held by a member of the council An office of a council established under section 51 of the Local Government (Scotland) Act 1973 held by a member of the council
Political parties	An office of a registered political party

- (3) The reference to a registered political party is a reference to a party registered in the Great Britain register under Part 2 of the Political Parties, Elections and Referendums Act 2000.

*Honours etc.*

- 3 A life peerage (within the meaning of the Life Peerages Act 1958), or any other dignity or honour conferred by the Crown, is not a personal or public office.

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