



# Equality Act 2010

## 2010 CHAPTER 15

### PART 2 **E+W+S**

#### EQUALITY: KEY CONCEPTS

### CHAPTER 1 **E+W+S**

#### PROTECTED CHARACTERISTICS

#### 9 **Race** **E+W+S**

- (1) Race includes—
  - (a) colour;
  - (b) nationality;
  - (c) ethnic or national origins.
- (2) In relation to the protected characteristic of race—
  - (a) a reference to a person who has a particular protected characteristic is a reference to a person of a particular racial group;
  - (b) a reference to persons who share a protected characteristic is a reference to persons of the same racial group.
- (3) A racial group is a group of persons defined by reference to race; and a reference to a person's racial group is a reference to a racial group into which the person falls.
- (4) The fact that a racial group comprises two or more distinct racial groups does not prevent it from constituting a particular racial group.
- (5) A Minister of the Crown <sup>F1</sup>...—
  - (a) [<sup>F2</sup>must by order] amend this section so as to provide for caste to be an aspect of race;

*Status: Point in time view as at 25/06/2013.*

*Changes to legislation: Equality Act 2010, Section 9 is up to date with all changes known to be in force on or before 19 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)*

- (b) [<sup>F3</sup>may by order] amend this Act so as to provide for an exception to a provision of this Act to apply, or not to apply, to caste or to apply, or not to apply, to caste in specified circumstances.
- (6) The power under section 207(4)(b), in its application to subsection (5), includes power to amend this Act.

#### **Textual Amendments**

- F1** Words in s. 9(5) omitted (25.6.2013) by virtue of [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), [ss. 97\(2\)](#), [103\(2\)](#)
- F2** Words in s. 9(5)(a) inserted (25.4.2013 for specified purposes and 25.6.2013 in so far as not already in force) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), [ss. 97\(3\)](#), [103\(1\)\(i\)\(2\)](#)
- F3** Words in s. 9(5)(b) inserted (25.4.2013 for specified purposes and 25.6.2013 in so far as not already in force) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), [ss. 97\(4\)](#), [103\(1\)\(i\)\(2\)](#)

#### **Modifications etc. (not altering text)**

- C1** S. 9(5) power to repeal or amend conferred (25.4.2013 for specified purposes and 25.6.2013 in so far as not already in force) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), [ss. 97\(7\)-\(10\)](#), [103\(1\)\(i\)\(2\)](#)

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