



Equality Act 2010

2010 CHAPTER 15

PART 5 **U.K.**

WORK

CHAPTER 1 **E+W+S**

EMPLOYMENT, ETC.

Local authority members

58 **Official business of members** **E+W+S**

- (1) A local authority must not discriminate against a member of the authority in relation to the member's carrying out of official business—
 - (a) in the way the authority affords the member access, or by not affording the member access, to opportunities for training or for receiving any other facility;
 - (b) by subjecting the member to any other detriment.
- (2) A local authority must not, in relation to a member's carrying out of official business, harass the member.
- (3) A local authority must not victimise a member of the authority in relation to the member's carrying out of official business—
 - (a) in the way the authority affords the member access, or by not affording the member access, to opportunities for training or for receiving any other facility;
 - (b) by subjecting the member to any other detriment.
- (4) A member of a local authority is not subjected to a detriment for the purposes of subsection (1)(b) or (3)(b) only because the member is—
 - (a) not appointed or elected to an office of the authority,
 - (b) not appointed or elected to, or to an office of, a committee or sub-committee of the authority, or

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- (c) not appointed or nominated in exercise of an appointment power of the authority.
- (5) In subsection (4)(c), an appointment power of a local authority is a power of the authority, or of a group of bodies including the authority, to make—
 - (a) appointments to a body;
 - (b) nominations for appointment to a body.
- (6) A duty to make reasonable adjustments applies to a local authority.

59 Interpretation **E+W+S**

- (1) This section applies for the purposes of section 58.
- (2) “Local authority” means—
 - (a) a county council in England;
 - (b) a district council in England;
 - (c) the Greater London Authority;
 - (d) a London borough council;
 - (e) the Common Council of the City of London;
 - (f) the Council of the Isles of Scilly;
 - (g) a parish council in England;
 - (h) a county council in Wales;
 - (i) a community council in Wales;
 - (j) a county borough council in Wales;
 - [^{F1}(ja) a corporate joint committee established by regulations made under Part 5 of the Local Government and Elections (Wales) Act 2021;]
 - (k) a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994;
 - (l) a community council in Scotland.
- (3) A Minister of the Crown may by order amend subsection (2) so as to add, vary or omit a reference to a body which exercises functions that have been conferred on a local authority within paragraph (a) to (l).
- (4) A reference to the carrying-out of official business by a person who is a member of a local authority is a reference to the doing of anything by the person—
 - (a) as a member of the authority,
 - (b) as a member of a body to which the person is appointed by, or appointed following nomination by, the authority or a group of bodies including the authority, or
 - (c) as a member of any other public body.
- (5) “Member”, in relation to the Greater London Authority, means—
 - (a) the Mayor of London;
 - (b) a member of the London Assembly.

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Textual Amendments

- F1** [S. 59\(2\)\(ja\)](#) inserted (E.W.) (1.4.2021) by [The Corporate Joint Committees \(General\) \(Wales\) Regulations 2021 \(S.I. 2021/327\)](#), reg. 1(2), **Sch. 3 para. 2**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 40A inserted by [2023 c. 51 s. 1](#)
- s. 120(9) inserted by [2023 c. 51 s. 2\(b\)](#)
- s. 124A inserted by [2023 c. 51 s. 3](#)