



# Estate Agents Act 1979

## 1979 CHAPTER 38

### *Supplementary*

#### **32 Meaning of “associate”.**

- (1) In this Act “associate” includes a business associate and otherwise has the meaning given by the following provisions of this section.
- (2) A person is an associate of another if he is the spouse [<sup>F1</sup> or civil partner ] or a relative of that other or of a business associate of that other.
- (3) In subsection (2) above “relative” means brother, sister, uncle, aunt, nephew, niece, lineal ancestor or lineal descendant, <sup>F2</sup>... references to a spouse include a former spouse and a [<sup>F3</sup> reputed spouse, and references to a civil partner include a former civil partner [<sup>F4</sup> and a reputed civil partner];] and for the purposes of this subsection a relationship shall be established as if an illegitimate child or step-child of a person [<sup>F5</sup> were the legitimate child of the relationship in question] .
- (4) A body corporate is an associate of another body corporate—
  - (a) if the same person is a controller of both, or a person is a controller of one and persons who are his associates, or he and persons who are his associates, are controllers of the other; or
  - (b) if a group of two or more persons is a controller of each company, and the groups either consist of the same persons or could be regarded as consisting of the same persons by treating (in one or more cases) a member of either group as replaced by a person of whom he is an associate.
- (5) An unincorporated association is an associate of another unincorporated association if any person—
  - (a) is an officer of both associations;
  - (b) has the management or control of the activities of both associations; or
  - (c) is an officer of one association and has the management or control of the activities of the other association.
- (6) A partnership is an associate of another partnership if—

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**Changes to legislation:** Estate Agents Act 1979, Section 32 is up to date with all changes known to be in force on or before 14 September 2023. 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) View outstanding changes

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- (a) any person is a member of both partnerships; or
- (b) a person who is a member of one partnership is an associate of a member of the other partnership; or
- (c) a member of one partnership has an associate who is also an associate of a member of the other partnership.

#### Textual Amendments

- F1** Words in s. 32(2) inserted (5.12.2005) by Civil Partnership Act 2004 (c. 33), s. 263(10)(b), **Sch. 27 para. 63(2)**; S.I. 2005/3175, art. 2(2)
- F2** Word in s. 32(3) repealed (5.12.2005) by Civil Partnership Act 2004 (c. 33), s. 263(10)(b), Sch. 27 para. 63(3)(a), **Sch. 30**; S.I. 2005/3175, art. 2(2)(6)
- F3** Words in s. 32(3) substituted (5.12.2005) by Civil Partnership Act 2004 (c. 33), s. 263(10)(b), **Sch. 27 para. 63(3)(b)**; S.I. 2005/3175, art. 2(2)
- F4** Words in s. 32(3) inserted (5.12.2005) by The Civil Partnership Act 2004 (Overseas Relationships and Consequential, etc. Amendments) Order 2005 (S.I. 2005/3129), art. 1, **Sch. 4 para. 5**
- F5** Words in s. 32(3) substituted (5.12.2005) by Civil Partnership Act 2004 (c. 33), s. 263(10)(b), **Sch. 27 para. 63(3)(c)**; S.I. 2005/3175, art. 2(2)

**Changes to legislation:**

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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. 21A inserted by [2007 c. 17 s. 54\(1\)](#)