



Equality Act 2006

2006 CHAPTER 3

PART 1

THE COMMISSION FOR EQUALITY AND HUMAN RIGHTS

Enforcement powers

23 Agreements

- (1) The Commission may enter into an agreement with a person under which—
 - (a) the person undertakes—
 - (i) not to commit an unlawful act of a specified kind, and
 - (ii) to take, or refrain from taking, other specified action (which may include the preparation of a plan for the purpose of avoiding an unlawful act), and
 - (b) the Commission undertakes not to proceed against the person under section 20 or 21 in respect of any unlawful act of the kind specified under paragraph (a) (i).
- (2) The Commission may enter into an agreement with a person under this section only if it thinks that the person has committed an unlawful act.
- (3) But a person shall not be taken to admit to the commission of an unlawful act by reason only of entering into an agreement under this section.
- (4) An agreement under this section—
 - (a) may be entered into whether or not the person is or has been the subject of an investigation under section 20,
 - (b) may include incidental or supplemental provision (which may include provision for termination in specified circumstances), and
 - (c) may be varied or terminated by agreement of the parties.
- (5) This section shall apply in relation to the breach of a duty specified in section 34(2) as it applies in relation to the commission of an unlawful act; and for that purpose the

Status: This is the original version (as it was originally enacted).

reference in subsection (1)(b) above to section 20 or 21 shall be taken as a reference to section 32.