

## Stage 1 Equality Impact Assessment – Initial Screening

<b>Assessor(s) Name(s):</b>	Lee Matthews – Strategic Manager Recreation and Open Spaces
<b>Directorate:</b>	Neighbourhoods
<b>Date of Completion:</b>	6/9/2020

### Name of Policy/Strategy/Service/Function Proposal

**Public Spaces Protection Orders**

### The Aims, Objectives and Expected Outcomes:

To review and amend the Dog Control and Designated Public Place Orders and replace them with new Public Spaces Protection Orders

The new order proposals have been drafted in early 2020.

The proposals went through a period of public consultation for 18 weeks from 19<sup>th</sup> February until 30<sup>th</sup> June. The consultation period was extended due to Covid 19 outbreak

The areas consulted related to were:

Alcohol control  
Dog Fouling  
Dog Control – Dogs on leads and Exclusion

The areas where the orders impacted included, parks, playgrounds, cemeteries, public highway, rights of way and beaches.

The new proposals have been produced inline with existing orders

Consultation methods were varied to ensure we captured as many responses as possible.  
We captured responses through

Email

Written response

On-line survey

Face to face

The consultation focused on

Seeking stakeholder views on each PSPO proposal (agree or disagree) with an opportunity to comment on each order or each site proposed

Enforcement processes is not changing

Maps and signage will be produced in line with corporate guidelines and will be located in areas where people see the restricted areas.

Key Questions to Consider in Assessing Potential Impact	
Will the policy, strategy, service or council function proposal have a negative impact on any of the protected characteristics or other reasons that are relevant issues for the local community and/or staff?	No
Has previous consultation identified this issue as important or highlighted negative impact and/or we have created a “legitimate expectation” for consultation to take place? A legitimate expectation may be created when we have consulted on similar issues in the past or if we have ever given an indication that we would consult in such situations	Yes
Do different groups of people within the local community have different needs or experiences in the area this issue relates to?	No
Could the aims of these proposals be in conflict with the council’s general duty to pay due regard to the need to eliminate discrimination, advance equality of opportunity and to foster good relations between people who share a protected characteristic and people who do not?	No
Will the proposal have a significant effect on how services or a council function/s is/are delivered?	No
Will the proposal have a significant effect on how other organisations operate?	No
Does the proposal involve a significant commitment of resources?	No
Does the proposal relate to an area where there are known inequalities?	No
<p>If you answer <b>Yes</b> to any of these questions, it will be necessary for you to proceed to a full Equality Impact Assessment after you have completed the rest of this initial screening form.</p> <p>If you answer <b>No</b> to all of these questions, please provide appropriate evidence using the table below and complete the evidence considerations box and obtain sign off from your Head of Service.</p>	

Protected Characteristics	Positive	Negative	No impact	Reasons
Age			X	<p>All persons may be subject to enforcement action where PSPO will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality Act 210.</p> <p>No negative feedback received from the recent consultation</p>
Disability			X	<p>All persons may be subject to enforcement action where PSPO will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality Act 210.</p> <p>No negative feedback received from the recent consultation</p>
Gender Reassignment			X	<p>All persons including businesses may be subject to enforcement action where this policy will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the</p>

				<p>enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality Act 210.</p> <p>Currently no data is collected showing the equality breakdown of those subject to enforcement action (individual or businesses). It is unlikely that this information would be collected.</p> <p>No negative feedback received from the recent consultation</p>
Marriage & Civil Partnership			x	<p>All persons may be subject to enforcement action where PSPO will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality Act 210.</p> <p>No negative feedback received from the recent consultation</p>
Pregnancy & Maternity			x	<p>All persons may be subject to enforcement action where PSPO will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality Act 210.</p> <p>No negative feedback received from the recent</p>

				consultation
Race			x	<p>All persons may be subject to enforcement action where PSPO will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality Act 210.</p> <p>No negative feedback received from the recent consultation</p>
Religion / Belief			x	<p>All persons may be subject to enforcement action where PSPO will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality Act 210.</p> <p>No negative feedback received from the recent consultation</p>
Sex (male / female)			x	<p>All persons may be subject to enforcement action where PSPO will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality</p>

				<p>Act 210.</p> <p>No negative feedback received from the recent consultation</p>
Sexual Orientation			x	<p>All persons may be subject to enforcement action where PSPO will apply. The considerations applied in the policy are consistency, transparency, proportionality and risk targeting as well as the seriousness of the offence, the consequence, previous history, wilfulness, effectiveness of the enforcement option and public interest. The public interest test also considers the impact on vulnerable individuals which may include those with protected characteristics under the Equality Act 210.</p> <p>No negative feedback received from the recent consultation</p>

Are there aspects of the proposal that contribute to or improve the opportunity for equality?	Yes
<p>By adhering to the policy, formal enforcement duties will be carried out in a fair, equitable, non discriminatory and consistent manner. Consistency will be promoted by following clear standards of enforcement and where possible through liaison with other authorities and enforcement bodies.</p>	

Evidence Considered During Screening
<p>The new PSPO applies to anyone where they may be subject to enforcement action instigated by services within the neighbourhood's directorate.</p> <p>The PSPO proposals are in line with existing orders and have been consulted on with local residents, landowners, and key stakeholders. Hampshire Constabulary have responded and are supportive</p> <p>Internal departmental consultation has taken place with licensing, rights of way, parks and</p>

countryside, beaches and bereavement services

Cabinet members for community safety and public protection and heritage and environment have been briefed.

Current order proposals have been produced from the following

- Services users/complaints
- Previous Enforcement action
- Feedback from stakeholders and inspection officers

Comments from initial feedback has assisted the drafting of the current orders for consultation

Head of Service Sign off:	Alex Minns
Advice sought from Legal Services (Name)	Jenny Ager
Date	6 September 2020



