

Thanet District Council (TDC) Equality Impact Assessment

Step one: test for relevance

1 Person responsible for this assessment

Name:	Eden Geddes		
Job title:	Enforcement & multi agency task force manager		
Phone:			
Service area:	Community Services	Date of assessment:	28 11 2022

2 Others involved in carrying out the analysis

Name:	
Name:	
Name:	

3. Description of strategy, policy, service, project, activity or decision

Title:	Public Space Protection Order Athelstan & Ethelbert Roads
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Is it new?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
A review of existing?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>

3.1 Aims and objectives

Consider: **what** you are doing? **why** you are doing it? **who** will benefit?

Thanet District Council is proposing to introduce a PSPO in a specific geographical location within the district to create safer communities and deter and reduce crime and anti social behaviour,

PSPOs will only be used to protect communities from unwanted anti-social behaviours and shall only be enforceable where there is reasonable evidence to do so. A breach of the order is a criminal offence reported to the court or the breach being discharged through a Fixed Penalty Notice.

Restrictions on the proposed behaviours may have an impact on protected characteristics or other strategic equalities considerations, in particular the safeguarding of children and vulnerable adults, mental well-being and community resilience, and disability. The impact on all factors has been considered as part of the Equality Impact Assessment.

3.2 What outcomes are expected? Who is expected to benefit?

The expected outcome of the order is to reduce the impact of waste related anti social behaviour which is having an ongoing negative impact upon residents. The conditions of the PSPO are covered below.

- I. Each relevant person must ensure that all household waste be presented for collection from their property and that waste is contained in the specified receptacle or is presented for collection in a manner specified for their property by Thanet District Council
- II. Each relevant person must ensure that any waste for their property or waste presented for collection in a manner specified for their property is not situated outside the boundary of their premises other than between 6pm on the day before collection is due, and 8pm on the day of collection unless the waste is in an identifiable bin storage area of their property.
- III. Each relevant person must ensure that gardens, driveways and any other outdoor space associated with relevant premises are free from litter, waste, furniture, kitchen appliances or any other items which could be considered waste.
- IV. Each relevant person must ensure that boundaries associated with relevant premises, be it a fence, wall, barrier or other kind of boundary line be kept in a good state of repair and not present a hazard.
- V. All persons are prohibited from generating excessive noise, or in residential premises when directed not to do so by an authorised officer and that the behaviour is causing or is likely to cause nuisance or annoyance to others in the locality. Officers will have particular regard to the rights of freedom of expression and freedom of assembly set out in articles 10 and 11 of the convention.

2. Restrictions (PART 2)

To restrict access To the non-public right of way proportion of the alleyway between Athelstan Road and Ethelbert Road to the public at all times, using lockable alley gates, except for residents, guests, emergency services; and statutory undertakers.

The benefit of the PSPO is to residents of the two roads as it will work towards improving the cleanliness of the street scene. The closure of the alley way will assist in the reduction of criminal offences such as fly tipping and substance misuse/supply.

The noise element of the PSPO is designed to assist residents experiencing noise issues which fall outside of statutory noise investigation criteria.

4 Who is affected?

- 4.1 Which groups or individuals does the strategy, policy, service, project, activity or decision affect? For example, the Council, employees (including temporary workers), other public authorities, contractors, partner organisations, wider community, others.

Staff, Internal departments, Police County council/ residents/ landlords and agents.

- 4.2 Does the strategy, policy, service, project, activity or decision relate to a service area with known inequalities? (Give a brief description).

Thanet continues to rank as the most deprived local authority in Kent. Cliftonville West ward is ranked as the most deprived ward in Thanet

5 Equality Act 2010

How does the strategy, policy, service, project, activity or decision actively meet the public sector equality duties to:

Eliminate unlawful discrimination (including harassment, victimisation and other prohibited conduct)

Once agreed, this will be the 05th PSPO within the district. In review of other PSPO's there have been no complaints of evidence to support a premise of a negative impact on the wider community and for groups that may have protected characteristics.

Advance equality of opportunity (between people who share a protected characteristic and people who do not share it)

The PSPO does not target any groups of people regarding protected characteristics and following in the principles of previous PSPO's implemented across the district, Individuals are given an opportunity to mitigate risk behaviour to prevent and enforcement activity.

Foster good relations (between people who share a protected characteristic and people who do not share it). Could it have an adverse impact on relations between different diverse groups?

The consultation on proposals showed over a 90% agreement for the proposals. Around 20% of respondents replied using the pictographic consultation document which was developed for those who do not read English or for whom English was a learned spoken but not written language. There is no perceived negative impact upon those with protected characteristics.

6 Priority

The following questions will help you to identify whether this 'service' is a high priority. Please answer all questions with particular reference to the protected characteristics; race, gender, gender reassignment, disability, religion or belief, sexual orientation, age, marriage and civil marriage/partnership and pregnancy and maternity.

Please provide a comment for each answer, providing evidence for your answer, regardless whether you have answered yes or no.

Questions	Yes	No
1. Are there any particular groups who may have trouble accessing the 'service'?		X
Comments: The PSPO is equally applicable to all in the defined geographical location		
2. Does your information suggest that some groups of people are less satisfied than others with this 'service'?		X
Comments: The PSPO recognises the diversity of the Thanet district and all events work to ensure that everyone has the same opportunities and they are inclusive.		
3. Will this service have a significant impact on any of our residents?		X
Comments: The enforcement of the PSPO will follow an incremental progression the situation of individuals will be taken in to account on each occasion prior to enforcement being undertaken		
4. Do you have any evidence that discrimination, harassment and/or victimisation could occur as part of this service?		X
Comments: The PSPO is inclusive for all.		
5. Do you think the service will hinder communication and negatively impact relations between the organisation and its employees, residents, contractors or anyone else?		X
Comments: The rich variation of ethnicities and communities within the geographical area is something to be celebrated. It is envisioned that the development of the community space as part of the PSPO will improve relationships between groups.		
6. Does this service need to improve the way in which it is communicated to people who have literacy, numeracy or any other access needs?		X
Comments: The development of the PSPO is designed to improve the streetscene for residents. The PSPO can be seen as beneficial for increasing wellbeing and has a high level of support from directly within the proposed area.		
7. Does consultation need to be carried out?	X	
Comments:		

A consultation was undertaken and found over 90% in favour of the PSPO	
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In order to assess the priority of your **'service'** please complete the table below by adding up how many questions you answered yes to and following the appropriate action.

Priority	Number of questions answered 'yes'	Rating	Action
High	3 or more		Continue to section 2
Medium	1 to 2	2	Please provide evidence to any questions you answered 'yes' to in section 1. Test for relevance complete (sometimes a full assessment may be required).
Low	0		Test for relevance complete.

If, following the completion of the test for relevance, a full assessment is not required, go straight to the declaration. If a full assessment is required, go to Step two: full equality impact assessment.

Step two: full equality impact assessment

1 Could the strategy, policy, service, project, activity or decision have a **negative, positive or neutral** effect on groups or individuals?

Consider:

What you are doing?

Why you are doing it?

How you are doing it?

Who can access the service easily and who may not be able to access the service and **why**?

The full analysis explores ways to reduce or eliminate barriers and/or negative impacts.

Protected characteristics	N e g a t i v e	P o s i t i v e	N e u t r a l	Evidence/Reasoning (Consider any barriers which will have negative impact and/or good practices giving positive impact)
<p>Age</p> <p>Consider:</p> <ul style="list-style-type: none"> • The way younger and older people access services may be different • Use of technology • Child care/care of other dependant • Timings/flexibility, such as work patterns • Transport arrangements • Venue location 		X		<p>Recommendations:</p>
<p>Disability (Includes: physical, learning, sensory (deaf/blind), mental health)</p> <p>Consider:</p> <ul style="list-style-type: none"> • Communication methods • Accessibility – venue, location, transport • Range of support needed to participate • Hearing Loops/Interpreters • Disability awareness training for employees 		X		<p>Recommendations:</p>
<p>Race (Includes; gypsy, travelling, refugee and migrant communities)</p> <p>Consider:</p>		X		<p>Recommendations:</p> <p>The PSPO and supporting information aside from a written format has been delivered in the form of a pictogram to every resident/ landlord and business in</p>

<ul style="list-style-type: none"> • The size of the BME communities that your service/project affects. • Language(s) spoken/understood. • Culture, such as hygiene, clothing, physical activities, mixed gender activities. • What access support can you offer? 			<p>recognition of those who may not have an understanding of written English.</p>
<p>Religion, faith or belief</p> <p>Consider:</p> <ul style="list-style-type: none"> • The diversity within the communities that your service/project affect • Prayer times, meal times, food (some religions do not eat meat), cultural habit or belief, religious holidays such as Ramadan • Awareness training for employees 		X	<p>Recommendations:</p>
<p>Pregnancy and maternity</p> <p>Consider:</p> <ul style="list-style-type: none"> • Flexible hours of the service/project • Is there access to private area for breastfeeding mothers? 			<p>Recommendations:</p>
<p>Gender</p> <p>Consider:</p> <ul style="list-style-type: none"> • The impact on men and women • Child care/care of other dependant • Mixed/single gender groups/activities • Timing of services/projects 			<p>Recommendations:</p>
<p>Sexual orientation (Includes: lesbian, gay, bisexual)</p> <p>Consider:</p> <ul style="list-style-type: none"> • LGB people should feel safe to disclose their sexual orientation without fear of prejudice • Make it clear you recognised civil 			<p>Recommendations:</p>

marriage and partnerships <ul style="list-style-type: none"> Awareness training for employees 			
Transgender Consider: <ul style="list-style-type: none"> Trans people should be able to disclose their gender identity without fear of prejudice Making it clear you have a Trans policy and process Awareness training for employees 		X	Recommendations:
Marriage and civil marriage/partnership Consider: <ul style="list-style-type: none"> All couples or partners, regardless of gender, should be able to access services 		X	Recommendations:

Outsourced services	
If your policy/process is partly or wholly provided by external organisations/agencies (such as Civica or Capita), please list any arrangements you plan to ensure that they promote equality and diversity. Include this in your improvement plan	N/A
Relations between different equality groups	
Does your assessment show that a strategy, policy or process may amount to potential adverse impact between different equality groups? If yes please explain how the improvement plan is going to tackle this issue	The PSPO is structured to ensure that everyone has the same opportunities and they are inclusive.
Consultation responses	
Summary of replies from individuals and stakeholders consulted including any previous complaints on equality and diversity issues about the strategy, policy or process	See here

Summary of recommendations		
Actions	By Who	By When

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Declaration

I am satisfied that a Test for Relevance has been carried out on the matter named in this Analysis and conclude that a full Equality Impact Assessment **is not required**.

Yes No

If you do not think that a full Equality Impact Assessment is required – please give your reasons:

The implementation of a Public Spaces Protection Order is related to a geographical area and the impact is equitable across all groups including those with protected characteristics, supporting policies, services and legislation that do not discriminate against anyone and that, where possible, promotes equality of opportunity.

I confirm that a full Equality Impact Assessment has been completed.

Yes No

Signature of Head of Service:	Date:

Recommendations agreed:	Yes <input type="checkbox"/> No <input type="checkbox"/>
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Signed: (Director):	EIA date: