

Equality Impact Assessment Form - DRAFT



**North East
Derbyshire**
District Council

Responsibility and Ownership

Name of policy, practice, service or function: Statement of Principles: Licensing Act 2003

Responsible department: Joint Environmental Health Service

Service area: Environmental Health

Lead Officer:

Date of assessment: 02 February 2024

Other members of assessment team

Name	Position	Area of expertise
Charmaine Terry	Environmental Health Team Manager (Licensing)	Licensing
Lindsey Delamore	Licensing and Enforcement Officer	Licensing

Assessment Background

Scope

1	What are the main aims/objectives or purpose of the policy, strategy, practice, service or function?	The Council is required to publish a Statement of Principles under the Licensing Act 2003 every five years. In setting out this Policy North East Derbyshire District Council seeks to establish sensible controls and appropriate guidance
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		to encourage and further the efforts that are being made by the Council and its partners together with the licensed trade to help the Authority deal with issues that arise from licensable activities.
2	Are there any external factors we need to consider such as new legislation or legislation changes?	Minor updates to legislation. Introduction/pending introduction of new legislation such as Martyn's Law. Revised guidance issued under section 182 of the Licensing Act 2003: Revised Guidance issued under section 182 of the Licensing Act 2003 (publishing.service.gov.uk)
3	Who is responsible for implementing the policy, strategy, practice, service or function?	The Joint Environmental Health Service
4	Who is affected by the policy, strategy, practice, service or function? E.g. businesses, customers, voluntary sector?	Licence holders, business owners, responsible authorities (public sector organisations such as the Police, Fire Service etc) and members of the public
5	What outcomes are we looking to achieve, why and for whom?	To encourage responsible management of licensable activities To encourage licence holders to promote the four licensing objectives for the benefit of residents and business owners within North East Derbyshire.
6	What existing information do you have on the impact of the policy, strategy, practice, service or function? E.g. consultation or satisfaction results?	The legislation and guidance highlights best practices and encourages the Council to consider those best practices in line with local knowledge and issues. A public consultation will be carried out prior to adopting the Policy.
7	How is existing information about the policy, practice, service or function publicised?	On the Council's website and directly to licence holders directly affected.

Identifying Potential Equality Impacts

Consider any impacts on each of the protected characteristics set out below. Be mindful that some impacts may affect more than one characteristic e.g. disability/age. Indicate where the policy, practice, service or function could have a positive/negative impact for different groups and your reasons. Specify which data sources have informed your assessment. **The Council has an Equality Plan which provides a profile for the district which may be helpful.**

Race

8	Identify any impacts of the policy or procedure on people who may be affected because of their race/ethnicity		
	White	English / Welsh / Scottish / Northern Irish / British / Irish/ Any other White background	None anticipated
	Asian/Asian British	Indian Pakistani Bangladeshi Chinese Any other Asian background	Licence applicants and business owners for whom English is not their first language may have difficulty understanding the policy in full or complying with the requirements. The Council has access to telephone interpretation and translation services where necessary.
	Black	African Caribbean Any other Black / African / Caribbean / Black British background	Licence applicants and business owners for whom English is not their first language may have difficulty understanding the policy in full or complying with the requirements. The Council has access to telephone interpretation and translation services where necessary.
	Any other ethnicity	Arab Any other ethnic group	Licence applicants and business owners for whom English is not their first language may have difficulty understanding the policy in full or complying with the requirements. The Council has access to telephone interpretation and translation services where necessary.

Sex/Gender

9	Identify any impacts of the policy, practice, service/function on people who may be affected because of their gender	
	Female	Licensable activities such as adult entertainment may have a more significant adverse impact on females. More robust management practices are recommended in the policy to mitigate any increased risk of violence against females. Local crime statistics for violence against women and girls have been considered in formulating this policy.
	Male	None anticipated.
	Transgender	Licensable activities such as regulated entertainment may have a more significant adverse impact on transgender individuals. More robust management practices are recommended in the policy to mitigate any increased risk.

Age

10	Identify any impacts of the policy, practice, service/function on people who may be affected because of their age	
	0-18 years	Licensable activities such as sale and supply of alcohol and adult entertainment may have a more significant adverse impact on this age group. More robust management practices are recommended in the policy to mitigate any increased risk.
	19-64 years	None anticipated.
	65 years and over	None anticipated.

Disability

11	Identify any impacts of the policy, practice, service/function on people who may be affected because of their disability/long-term ill health	
	Physical/mobility impairment	The provision of licensable activities could have a more adverse impact on individuals with health conditions and/or disabilities. More robust management practices are recommended in the policy to mitigate any increased risk.
	Sensory: hearing/visual or speech	The provision of licensable activities could have a more adverse impact on individuals with health conditions and/or disabilities. More robust management practices are recommended in the policy to mitigate any increased risk.
	Mental health	The provision of licensable activities could have a more adverse impact on individuals with health conditions and/or disabilities. More robust management practices are recommended in the policy to mitigate any increased risk.
	Learning disabilities	The provision of licensable activities could have a more adverse impact on individuals with health conditions and/or disabilities. More robust management practices are recommended in the policy to mitigate any increased risk.
	Non-visible conditions, e.g. epilepsy/diabetes	The provision of licensable activities could have a more adverse impact on individuals with health conditions and/or disabilities. More robust management practices are recommended in the policy to mitigate any increased risk.

Religion or Belief

12	Identify any impacts of the policy, practice, service or function on people who may be affected because of their religion or belief, including non-belief
None anticipated.	

Sexual Orientation

13	Identify any impacts of the policy, practice, service or function on people who may be affected because of their sexual orientation	
	Heterosexual	None anticipated.
	Lesbian	None anticipated.
	Gay	None anticipated.
	Bisexual	None anticipated.

Other categories

14	Identify any impacts of the policy, practice, service or function on people who may be affected because of other factors	
	Rural / urban	The provision of licensable activities could have a more adverse impact on individuals who live in town centres/built up areas where there is a higher concentration of licensable activity. More robust management practices are recommended in the policy to mitigate any increased risk.
	Carers	None anticipated.
	Travellers	None anticipated.
	Other	None anticipated.

Document the assessment evidence (where information is held)

Data or information	When and how was it collected?	Where is it from?	What does it tell you?	Gaps in information / Comments
Customer feedback and complaints	N/A			
Consultation and community involvement	Pending	Public, responsible authorities and other relevant partner organisations		
Performance information	N/A			
Take up and usage data	N/A			
Comparative information or data where no local information available (benchmarking)	Statement of Principles' from other neighbouring local authorities	Other local authorities	Other local authorities take similar approaches	

Data or information	When and how was it collected?	Where is it from?	What does it tell you?	Gaps in information / Comments
Census, regional or national statistics	Local crime statistics Local health statistics National reports on trends			
Access audits or other disability assessments	N/A			
Workforce profile	N/A			
Where service delivered under procurement arrangements	N/A			

Findings: Are any groups affected? If so, how?

Key points	Any groups affected?	Positive Impact/Negative Impact/No impact/Negative impact mitigated?
Licensable activities in general may have an adverse effect people.	Females Transgender 0 – 18 year olds People with disabilities or long term ill health	Licensable activities in general may have a negative impact on these groups. However, these licensable activities are largely controlled by legislation. This policy contains measures that aim to mitigate the negative impact of the provision of licensable activities on the groups identified and the wider community.

Recommendations and Decisions

Action by:

Amending the policy, strategy, practice, service or function	N/A
Find alternative means for achieving objectives	N/A
Develop equality objectives and targets for inclusion in the service plan	N/A
Initiate further research	The policy will be reviewed in an attempt to keep up with emerging information.
Undertaking actions identified in the EIA	N/A
Any other method (please state)	N/A

Equality Impact Assessment Improvement Plan Summary

Please list all actions, recommendations and/or decisions you plan to take as a result of the equality impact assessment:

Action Required	Responsible Officer	Target Date	Resources	Progress	Actual Outcome
Review the policy every five years in line with the statutory requirements	Joint Head of Service (Environmental Health)	January 2029			

Please send your completed assessment form to Amar Bashir email: amar.bashir@ne-derbyshire.gov.uk

Approval Process

Job role	Date	Comments
Improvement Officer Comments		
Information, Engagement & Performance Manager Comments (EIA Reviewer)		
Senior Manager (EIA Sign-off) Job title:		

EIA Template Reviewed: 30/03/23