

Thanet District Council (TDC) Equality Impact Assessment

Step one: test for relevance

1 Person responsible for this assessment

Name:	Lisa Collingwood/Fiona Kundu		
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Service area:	Enforcement Services	Date of assessment:	19/11/2020

2 Others involved in carrying out the analysis

Name:	Lisa Collingwood
Name:	Fiona Kundu
Name:	Jasmin Vickers

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

Title:	Coastal and Beach PSPO 2020
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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?

What; Thanet District Council is proposing to introduce a Coastal and Beach PSPO. Why; Creating a new public spaces protection order to help protect our Thanet coastline and beaches for our community with one set of coastal rules. Who; The introduction of the new PSPO will create safer communities and deter and reduce crime and anti social behaviour, all local communities and visitors will benefit.

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.

The Beach PSPO will cover;

1. **Use of Vehicles** - No motorised or electric vehicles may be parked or driven on the promenades, clifftops or beaches as follows: Cars, vans, lorries, trucks, motorcycles, scooters, segway, caravans and any vehicle used to reside in, Unless permission has been granted in writing by the Council and evidence of this can be produced. No deliveries to concessions after 10am.
1. **Cycling** -At any time of year between the hours of sunrise and sunset, and from 1 May to 30 September inclusive between the hours of 10.00am and 6.00pm, a person shall not ride any cycle on any of the promenades where localised signage requires you to dismount. You must adhere to the signs which vary around the coast. This is for the purposes of health and safety in busy areas.

2.1 (A cycle means a bicycle, a tricycle or a cycle having four or more wheels, including one power-assisted by electrical (or other means not being in any case a motorcycle or motor vehicle.) Please refer to our safe cycling guide (that includes tips for where you will need to dismount regardless of signage ie beach huts mean dismount, and rules for electric powered bikes and scooters, disability scooters)
2. **Bonfires, Barbecues and large gatherings** -
 - i) Bonfires are not permitted on any of the Council's land at any time. BBQs are not permitted on any of the Council's land, however are permitted on beaches after 6pm.
 - ii) Large gatherings are not permitted on the Council's beaches without prior permission. Large groups of 20 or more need to seek permission from Thanet District Council.
3. **Begging, Touting, Hawking, Selling** - Begging, Touting, Hawking, Selling is not permitted anywhere on Thanet's beaches, promenades and coast. This includes;
 - i) Begging or soliciting for money
 - ii) Advertising any article verbally or by the distribution of leaflets and flyers, circulars or advertisements of any kind
 - iii) Flyposting and other fixed notices on railings, posts or other street furniture without prior permission from the Beach and Coast Team, and a fee may be chargeable for this. Notices must be taken down within an agreed period.
 - iiii) Selling goods, products or services without prior permission of the Council.
4. **Horse riding** **Horse riding is not permitted** - between 1st May and 30th September, between the hours of 09:00 am and 19:00 pm.
5. **Encampments** - Camping or the erection of any structure (This includes but is not exclusive to vehicles, tents, yurts, caravans, motorhomes and any other structure used to reside in and any other temporary building) being used to occupy land is not permitted on beaches, promenades, clifftops, nearby green spaces, car parks and surrounding areas of the public realm without prior written consent of the Council with the exception of sunshades.

6. **Preaching, lectures, music and entertainment, sporting events, other events** - Lectures, speeches, sermons, live music, busking and other types of entertainment performances/shows etc are not permitted, unless prior permission has been granted by the Council as per our events policy. In any case any activities of the kind, including filming and photo shoots, intended to be held on the beach/coast need prior permission from the Media Team and Beach/Coast Team.

7. **Other actions which have a detrimental impact on the quality of life of others in the locality.**

i) Urination, defecation, spitting or littering are not permitted

ii) Drinking alcohol in a public place, after being told not to: No person shall consume alcohol or have an open alcohol container in any public place after request by an Authorised Officer or Police Constable to cease consumption or hand over the container. This provision does not apply to alcohol being consumed on licensed premises (enforced by TDC Alcohol PSPO)

iii) Ingesting, inhaling, injecting, smoking or otherwise using drugs or substance reasonably believed to be psychoactive substances.

iiii) Possessing or releasing any canister containing compressed gas

8. **Beach recreational activities and water sports**

To adhere to the set of Coastal and Beach 'Codes of Practice' set out by Thanet District Council.

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

The introduction of the PSPO will impact positively on and benefit the lives of people who live, work and visit the Thanet district's beaches and coastline. The introduction of the PSPO will also impact positively on people whose protected characteristics are impaired upon by the anti social behaviours the order has been designed to address.

The approach will be detailed on the Thanet District Council website under the Enforcement Policy section.

The PSPO will help reduce crime and anti social behaviour on and around Thanet Districts coastline, clifftops and beaches. Outcomes will vary depending on circumstances, welfare and safeguarding issues which will support reduction in ASB within the district and a reduction in any detrimental effects caused to our communities.

A robust education and enforcement plan will be in place along with a referral process to support those that are most vulnerable. The welfare of vulnerable persons and victims is paramount and any risks will be identified.

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.

Thanet District Council, Multi service agencies, Town and Parish Councils, Kent Police, Kent County Council, Wider Community, Residents, Resident Groups, Leisure Organisations, Charities, Wildlife Groups, RNLI, Harbour Master

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

The introduction of the PSPO will impact positively on and benefit the lives of people who live, work and visit the Thanet district's beaches and coastline. The introduction of the PSPO will also impact positively on people whose protected characteristics are impaired upon by the anti social behaviours the order has been designed to address.

An example might be that pregnant women, families, infants, and disabled people can be denied access to facilities needed such as public toilets or shelter which may contain substance misusers or drug paraphernalia.

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)

All members of the community are treated fairly and equally regardless of age.

Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.

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

All members of the community are treated fairly and equally regardless of age.

Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.

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?

All members of the community are treated fairly and equally regardless of age.

Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.

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:		
2. Does your information suggest that some groups of people are less satisfied than others with this 'service'?		x
Comments:		
3. Will this service have a significant impact on any of our residents?		x
Comments:		
4. Do you have any evidence that discrimination, harassment and/or victimisation could occur as part of this service?		x
Comments:		
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:		
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:		
7. Does consultation need to be carried out?	x	
Comments:		

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	x	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	<p align="center">Evidence/Reasoning</p> <p align="center">(Consider any barriers which will have negative impact and/or good practices giving positive impact)</p>
<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 		P o s i t i v e		<p>Recommendations: all members of the community are treated fairly and equally regardless of age.</p> <p>Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.</p> <p>Young People - will be referred into safeguarding mechanisms and under 18's parents/guardians will be spoken with.</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 		P o s i t i v e		<p>Recommendations: we would be addressing any disability concerns and ensure additional support measures are in place if required through prevention, education and sign posting to relevant services.</p> <p>Under 16's will be referred into safeguarding mechanisms and parents/guardians will be spoken with where necessary.</p> <p>Areas will improve in terms of access for those with disabilities.</p>
<p>Race (Includes; gypsy, travelling, refugee and migrant communities)</p> <p>Consider:</p>		P o s i t i v e	N e u t r a l	<p>Recommendations: all members of the community are treated fairly and equally regardless of race.</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? 		t i v e	r a l	<p>Neutral - the protocol seeks to ensure that minimum disruption is caused to both the settled community and gypsy, travelling, refugee and migrant communities whilst ensuring that everyone's rights are respected, and that the legal processes are adhered to.</p> <p>Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.</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 		P o s i t i v e		<p>Recommendations: all members of the community are treated fairly and equally regardless of religion, faith or belief.</p> <p>Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.</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 o s i t i v e		<p>Recommendations: this would be conducted as a welfare assessment referred into safeguarding mechanisms.</p> <p>Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.</p> <p>Areas will improve in terms of access to those pregnant or with infants, children - access to cleaner, safer areas.</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 o s i t i v e		<p>Recommendations: all members of the community are treated fairly and equally regardless of gender.</p> <p>Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.</p>
<p>Sexual orientation (Includes: lesbian, gay, bisexual)</p> <p>Consider:</p>		P o s		<p>Recommendations: Recommendations: all members of the community are treated fairly and equally regardless of sexual orientation.</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 marriage and partnerships Awareness training for employees 	i t i v e	<p>Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.</p>
<p>Transgender</p> <p>Consider:</p> <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 	P o s i t i v e	<p>Recommendations: Recommendations: all members of the community are treated fairly and equally regardless of transgender.</p> <p>Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.</p>
<p>Marriage and civil marriage/partnership</p> <p>Consider:</p> <ul style="list-style-type: none"> All couples or partners, regardless of gender, should be able to access services 	P o s i t i v e	<p>Recommendations: Recommendations: all members of the community are treated fairly and equally regardless of marital status.</p> <p>Where necessary additional support measures would be put in place through prevention, education and sign posting to relevant services.</p>

Outsourced services	
<p>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</p>	
Relations between different equality groups	
<p>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</p>	
Consultation responses	
<p>Summary of replies from individuals and stakeholders consulted including any previous complaints on equality and diversity issues about the strategy, policy or process</p>	TBC

Summary of recommendations		
Actions	By Who	By When

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:

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

Yes No

Signature of Head of Service:	Date:
Penny Button/Mike Humber	

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