

## APPENDIX 2

### **Equalities Implications – Revised Statement of Licensing Policy**

Officers have undertaken a screening exercise to determine whether or not an equality impact assessment is required in connection with the proposed revision of the Statement of Licensing Policy (attached).

The Cabinet must, in reaching its decision on the Statement of Licensing Policy, have due regard to its general equalities duties imposed by each of the Sex Discrimination Act 1975 (“SDA”), the Race Relations Act 1976 (“RRA”) and the Disability Discrimination Act 1995 (“DDA”), which in similar, but not identical terms, require public authorities in carrying out their functions to have due regard to the need (among other things) to eliminate unlawful discrimination and to promote equality of opportunity.

The relevant provisions provide, as far as is relevant, as follows:-

#### **SDA – s. 76A: general statutory duty**

- 1) A public authority shall in carrying out functions have due regard to the need:-
  - a) to eliminate unlawful discrimination and harassment, and
  - b) to promote equality of opportunity between men and women

#### **RRA – s.71 general statutory duty**

- 1) Every body or other persons specified [including local authorities], shall in carrying out its functions have due regard to:-
  - a) the need to eliminate unlawful race discrimination; and
  - b) to promote equality of opportunity between persons of different racial groups.

#### **DDA – s.49: general statutory duty**

- (1) Every public authority shall in carrying out its functions have due regard to:-
  - (a) the need to eliminate discrimination that is unlawful under this Act;
  - (b) the need to eliminate harassment of disabled persons that is related to their disabilities;
  - (c) the need to promote equality of opportunity between disabled persons and other persons;
  - (d) the need to take account of disabled persons’ disabilities even where that involves treating disabled persons more favourably than other persons;
  - (e) the need to promote positive attitudes towards disabled persons;
  - (f) the need to encourage participation by disabled persons in public life.

Having carried out the screening exercise, Officers are of the view that there are unlikely to be any negative impacts on those protected by the relevant equality

strands and therefore that a full equality impact assessment of the revised policy is not required.