

## APPENDIX 5

# Equality Impact Assessment

<b>Title of report or proposal:</b>
Church Wharf Update: Use of Compulsory Purchase Powers

<b>Department:</b>	Place
<b>Section:</b>	Growth and Regeneration
<b>Date:</b>	28/11/18

Public sector bodies need to be able to evidence that they have given due regard to the impact and potential impact on all people with 'protected characteristics' in shaping policy, in delivering services, and in relation to their own employees.

Under the Equality Act 2010, the council has a general duty to have **due regard** to the need to:

1. **eliminate unlawful discrimination**, harassment, victimisation and any other conduct prohibited by the Act;
2. **advance equality of opportunity** between people who share a protected characteristic and people who do not share it; and
3. **foster good relations** between people who share a protected characteristic and people who do not share it.

**1. Describe in summary the aims, objectives and purpose of the proposal, including desired outcomes.**

To brief Cabinet Members on the use of Compulsory Purchase Order powers and to seek resolution to use these powers to acquire land within the boundary of the proposed Church Wharf development.

**2. Is this a new policy / function / service or review of existing one?**

On the 18<sup>th</sup> February 2018 Cabinet approved the granting of an Option to Muse Developments Limited in respect of the Council's Land Interests at Church Wharf and under the terms of the Agreement Muse Developments Limited shares an obligation with the Council to acquire third party land interests in the site to enable the comprehensive redevelopment of the site. There is also an agreement in place for Muse to ask the Council to draft a CPO if land assembly cannot be completed.

**3. Who are the main stakeholders in relation to the proposal?**

In the long term the main stakeholders are the Council, Muse Developments, potential residents and members of the public in accessing the new Church Wharf area and potential use of the Riverside Walkway.

**4. In summary, what are the anticipated (positive or negative) impacts of the proposal?**

The report sets out to brief Cabinet Members on the use of Compulsory Purchase powers and to seek a resolution to use these powers to acquire land within the boundary of the proposed Church Wharf development. Consideration has been given should the Cabinet Members authorise the report's recommendations.

Negative – in the short term the removal of a person's human right to own property and land.

Potential closure of businesses if we are unable to relocate them.

Positive – the comprehensive redevelopment of an area of deprivation in the town centre in the creation of a new neighbourhood providing much needed residential accommodation on a brownfield site. Removing unsightly buildings and inappropriate business uses for a town centre location. The creation of high-quality public realm and opening access to the River Croal which will benefit the wider public.

**5. What, if any, cumulative impact could the proposal have?**

The comprehensive redevelopment of the Church Wharf will have played a major role in increasing the viability of the town centre. Providing an increased footfall of new residents to access the retail and leisure offer available in the town centre. To act as a catalyst to encourage additional private sector investment in the wider Church Wharf area. The aim is to positively affect the economic and social deprivation in this area of the town centre.

6. With regard to the stakeholders identified above and the diversity groups set out below:

	Is there any potential for (positive or negative) differential impact? Could this lead to adverse impact and if so what?	Can this adverse impact be justified on the grounds of promoting equality of opportunity for one group, or for any other reason? Please state why	Please detail what actions you will take to remedy any identified adverse impact i.e. actions to eliminate discrimination, advance equality of opportunity and foster good relations
<b>Race</b> (this includes ethnic or national origins, colour or nationality, and caste, and includes refugees and migrants; and gypsies and travellers)	There are no differential impacts to this diversity group.	N/A	N/A
<b>Religion or belief</b> (this includes any religion with a clear structure and belief system. Belief means any religious or philosophical belief. The Act also covers lack of religion or belief)	There are no differential impacts to this diversity group.	N/A	N/A
<b>Disability</b> (a person is disabled if they have a physical or mental impairment which has a substantial and long-term adverse effect on their ability to carry out normal day-to-day activities)	There is great potential positive differential impact for improved access to this area for people with disabilities in terms of design of the public realm areas to increase access	N/A	The long terms risk of differential impact is being addressed at the design stage for the hybrid planning application to ensure that all parts of the community have equal access to the area and equal ability to benefit from them.
<b>Sex / Gender</b>	There are no differential impacts to this diversity group.	N/A	N/A

<b>Gender reassignment / Gender identity</b> (a person who's deeply felt and individual experience of gender may not correspond to the sex assigned to them at birth, they may or may not propose to, start or complete a process to change their gender. A person does not need to be under medical supervision to be protected )	There are no differential impacts to this diversity group.	N/A	N/A
<b>Age</b> (people of all ages)	The new development aims to have a mixture of residential units and tenures that would appeal to people of all ages.	N/A	The risk of differential impact will be addressed at the design stage to ensure that all parts of the community have equal access to the area including residential offer and the public realm.
<b>Sexual orientation</b> - people who are lesbian, gay and bisexual.	There are no differential impacts to this diversity group.	N/A	N/A
<b>Marriage and civil partnership</b> (Only in relation to due regard to the need to eliminate discrimination)	There are no differential impacts to this diversity group.	N/A	N/A
<b>Caring status</b> (including pregnancy & maternity)	There are no differential impacts to this diversity group	N/A	N/A

<b>Socio-economic</b>	There are no differential impacts to this diversity group. This overall proposal will increase the offer and choice of residential accommodation in the town centre.	N/A	N/A
<b>Other comments or issues.</b>	At this stage this EIA is limited to considering future authorisation.		
<b>Please provide a list of the evidence used to inform this EIA, such as the results of consultation or other engagement, service take-up, service monitoring, surveys, stakeholder comments and complaints where appropriate.</b>	Consultation undertaken as part of the Church Wharf Supplementary Planning Document		

**This EIA form and report has been checked and countersigned by the Departmental Equalities Officer before proceeding to Executive Member(s)**

Please confirm the outcome of this EIA:

No major impact identified, therefore no major changes required – proceed	<input checked="checked" type="checkbox"/>
Adjustments to remove barriers / promote equality (mitigate impact) have been identified – proceed	<input type="checkbox"/>
Positive impact for one or more groups justified on the grounds of promoting equality - proceed	<input type="checkbox"/>
Continue despite having identified potential for adverse impact/missed opportunities for promoting equality – this requires a strong justification	<input type="checkbox"/>
The EIA identifies actual or potential unlawful discrimination - stop and rethink	<input type="checkbox"/>

**Report Officer**

Name: Caroline Hansell

Date: 28/11/18

**Departmental Equalities Lead Officer**

Name: Simon Webster

Date: 28/11/18