



# City of Edinburgh Council

## Record of Equality and Rights Impact Assessment

### Part 1: Background and Information

#### (a) Background Details

Please list ERIA background details:

**ERIA Title and Summary Description: Finalised Supplementary Guidance: Nicolson Street/Clerk Street, Portobello and Stockbridge Town Centres - Housing and Economy Committee 2 November 2017**

The purpose of this report is to seek Committee approval of the finalised Supplementary Guidance (SG) for Nicolson Street/Clerk Street, Portobello and Stockbridge Town Centres. The SGs will guide the balance of uses in town centres. They will be used to determine planning applications for the change of use of shop units to non-shop uses and help deliver the wider placemaking agenda. Once adopted they will form part of the development plan.

Service Area	Division	Head of Service	Service Area Reference No.
Place	Place Directorate	Michael Thain	2017P108

#### (b) What is being impact assessed?

Describe the different policies or services (i.e. decisions, projects, programmes, policies, services, reviews, plans, functions or practices that relate to the Corporate ERIA Title):

Policies and Services	Date ERIA commenced
1. Supplementary Guidance – Nicolson Street/Clerk Street Town Centre	1/11/16
2. Supplementary Guidance – Portobello Town Centre	1/11/16
3. Supplementary Guidance – Stockbridge Town Centre	1/11/16

#### (c) ERIA Team

Please list all ERIA Team Members:

Name	Organisation / Service Area
Lindsay Robertson	Planning and Transport
Naomi Sandilands	Planning and Transport

## Part 2: Evidence and Impact Assessment

### (a) Evidence Base

Please record the evidence used to support the ERIA. Any identified evidence gaps can be recorded at [part 3a](#). Please allocate an abbreviation for each piece of evidence.

Evidence	Abbreviation
1. Officer knowledge	OK
2. Shop Survey	SS
3. Engagement	E

### (b) Rights Impact Assessment – Summary

Please describe all the identified enhancements and infringements of rights against the following ten areas of rights. Please also consider issues of poverty and health inequality within each area of rights:

- Life
- Health
- Physical security
- Legal security
- Education and learning
- Standard of living
- Productive and valued activities
- Individual, family and social life
- Identity, expression and respect
- Participation, influence and voice

Please indicate alongside each identified enhancement or infringement the relevant policy or service (see [part 1b](#)) and relevant evidence (see [part 2a](#)).

Summary of Enhancements of Rights
<p>The guidance will enhance the right to health, physical security and standard of living.</p> <p>Health will be enhanced as town centres are in residential areas and accessible by a range of transport modes. They provide basic shopping needs and other services for residents within walking distance. This guidance aims to ensure that they remain viable and contribute to making Edinburgh a healthy and walking city. (OK)</p> <p>Physical security will be enhanced as the right balance of shop and non-shop uses will ensure activity at street level in each town centre which will aid natural surveillance throughout the day and night. (SS, OK)</p> <p>Standard of Living will be enhanced as the aim of the town centre supplementary guidance is to increase the vitality and viability of the town centres, making Edinburgh a more sustainable place to live and promoting a higher quality of life for residents. (OK)</p>
Summary of Infringement of Rights
<p>Can these infringements be justified? Are they proportional?</p> <p>There will be no infringement of rights as a result of this Supplementary Guidance</p>

### (c) Equality Impact Assessment – Summary

Please consider all the protected characteristics when answering questions 1, 2 and 3 below. Please also consider the issues of poverty and health inequality within each protected characteristic:

- Age
- Disability
- Gender identity
- Marriage / civil partnership
- Pregnancy / maternity
- Race
- Religion / belief
- Sex
- Sexual orientation

1. Please describe all the positive and negative impacts on the duty to eliminate unlawful discrimination, harassment or victimisation. Please indicate alongside each identified impact the relevant policy or service (see [part 1b](#)) and relevant evidence (see [part 2a](#)).

<b>Positive Impacts</b>
There will be no impact on the duty to eliminate unlawful discrimination, harassment or victimisation from the Supplementary Guidance.
<b>Negative Impacts</b>
There will be no impact on the duty to eliminate unlawful discrimination, harassment or victimisation from the Supplementary Guidance.

2. Please describe all the positive and negative impacts on the duty to advance equality of opportunity (i.e. by removing or minimising disadvantage, meeting the needs of particular groups that are different from the needs of others and encouraging participation in public life)? Please indicate alongside each identified impact the relevant policy or service (see [part 1b](#)) and relevant evidence (see [part 2a](#)).

<b>Positive Impacts</b>
The consultation involved local community engagement encouraging people to participate in the policy making process and voice their opinions.
<b>Negative Impacts</b>
There will be no impact on the duty to advance equality of opportunity from the Supplementary Guidance.

3. Please describe all the positive and negative impacts on the duty to foster good relations (i.e. by tackling prejudice and promoting understanding)? Please indicate alongside each identified impact the relevant policy or service (see [part 1b](#)) and relevant evidence (see [part 2a](#)).

<b>Positive Impacts</b>
The preparation of the guidance has involved engagement and consultation with the public. It promotes good relations by addressing the individual characteristics of each town centre.
<b>Negative Impacts</b>
There will be no negative impacts on the duty to foster good relations

### Part 3: Evidence Gaps, Recommendations, Justifications and Sign Off

#### (a) Evidence Gaps

Please list all relevant evidence gaps and action to address identified gaps.

Evidence Gaps	Action to address gaps
None	

#### (b) Recommendations

Please record SMART recommendations to

- (i) eliminate unlawful practice or infringements of absolute rights;
- (ii) justify identified infringements of rights; or
- (iii) mitigate identified negative equality impacts.

Recommendation	Responsibility of (name)	Timescale
1. None		

#### (c) Sign Off

I, the undersigned, am content that:

- (i) the ERIA record represents a thorough and proportionate ERIA analysis based on a sound evidence base;
- (ii) the ERIA analysis gives no indication of unlawful practice or violation of absolute rights;
- (iii) the ERIA recommendations are proportionate and will be delivered;
- (iv) the results of the ERIA process have informed officer or member decision making;
- (v) that the record of ERIA has been published on the Council's website / intranet, or
- (vi) that the ERIA record has been reviewed and re-published.

Date	Sign Off (print name and position)	Reason for Sign Off (please indicate which reason/s from list (i) to (vi) above)
05/09/17	Lindsay Robertson, Senior Planning Officer/Naomi Sandilands, Planning Officer	i, ii, and iv
26/9/17	Michael Thain, Head of Place Development (gillian.johnston@edinburgh.gov.uk)	i, ii, iii