

# Equality Impact Assessment

## Supplementary Planning Documents

### Stage 1 Details of the proposal

|                        |                           |
|------------------------|---------------------------|
| <b>Name of service</b> | Regeneration and Culture  |
| <b>Directorate</b>     | Growth and Sustainability |

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| <b>Name of officer responsible for EIA</b> | Paula Tweed   |
| <b>Name of senior sponsor</b>              | Joe Jenkinson |

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| <b>Description / purpose of proposal</b> | <p>This EIA covers all the Supplementary Planning Documents and Planning Advice Notes prepared by the Council to date since the adoption of the Local Plan on 3<sup>rd</sup> January, 2019.</p> <p>It has been updated since the first version to include those SPD's updated and produced since the first draft in 2019.</p> |
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|-------------------------|----------|
| <b>Date EIA started</b> | 24/10/19 |
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| <b>Review date</b> | <p>Latest review done 3/3/23</p> <p>Further reviews to be done to include other SPD's</p> |
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### Stage 2 - About the proposal

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|--------------------------------|--|
| <b>What is being proposed?</b> | <p>Following adoption of the Local Plan on 3<sup>rd</sup> January, 2019, the Council prepared and adopted 26 Supplementary Planning Documents (SPD's) and Planning Advice Notes (PAN's 2019).</p> <p>The Local Plan was subject to an Equalities Impact Assessment (EIA). This EIA considers the implications of all the SPD's and PAN's prepared to date.</p> |
|--------------------------------|--|

The documents considered in this EIA are listed below:

**Adopted May 2019**

- Financial Contributions for schools SPD
- Barn Conversions SPD
- Trees and Hedgerows SPD
- Shop Front Design SPD
- Advertisements SPD
- House Extensions and other Domestic Alterations SPD
- Residential Amenity and the siting of buildings SPD
- Design of Housing Development SPD
- Open Space Provision on New Housing Developments
- Removal of Agricultural Occupancy Conditions SPD
- Mortar Mixes for pointing historic buildings
- Hot Food Takeaways SPD
- Walls and Fences SPD
- Lawful Development Certificates
- Affordable Housing
- Heritage Impact Statements
- Biodiversity and Geodiversity
- Hot Food Takeaways PAN

**Adopted November 2019**

- Sustainable Travel SPD
- Planning Obligations SPD
- Parking SPD
- Section 38 Agreements PAN
- Section 278 SPD
- Development on land affected by contamination SPD
- Elsecar Conservation Area Design and Maintenance Guide SPD
- Cawthorne Village Design Statement SPD

**Adopted July 2022**

- Update to Sustainable Travel SPD
- Update to Affordable Housing SPD

**Proposed to be adopted July 2023**

- Update to the Design of Housing SPD
- New Sustainable Construction and Climate Change Adaptation SPD

**Proposed for consultation in Summer 2023**

- Update to Biodiversity and Geodiversity SPD
- Update to Financial Contributions to Educational Provision SPD
- Update to House Extensions SPD

**Why is the proposal required?**

Supplementary Planning Documents (SPD) and Planning Advice Notes (PAN) provide further advice and guidance to people submitting planning applications. They set out guidance on various policy topics and how Local Plan policies will be applied.

**What will this proposal mean for customers?**

The documents mean that anyone submitting a planning application will have more clarity on certain topics. The documents deal with a wide range of issues including design so will have implications for future residents of new homes, users of businesses etc.

**Stage 3 - Preliminary screening process**

Use the questions in the Guidance (**Preliminary screening process**) to decide whether a full EIA is required

X  Yes - EIA required (go to next section)

No – EIA not required (provide rationale below)

**Stage 4 - Scoping exercise - What do we already know?**

**Data: Generic demographics**

What generic data do you know about the people who will be affected by the proposal?

This could be internal data held such as ward profiles, JSNA results, if the proposal is inward facing look at the current workforce data,

Are there any external data publications relevant to the proposal? For example from the Office of National statistics, Census data, Public Health England, Charity publications

The documents will be used by anyone who submits a planning application in the borough. For example this could be residents who wish to extend their home, or could be developers undertaking larger scale developments, for example building houses or employment land.

#### **Data: Service data / feedback**

What do you already know about the equality impact of the service/location/policy/contract? This could be from complaints / compliments, stakeholder feedback, staff anecdotal evidence etc.

#### **Data: Previous / similar EIA's**

Has there already been an EIA on all or part of this before, or something related? If so, what were the main issues and actions it identified?

An EIA was undertaken on the whole of the Local Plan and the policies it contains. The SPD's link to the Local Plan policies relevant to the particular topic. The Local Plan EIA concluded that all policies and proposals apply to all sectors of the community equally. The policies make provision for a range of housing types to meet differing needs for example affordable housing etc. The Design policy D1 seeks to ensure development is designed to be accessible to all.

The full document can be found here:

**Need to provide a new link or embed document**

#### **Data: Formal consultation**

Has there been a formal consultation process? External engagement with equality forums? If so, what were the main issues and actions it identified?

There is a formal consultation process required to produce supplementary planning documents. Approval to consult on draft documents is sought from cabinet. A minimum of a four week public consultation process then takes place which is advertised in the press, on social media. Documents are made available on the Council's website. Hard copies are made available at the Library@thelightbox and all branch libraries. Once the documents are amended in light of comments made, Cabinet and Full Council approval is sought to adopt them.

Consultation on the documents that were adopted in May 2019 took place between 4<sup>th</sup> March 2019 and 1<sup>st</sup> April 2019.

Consultation on the 8 documents that have yet to be adopted took place between 16/9/19 and 14/10/19. The consultation information was sent to all the Equality Forums for this latest consultation. No response was received.

The same formal consultation process described above has taken place on the updated Sustainable Travel and Affordable Housing SPD's late 2021. The Equality Forums were sent the updated documents and asked if they wish to engage in the consultation.

The same consultation process was followed for the Design of Housing SPD and the Sustainable Construction and Climate Change Adaptation SPD. The Equality Forums were sent the documents and asked if they wished to engage. No engagement took place, although we were able to attend the Youth Council to give presentations on both documents and comments taken into account.

## Stage 5 - Potential impact on different groups

Considering the evidence above, state the likely impact the proposal will have on people with different protected characteristics

(state if disproportionately high negative impact and highlight with red text)

Positive and negative impacts identified will need to form part of your action plan.

| Protected characteristic | Negative<br>' - ' | Positive<br>' + ' | No impact | Don't know | Details   |
|--------------------------|-------------------|-------------------|-----------|------------|---|
| Sex                      |                   |                   | X         |            | All the documents are available for all to use  |
| Age                      |                   |                   | X         |            | <p>All the documents are available for all to use</p> <p>The updated Design of Housing SPD is requiring that a percentage of dwellings are built to the following Building Regulations standards based on evidence in our Strategic Housing Market Assessment which notes the aging population and levels of disability in Barnsley.</p> <p>26% of all new dwellings should be built to M4(2) accessible and adaptable standard</p> <p>6% of new dwellings should be built to wheelchair accessible M4(3)(2)(b)</p> <p>Text has been added to the updated Design of Housing SPD to provide further guidance on design that takes into account those suffering with Alzheimer's or dementia.</p> |

|  |  |   |   |  |  |
|--|--|---|---|--|--|
| <p><b>Disabled</b></p> <p><i>Learning disability, Physical disability, Sensory Impairment, Deaf People ,invisible illness, Mental Health etc</i></p> |  | X |   |  | <p>A reference is included in the Parking SPD to ensure adequate parking is provided to cater for the needs of people with disabilities to ensure that all parking is designed in accordance with current regulations and standards including Building Regulations, Equalities Act, relevant British Standards and the South Yorkshire Residential Design Guide as appropriate.</p> <p>The Sustainable Travel SPD seeks contributions towards public transport and active travel enhancements and improvements to ensure developments are accessible to all. Whilst the document does not deal with the design of particular schemes, a cross reference has been added to ensure that all schemes that contributions are collected towards using this document, meet the needs of disabled people and are designed in accordance with current regulations and standards including Building Regulations, Equalities Act, relevant British Standards and the South Yorkshire Residential Design Guide as appropriate. This is still the case in the updated version.</p> <p>The updated Design of Housing SPD is requiring that a percentage of dwellings are built to the following Building Regulations standards based on evidence in our Strategic Housing Market Assessment which notes the aging population and levels of disability in Barnsley.</p> <p>26% of all new dwellings should be built to M4(2) accessible and adaptable standard</p> <p>6% of new dwellings should be built to wheelchair accessible M4(3)(2)(b)</p> |
| <p><b>Race</b></p>   |  |   | X |  | <p>All the documents are available for all to use. Translation and interpretation assistance will be made available upon request.</p>  |

|                              |  |  |   |  |  |
|------------------------------|--|--|---|--|--|
| Religion & Belief            |  |  | X |  | All the documents are available for all to use. Translation and interpretation assistance will be made available upon request. |
| Sexual orientation           |  |  | X |  | All the documents are available for all to use   |
| Gender Reassignment          |  |  | X |  | All the documents are available for all to use   |
| Marriage / civil partnership |  |  | X |  | All the documents are available for all to use   |
| Pregnancy / maternity        |  |  | X |  | All the documents are available for all to use   |

| Other groups you may want to consider |          |          |           |            |          |
|---------------------------------------|----------|----------|-----------|------------|----------|
|                                       | Negative | Positive | No impact | Don't know | Details  |
| Ex services                           |          |          | X         |            | As above |
| Lower socio-economic                  |          |          | X         |            | As above |
| Other ...                             |          |          |           |            |          |

## Stage 6 - BMBC Minimum access standards

If the proposal relates to the delivery of a new service, please refer to the Customer minimum access standards self-assessment ([found at](#) )

If not, move to Stage 7.

Please use the action plan at Stage 7 to document steps that need to be taken to ensure the new service complies with the Equality Act duty to provide reasonable adjustments for disabled people.

The proposal will meet the minimum access standards.

The proposal will not meet the minimum access standards. –provide rationale below.

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## Stage 7 - Next Steps

### To improve your knowledge about the equality impact . . .

Actions could include: community engagement with affected groups, analysis of performance data, service equality monitoring, stakeholder focus group etc.

| Action we will take:  | Lead Officer | Completion date   |
|---|--------------|---|
| Arrange targeted consultation such as face to face meeting with the equality forums as appropriate. Disability Forum likely to be the most relevant to the subjects covered by SPD's. | Paula Tweed  | As required when new SPD's are prepared or adopted SPD's reviewed |

### To improve or mitigate the equality impact . . .

Actions could include: altering the policy to protect affected group, limiting scope of proposed change, reviewing actual impact in future, phasing-in changes over period of time, monitor service provider performance indicators, etc.

| Action we will take: | Lead Officer | Completion date |
|----------------------|--------------|-----------------|
| N/A                  |              |                 |

### To meet the minimum access standards . . .(if relevant)

Actions could include: running focus group with disability forum, amend tender specification, amend business plan to request extra 'accessibility' funding, produce separate MAS action plan, etc.

| Action we will take: | Lead Officer | Completion date |
|----------------------|--------------|-----------------|
| N/A                  |              |                 |

## Stage 8 – Summarised findings

Please summarise the main findings and next steps identified in this EIA.  
The outcomes of this EIA must be documented in cabinet report. You could also include the EIA as an appendix to the report or reference it as a background paper.  
You must also record which stakeholders need informing and how you will do this.



**Summary of equality impact**

The key equality impacts will be around providing translation and interpretation assistance to those individuals that require it to help them understand the SPD/PAN.

A reference is included in the Parking SPD to ensure adequate parking is provided to cater for the needs of people with disabilities to ensure that all parking is designed in accordance with current regulations and standards including Building Regulations, Equalities Act, relevant British Standards and the South Yorkshire Residential Design Guide as appropriate.

The Sustainable Travel SPD seeks contributions towards public transport and active travel enhancements and improvements to ensure developments are accessible to all. Whilst the document does not deal with the design of particular schemes, a cross reference has been added to ensure that all schemes that contributions are collected towards using this document, meet the needs of disabled people and are designed in accordance with current regulations and standards including Building Regulations, Equalities Act, relevant British Standards and the South Yorkshire Residential Design Guide as appropriate. This is still the case in the updated SPD.

The updated Design of Housing SPD is requiring that a percentage of dwellings are built to the following Building Regulations standards based on evidence in our Strategic Housing Market Assessment which notes the aging population and levels of disability in Barnsley.

26% of all new dwellings should be built to M4(2) accessible and adaptable standard

6% of new dwellings should be built to wheelchair accessible M4(3)(2)(b)

Text has been added to the updated Design of Housing SPD to provide further guidance on design that takes into account those suffering with Alzheimer's or dementia.


**Summary of next steps**

As stated earlier should any further documents be produced or when SPD's are reviewed, we will seek to arrange targeted consultation such as face to face meeting with the equality forums as appropriate. Disability Forum likely to be the most relevant to the subjects covered by SPD's/ PAN's.

No face to face consultation took place on the Sustainable Travel SPD and Affordable Housing SPD due to Covid 19.

**How stakeholders will be informed**

SPD's/PAN's are only applicable to individuals

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|  | <p>submitting planning applications.</p> <p>Any language/access issues will be addressed based on the merits of the individual application submitted.</p> |
| <p><b>Signature (officer responsible for EIA)</b><br/><b>Date 8/11/21</b><br/><b>Updates added 9/5/22</b><br/><b>Latest updates added 3/3/23</b></p> |   |