



Equality Impact Assessment

Preliminary assessment form v5 / 2013

www.portsmouth.gov.uk

The preliminary impact assessment is a quick and easy screening process. It should:

- identify those policies, projects, services, functions or strategies which require a full EIA by looking at:
 - negative, positive or no impact on any of the equality groups
 - opportunity to promote equality for the equality groups
 - data / feedback
- prioritise if and when a full EIA should be completed
- justify reasons for why a full EIA is not going to be completed

Directorate:

Director of City development & culture

**Function e.g. HR,
IS, carers:**

Licensing Service

Title of policy, service, function, project or strategy (new or old) :

Licensing Act 2003 - Statement of Licensing Policy - 2017 until 2022

Type of policy, service, function, project or strategy:

☐

Existing

☐

New / proposed

☒

Changed

Q1 - What is the aim of your policy, service, function, project or strategy?

It is a statutory requirement in accordance with Section 5 of the Licensing Act 2003 for the Licensing Authority to prepare and publish a statement of its licensing policy every three years.

The aim of the policy is to set the general approach of the Licensing Authority in terms of making licensing decisions to promote the four licensing objectives which are:

Prevention of crime and disorder
Public safety
Prevention of public nuisance
Protection of children from harm

Q2 - Who is this policy, service, function, project or strategy going to benefit or have a detrimental effect on and how?

The requirement for the policy is statutory and is intended to benefit applicants, residents and other occupiers of property and investors who may be affected by the licensing regime and sets down those factors that will normally be taken into consideration when determining applications.

Q3 - Thinking about each group below, does, or could the policy, service, function, project or strategy have a negative impact on members of the equality groups below?

Group	Negative	Positive / no impact	Unclear
Age	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Disability	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Race	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gender	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Transgender	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sexual orientation	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Religion or belief	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Pregnancy and maternity	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Other excluded groups	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If the answer is "negative" or "unclear" consider doing a full EIA

Q4 - Does, or could the policy, service, function, project or strategy help to promote equality for members of the equality groups?

Group	Yes	No	Unclear
Age	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Disability	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Race	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Gender	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Transgender	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Sexual orientation	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Religion or belief	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Pregnancy or maternity	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other excluded groups	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>

If the answer is "no" or "unclear" consider doing a full EIA

Q5 - Do you have any feedback data from the equality groups that influences, affects or shapes this policy, service, function, project or strategy?

Group	Yes	No	Unclear
Age	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Disability	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Race	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Gender	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Transgender	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Sexual orientation	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>

Religion or belief	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Pregnancy and maternity	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Other excluded groups	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If the answer is "no" or "unclear" consider doing a full EIA

Q6 - Using the assessments in questions 3, 4 and 5 should a full assessment be carried out on this policy, service, function or strategy?

☐ yes ☒ No

Q7 - How have you come to this decision?

The statement of licensing policy is a statutory requirement and those matters to be included within the policy are set down within the statutory guidance issued by the Secretary of State in accordance with Section 182 of the Licensing Act 2003.

The policy to be approved by the Council will not have a detrimental effect upon any of the equality groups.

Potentially there could be situations where applicants or licence holders are not clear as to the statutory requirements when making applications where English is not the first language but arrangements are in place for forms to be translated where necessary.

Equally in terms of adult entertainment and gender issues, the Licensing Act 2003 specifies what matters the Licensing Authority may take into account (i.e the four licensing objectives) and the statutory guidance specifically states that attaching conditions relating to the content of adult entertainment which have no relevance to crime and disorder, public safety, public nuisance or the protection of children from harm could not be justified (para 2.17).

In any case, changes to legislation concerning sexual entertainment venues means that controls for this type of establishment are provided for by way of the Local Government (Miscellaneous Provisions) Act 1982, as amended by section 27 of the Policing and Crime Act 2009.

If you have to complete a full EIA please contact the Equalities and diversity team if you require help
Tel: 023 9283 4789 or email:equalities@portsmouthcc.gov.uk

Q8 - Who was involved in the EIA?

Nickii Humphreys, Licensing Manager.

In addition, as part of the review of the policy, the Licensing Authority will embark on a consultation process with an extensive list of interested parties as well as statutory consultees.

This EIA has been approved by: Nickii Humphreys Licensing Manager

Contact number:

023 9283 4604

Date:

10 January 2017

Please email a copy of your completed EIA to the Equality and diversity team. We will contact you with any comments or queries about your preliminary EIA.

Telephone: 023 9283 4789

Email: equalities@portsmouthcc.gov.uk