

**City of York Council**  
**Equalities Impact Assessment**

**Who is submitting the proposal?**

<b>Directorate:</b>	City Development		
<b>Service Area:</b>	Strategic Planning Policy		
<b>Name of the proposal :</b>	Validation list – draft and consultation		
<b>Lead officer:</b>	Alison Stockdale - Strategic Planning Policy Manager		
<b>Date assessment completed:</b>	18/11/2024		
<b>Names of those who contributed to the assessment :</b>			
<b>Name</b>	<b>Job title</b>	<b>Organisation</b>	<b>Area of expertise</b>
Laura Williams	Assistant Director Customer, Communities and Inclusion	City of York Council	Customer, Communities and Inclusion

<b>Step 1 – Aims and intended outcomes</b>	
<b>1.1</b>	<p><b>What is the purpose of the proposal?</b> Please explain your proposal in Plain English avoiding acronyms and jargon.</p>
	<p>The proposal is to agree the draft validation list for public consultation. The validation list clarifies the local requirements when submitting planning applications and should be reviewed every 2 years. The validation list is informed by national policy and policy in the Local Plan. The information requested must be reasonable having regard to the nature and scale of the proposed development, and about a matter which it is reasonable to think will be a material consideration in the determination of the planning application. Consultation is proposed in accordance with the draft Statement of Community Involvement which requires that a consultation strategy is approved before consultation is undertaken.</p>
<b>1.2</b>	<p><b>Are there any external considerations?</b> (Legislation/government directive/codes of practice etc.)</p>
	<p>Article 11(3)(c) of the Town and Country Planning (Development Management Procedure)(England) (Order) 2015 identifies that matters included in the validation list must be reasonable in regards to the nature and scale of the proposed development and should relate to a matter likely to be a material consideration in determination of the application. Additionally, the Council's duties under the Equalities Act 2010 and the Human Rights Act 1998 are key considerations in the process.</p>
<b>1.3</b>	<p><b>Who are the stakeholders and what are their interests?</b></p>
	<p>The stakeholders include development management officers, developers, interested parties and members of the public, who intend to submit planning applications.</p> <p>The validation list will provide clarity on the locally defined requirements when submitting different types of planning applications. This will be of assistance to development management officers and anyone submitting planning applications and should streamline the submission process and lead to higher quality applications and, consequently, more timely decision making.</p>

1.4	<b>What results/outcomes do we want to achieve and for whom? This section should explain what outcomes you want to achieve for service users, staff and/or the wider community. Demonstrate how the proposal links to the Council Plan (2019- 2023) and other corporate strategies and plans.</b>
	The proposal directly reflects the core aims of the Council Plan (One City for All – 2023-2037) where delivery is reliant on timely decision-making. This is particularly relevant for the Economic and Climate Change Strategies. It also relates to all of the administration’s key manifesto pledges regarding Affordability, Environment, Equalities and Human Rights, and Health Inequalities in so far as the validation list supports the submission of policy compliant planning applications thereby supporting the implementation of the Local Plan.

## Step 2 – Gathering the information and feedback

2.1	<b>What sources of data, evidence and consultation feedback do we have to help us understand the impact of the proposal on equality rights and human rights?</b> Please consider a range of sources, including: consultation exercises, surveys, feedback from staff, stakeholders, participants, research reports, the views of equality groups, as well your own experience of working in this area etc.	
<b>Source of data/supporting evidence</b>	<b>Reason for using</b>	
Statutory legislation (as set out in Section 1.2 above)	Clarifies the criteria for setting local validation requirements, review period and need for consultation	
National Planning Policy Guidance	Provides guidance about the requirements	
Planning Policy database	This database provides the contact detail for consultees (Statutory and non-Statutory) for individuals and bodies to be consulted.	
'Uniform Consultee list' for planning applications	This provides contact details for interested parties for planning applications.	

## Step 3 – Gaps in data and knowledge

EIA 02/2021

<b>3.1</b>	<b>What are the main gaps in information and understanding of the impact of your proposal? Please indicate how any gaps will be dealt with.</b>
<b>Gaps in data or knowledge</b>	<b>Action to deal with this</b>
N/A	N/A

### Step 4 – Analysing the impacts or effects.

<b>4.1</b>	<b>Please consider what the evidence tells you about the likely impact (positive or negative) on people sharing a protected characteristic, i.e. how significant could the impacts be if we did not make any adjustments? Remember the duty is also positive – so please identify where the proposal offers opportunities to promote equality and/or foster good relations.</b>		
<b>Equality Groups and Human Rights.</b>	<b>Key Findings/Impacts</b>	<b>Positive (+) Negative (-) Neutral (0)</b>	<b>High (H) Medium (M) Low (L)</b>
<b>Age</b>	No impacts identified	0	N/A
<b>Disability</b>	Details requirement for accessibility statement as per policy contained within Local Plan	0	N/A
<b>Gender</b>	No impacts identified	0	N/A
<b>Gender Reassignment</b>	No impacts identified	0	N/A
<b>Marriage and civil partnership</b>	No impacts identified	0	N/A

<b>Pregnancy and maternity</b>	No impacts identified	0	N/A
<b>Race</b>	No impacts identified	0	N/A
<b>Religion and belief</b>	No impacts identified	0	N/A
<b>Sexual orientation</b>	No impacts identified	0	N/A
<b>Other Socio-economic groups including :</b>	<b>Could other socio-economic groups be affected e.g. carers, ex-offenders, low incomes?</b>		
<b>Carer</b>	No impacts identified	0	N/A
<b>Low income groups</b>	No impacts identified	0	N/A
<b>Veterans, Armed Forces Community</b>	No impacts identified	0	N/A
<b>Other</b>	N/A - no other groups identified	N/A	N/A
<b>Impact on human rights:</b>			
List any human rights impacted.	No impacts identified	0	N/A

<p><b>High impact</b> (The proposal or process is very equality relevant)</p>	<p>There is significant potential for or evidence of adverse impact The proposal is institution wide or public facing The proposal has consequences for or affects significant numbers of people The proposal has the potential to make a significant contribution to promoting equality and the exercise of human rights.</p>
<p><b>Medium impact</b> (The proposal or process is somewhat equality relevant)</p>	<p>There is some evidence to suggest potential for or evidence of adverse impact The proposal is institution wide or across services, but mainly internal The proposal has consequences for or affects some people The proposal has the potential to make a contribution to promoting equality and the exercise of human rights</p>
<p><b>Low impact</b> (The proposal or process might be equality relevant)</p>	<p>There is little evidence to suggest that the proposal could result in adverse impact The proposal operates in a limited way The proposal has consequences for or affects few people The proposal may have the potential to contribute to promoting equality and the exercise of human rights</p>

## Step 5 - Mitigating adverse impacts and maximising positive impacts

<p>5.1</p>	<p><b>Based on your findings, explain ways you plan to mitigate any unlawful prohibited conduct or unwanted adverse impact. Where positive impacts have been identified, what is been done to optimise opportunities to advance equality or foster good relations?</b></p>
<p>The validation list will help to ensure that planning applications are submitted with supporting information required to identify compliance with the Local Plan. Public consultation prior to use will ensure that awareness of the document is raised and stakeholders have an opportunity to comment on whether they consider the validation list meets the requirements of the DMPO (ie that requirements are</p>	

reasonable in regards to the scale and nature of the proposed development). Looking forward, the requirement to keep the validation list with a 2 yearly review period will ensure the document remains up-to-date with current policy.

## Step 6 – Recommendations and conclusions of the assessment

6.1	<b>Having considered the potential or actual impacts you should be in a position to make an informed judgement on what should be done. In all cases, document your reasoning that justifies your decision. There are four main options you can take:</b>
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|---|
| <ul style="list-style-type: none"><li>- <b>No major change to the proposal</b> – the EIA demonstrates the proposal is robust. There is no potential for unlawful discrimination or adverse impact and you have taken all opportunities to advance equality and foster good relations, subject to continuing monitor and review.</li></ul> |
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- **Adjust the proposal** – the EIA identifies potential problems or missed opportunities. This involves taking steps to remove any barriers, to better advance quality or to foster good relations.
- **Continue with the proposal** (despite the potential for adverse impact) – you should clearly set out the justifications for doing this and how you believe the decision is compatible with our obligations under the duty
- **Stop and remove the proposal** – if there are adverse effects that are not justified and cannot be mitigated, you should consider stopping the proposal altogether. If a proposal leads to unlawful discrimination it should be removed or changed.

**Important:** If there are any adverse impacts you cannot mitigate, please provide a compelling reason in the justification column.

<b>Option selected</b>	<b>Conclusions/justification</b>
<i>No major change to the proposal</i>	<i>The EIA demonstrates the proposal is robust. The validation list seeks to ensure that planning applications are submitted with the correct information and that requirements are reasonable in relation to the scale and nature of the application. Prior to its introduction the validation list will be consulted upon in accordance with the draft SCI.</i>



## Step 7 – Summary of agreed actions resulting from the assessment

<b>7.1 What action, by whom, will be undertaken as a result of the impact assessment.</b>			
<b>Impact/issue</b>	<b>Action to be taken</b>	<b>Person responsible</b>	<b>Timescale</b>
N/A	N/A	N/A	N/A

## Step 8 - Monitor, review and improve

<b>8. 1</b>	<b>How will the impact of your proposal be monitored and improved upon going forward?</b> Consider how will you identify the impact of activities on protected characteristics and other marginalised groups going forward? How will any learning and enhancements be capitalised on and embedded?
	It is anticipated that the validation list will be reviewed at least every 2 years, in line with the requirements of the NPPF.