

City of York Council and Centre for Applied Human Rights

Human Rights and Equality Assessment Tool (HREA)

An Equality Assessment Tool is an evidence-based approach designed to help organisations ensure that any Policy, Criterion or Practice (PCP), is fair and does not create barriers or disadvantage any protected groups from participation. This covers both strategic and operational activities.

City of York Council (CYC) combines this approach with York's commitment as a Human Rights City to produce a Human Rights and Equality Assessment tool (HREA).

This document enables CYC to evidence its legal duty to give 'due regard' to those with protected characteristics under the Equality Act and consider Human Rights at the same time.

Whether a HREA is needed or not will depend on the likely impact that a PCP may have and relevance of the activity to Equality and Human Rights.

The HREA should be started when the need for a new PCP is first identified, or when an existing one is reviewed. It is essential to continue to update the HREA during the life of the PCP, as and when new information is learned. It is not complete until the PCP is complete.

Non-discrimination is a minimum standard. The development of the HREA should prompt critical discussion and highlight disproportionate impacts.

Balancing residents' rights and CYC duties can be very complex and sometimes there will be no 'win-win', so compromises or mitigations may need to be identified to ensure the best outcomes.

Finally, the value in a HREA is in both the short and long term, by investing in this process CYC will create robust, meaningful, and empowering policies that are more likely to stand the test of time.

Who is submitting the proposal?

Directorate		City Development	
Service Area		Transport	
Name of proposal		Alness Drive Speed Management Scheme (SMS)	
Lead Officer		Ricky Watson Senior Transport Project Manager, Transport Projects	
Date Assessment Started		August 2026	
Date Assessment Completed		August 2026	
Names of those who contributed to the assessment			
Name	Job Title	Organisation	Area of Expertise
Ricky Watson	Senior Transport Project Manager	City of York Council, Transport Projects	Highways/Transport design
David Mercer	Highway Engineering Design Manager	City of York Council, Transport Projects	Highways/Transport design

Step 1 – Aims and intended outcomes

1.1	What is the purpose of the proposal
	Please explain your proposal in plain English avoiding acronyms and jargon. Consider using Age 9 English.
	Speed concerns were raised by residents and reviewed through the Speed Management Protocol (SMP) by North Yorkshire Police, with the project subsequently being added to the Speed Management programme. Subsequent annual speed surveys have confirmed that the speeding issue is an ongoing concern. The main aim of this project is to provide traffic calming measures together with appropriate signage to encourage drivers to travel at more appropriate speeds along Alness Drive, thereby improving road safety, greater compliance with the signed speed limit and lowering of the enforcement burden.
1.2	Are there any external considerations?
	Legislation / government directive / codes of practice etc.
	National guidance such as the Traffic Signs Regulations and General Directions 2016, DfT Traffic Signs Manuals, Local Transport Notes (particularly LTN1/07 Traffic Calming) have been referred to during the consideration of the issues and development of the proposed solution. LTN1/20 guidance has also been referenced. The Equality Act 2010 prohibits direct and indirect discrimination, harassment and victimisation. It also prohibits discrimination in relation to something arising from a person's disability and creates a duty to make reasonable adjustments for disabled people. The Council is required to have due regard to the Equality Act when designing schemes, and this project has given due regard to the potential impact on protected characteristic groups. Inclusive mobility guidance has also been referred to during the design of this project. The proposal has also been discussed with the Council's Access Officer, who is supportive of the measures.

1.3	Who are the stakeholders and what are their interests?
	Consider both internal and external stakeholders. Statutory consultees as well as road user groups, emergency services, bus companies, cycling groups, equality and accessibility groups as well as internal officers and ward councillors. The key stakeholders are residents of Alness Drive and the adjoining side roads, who are identified as those persons who live on or immediately off Alness Drive and experience the issues being raised and hence would directly benefit from any improvements being proposed.
1.4	What results / outcomes do we want to achieve and for whom?
	Explain what outcomes you want to achieve for stakeholders, staff and the wider community. Demonstrate how the proposal links to the Council Plan (2023- 2027) and other corporate strategies and plans. Highlight how the proposal meets the objectives of Equalities, Affordability, Climate and Health. The primary objectives of the project are to encourage drivers to travel at more appropriate speeds along Alness Drive, thereby improving road safety, greater compliance with the signed speed limit and lowering of the enforcement burden. The proposal has been discussed with the Councils Access Officer, who only raised one minor concern which has been addressed in the design. The proposals link to the Council's Plan in the following ways: Equalities and Human Rights - Equality of opportunity

The scheme is considering the equal opportunity and human rights' needs of all road users of Alness Drive but specifically the residents. By reducing vehicle speeds to an acceptable limit all road users, including cyclists and pedestrians, can traverse Alness Drive more safely. Improvements to pedestrian crossings present more accessible, safer crossing facilities for pedestrians. The improvements would encourage walking and cycling and increased use of local bus services.

Climate - Environment and the climate emergency

A reduction of vehicle speeds would not only make the route safer for all users but would impact positively by improving air quality and reducing noise pollution. The choice of calming measures should provide reduced ground-borne vibration compared to other similar measures. These help towards creating a greener and cleaner city.

The proposal will encourage an increase in walking and other active travel modes.

Health - Health and wellbeing

The project will encourage an increase in walking and other active travel modes and impact positively by improving air quality, reducing noise pollution and ground-borne vibration thus helping towards creating a greener and cleaner city.

Step 2 – Resources utilised

3.1	What sources of data, evidence and consultation feedback have you used to help understand the impact of the proposal on equality rights and human rights?	
	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.	
	Source of data / supporting evidence	Reason for using this source
	Public consultation	The request for action was initiated by the receipt of complaints from residents and following a review of relevant factual data by North Yorkshire Police. A feasibility study reviewed more recent data whilst considering potential options. Discussion with the Council's Access Officer prior to public consultation to obtain his views on the potential accessibility and equality impact of the proposed scheme. Engagement with residents and other key stakeholder groups to determine their views on the proposed measures. The public engagement will assist in the decision-making process, informing the Executive Member of the views of the key stakeholders and to gauge the level of support for the proposals.
	Data	Factual records of speed survey data and injury collision records have provided evidence to support the review of the concerns being raised and to assist the development of proposed measures to address these concerns.

	A trial was undertaken at a different location to review the impact of asphalt and rubber bolt-down sinusoidal ramps in terms of speed management, noise and vibration. The testing was also carried out on speed cushions to provide a further comparison.
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Step 3 – Screening the impacts or effects.

3.1 Equality-related obligations derive from the Equality Act of 2010 and the Human Rights Act of 1998.

Once you have engaged with stakeholders you will need to identify how this proposal impacts on their human rights and equalities.

Although table one looks complex, its purpose is to facilitate an initial screening of equalities and human rights impacts of your proposal.

Many human rights and equalities will not be affected by the decision you are seeking Executive or Council approval for and so can be left blank. The aim here is to identify pressure points regarding human rights and equalities that require attention.

Please see the Appendix for details of the protected characteristics and human rights to consider

The rights listed below in the first column are the relevant ones from the Human Rights Act, and the York Human Rights City Network Indicator Report (non-discrimination, education, health and social care, housing, a decent standard of living). The human rights in the Indicator Report were selected by residents of York as their priority rights. In the first row the protected characteristics under the Equality Act are listed, to which 'Everyone' has been added to capture impacts that affect everyone without distinction.

Step 3.1 Table 1 – Screening the impacts or effects

Equalities Human Rights	Everyone	Age including financial, digital exclusion impacts	Disability Including financial, digital exclusion impacts	Gender	Gender reassign- ment Including Trans, Non- binary, Intersex	Marriage and civil partnership	Pregnancy and maternity	Race	Religion and belief	Sexu orienta
Right to life*	Positive									
Prohibition of torture*	n/a									
Prohibition of slavery and forced labour*	n/a									
Right to liberty, movement and security (including freedom of movement)***		Positive	Positive							
Right to a fair trial*	n/a									
No punishment without law*	Positive									
Right to private and family life***	Positive									
Freedom of thought, conscience, and belief***	n/a									
Freedom of expression***	n/a									
Freedom of assembly***	n/a									
Right to marry***	n/a									
Right to property***	n/a									
Right to education***	n/a									
Right to free elections***	n/a									
Right to housing***	Positive									

Step 3.2 Table 2 – Assessing the impact of your proposal

Here you will need to record the details on all the impacts identified for both Human Rights and those with Protected Characteristics.

Where you have identified an impact on a protected characteristic/human right in the table above, please indicate whether this is positive or negative and give a description of this impact. If you run out of rows, please add as necessary.

Rights clashes and restrictions

Where rights clash or are being restricted, you will need to explain how the decision has been taken, that the limitation on human rights is provided by law, for a legitimate purpose (justified), and proportionate (the minimum necessary restriction on rights).

Use the following guidance to inform your responses:

First, think about what equalities or rights might be engaged by the proposal, and describe the likely impact of the proposal, and provide an evaluation.

Use the following questions to inform your responses if human rights or equalities are limited or qualified in any way:

- Why are a person’s rights being restricted?
- What is the problem being addressed by the restriction on someone’s rights?
- Will the restriction lead to a reduction in the problem?
- Does that restriction involve a blanket policy, or does it allow for different cases to be treated differently?
- Does a less restrictive alternative exist?
- Has sufficient regard been paid to the rights and interests of those affected?
- Do safeguards exist against error or abuse?

Table 2

Protected Characteristics or Human Rights	Key findings / impacts	Positive (+) Negative (-) (Neutral (0)	High (H) Medium (M) Low (L)
Age	This scheme provides improved accessibility by making improvements to existing pedestrian crossings by providing missing panels of tactile paving, to allow a continuous off-road route for pedestrians of all ages which is free of obstruction and allows safe crossing of the road. A reduction in vehicle speeds would also support this by establishing a safer environment for pedestrians to cross road junctions etc.	Positive	
Disability	As above	Positive	
Gender reassignment	No differential impact identified.	Neutral	
Marriage and Civil Partnership	No differential impact identified.	Neutral	
Pregnancy and Maternity	No differential impact identified.	Neutral	
Race	No differential impact identified.	Neutral	
Religion and Belief	No differential impact identified.	Neutral	
Sex	No differential impact identified.	Neutral	
Sexual Orientation	No differential impact identified.	Neutral	

Other social – economic groups			
Carer	This scheme provides improved accessibility by making improvements to existing pedestrian crossings by providing missing panels of tactile paving, to allow a continuous off-road route for pedestrians of all ages which is free of obstruction and allows safe crossing of the road. A reduction in vehicle speeds would also support this by establishing a safer environment for pedestrians to cross road junctions etc. There are no restrictions on on-street parking so carers can visit properties without hindrance.	Positive	
Care Leavers	No differential impact identified.	Neutral	
Low income groups	No differential impact identified.	Neutral	
Veterans and armed Forces	No differential impact identified.	Neutral	
Other	No differential impact identified.	Neutral	
Human Rights (list any rights impacted)			
	None	Neutral	

Step 4 – Gaps in data and knowledge

4.1	What are the main gaps in information and understanding of the impact of your proposal?		
	When conducting your screening, you may have discovered gaps in data or knowledge that make it difficult to assess whether your proposal had a positive or negative impact on human rights/equalities. Please indicate actions you will take to resolve this gap. As your proposal progresses you may be able to resolve this knowledge gap –please indicate when it was resolved.		
	Gaps in data or knowledge	Action to deal with this	Date resolved
	Data used in the review of the road safety concerns was current at the time of review. Monitoring is required to gauge the success of the measures following their introduction. Damage-only records and/or near-miss records are not available. Recent injury collision data is not yet available for 2056/26	Any future review of the success of the scheme will primarily be based on feedback from residents. Monitor accident records to gauge if the measures have created unforeseen road safety issues. Review any subsequent reports of speed concerns via the speed management process in conjunction with North Yorkshire Police.	

Step 5 - Maximising positive impacts

5.1	What has been done to optimise opportunities to advance equality / human rights or foster good relations?
	The scheme serves to improve accessibility and security. The measures will also encourage active travel. The proposals primarily aim to address concerns raised by residents. Engagement with the whole community (over 450 properties) as well as key stakeholders afforded the opportunity to express any concerns.

Step 6 – Recommendations and conclusions of the assessment

6.1	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.	
	Important: If there are any adverse impacts you cannot mitigate, please provide a compelling reason in the justification column. There are four main options you can take:	
	No major change to the proposal	The HREAT demonstrates the proposal is robust. There is no potential for unlawful discrimination or adverse impact and you have taken all opportunities to advance equality / human rights and foster good relations, subject to continuing monitor and review.
	Adjust the proposal	The HREAT 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
	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.

	Option Selected	Conclusion / justifications
	No major change to the proposal	The HREAT demonstrates the proposal is robust. There is no potential for unlawful discrimination or adverse impact and the project has taken all opportunities to advance equality / human rights and foster good relations, subject to continuing monitor and review. The proposal has a beneficial impact on some protected characteristic groups and a neutral impact on others.

Step 7 – Summary of agreed actions resulting from the assessment

7.1	What action, by whom, will be undertaken as a result of the impact assessment.			
	List below the actions or mitigations that have been identified and who will be responsible to carrying them out. Add as many lines as you need.			
	Impact / Issue	Actions to be taken	Person Responsible	Timescale
	Improved footway connectivity/accessibility	Review of resident feedback	Client / Designer	Over 12 months
	Improved road safety	Review of resident feedback Continuous review of speed / accident data	Client / Designer	Over 12 months

Step 8 - Monitor, review and improve

8.1	How will the impact of your proposal be monitored and improved upon going forward?	
	Consider how will you identify the impact of activities on protected characteristics, other marginalised groups and human rights going forward? How will any learning and enhancements be capitalised on and embedded?	
	Monitoring of the performance of the completed scheme will be undertaken by regular reviews of feedback/complaints from residents and by reviews of speed data / accident should concerns be raised. Accident data is reviewed annually.	
	If proven not to have been successful in achieving its goals, further measures or amendments may need to be considered.	

Appendix A

Equality, Diversity & Inclusion (EDI): Protected characteristics

Under the public sector duties introduced by the Equality Act 2010 public bodies must have due regard for the need to:

- Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the act, such as the failure to make reasonable adjustments for disabled people
- Advance equality of opportunity between people who share a protected characteristic and those who do not
- Foster good relations between people who share a protected characteristic and those who do not

These duties relate to the nine protected characteristic groups defined by the Equality Act 2010 (outlined in the table below).

The Council recognises that a person's socio-economic background and whether they live in a rural or urban location can be important factors in determining fair access to services, employment and treatment. When carrying out analysis, you must also consider socio-economic issues and rural / urban location issues. In addition to the nine protected characteristic the HREAT includes the following equality groups:

- Carers
- Low income groups
- Veterans, armed forces community
- Experience of care/Other (other groups that are impacted)

Human rights differ from equalities in two main ways:

- First, human rights apply to everyone and not just groups with protected characteristics.
- Second, they allow for the balancing of rights, priorities, and risks. Many rights are not absolute and can be limited or qualified in particular circumstances.

The following guidance identifies which rights are most likely to be engaged by proposals in certain policy areas. This doesn't mean that you should not consider whether other rights might be engaged.

There are three types of human rights in the Human Rights Act:

Absolute rights: Cannot be breached in any circumstances e.g. right to life and to protection from torture and inhuman or degrading treatment.

Limited rights: can only be restricted in specific situations e.g. a person can be deprived of their liberty if they are convicted of an offence and imprisoned.

Qualified rights: human rights can be restricted if it is in the interests of the wider community or to protect other people's rights e.g. freedom of movement and assembly were restricted during the Covid-19 pandemic in the interests of public health.

As limited and qualified rights are not absolute, they sometimes have to be balanced in decision making. In Table 1, absolute rights are indicated with an *; limited rights with a **; and qualified rights with a ***.

Right	Description	Focus Area
Right to life	Nobody, including the Government, can take someone's life away. Public authorities must take appropriate measures to safeguard life including by protecting people whose life might be in danger. Public authorities should also consider the right to life when making decisions that might endanger or affect life expectancy. When public officials may be involved in an instance when someone died, public authorities must investigate.	• Benefits and money • Births, deaths and marriages • Children and families • Environment and animals • Health and social care • Housing • Planning and building • Waste and recycling
Right to liberty and security	It focuses on protecting individuals' freedom from unreasonable detention, as opposed to protecting personal safety. However, there is case law from other jurisdictions where this right also covers personal safety in conditions other than detention.	• Right to liberty and security

Freedom from torture and inhuman or degrading treatment	Torture consists in causing very serious and cruel physical or mental pain or suffering. Inhuman treatment or punishment is treatment which causes intense physical or mental suffering. Degrading treatment means treatment that is extremely humiliating and undignified. Inhuman or degrading treatment could include: serious physical assault; very severe detention conditions or restraints; serious physical or psychological abuse in a health or care setting.	• Children and families • Health and social care
Right to marry and start a family	Right of men and women of marriageable age to marry and to start a family.	• Births, deaths and marriages
Prohibition of slavery and forced labour	Slavery is when someone owns someone else like a piece of property. Servitude is when someone provides services to a person for no reward and is unable to stop due to coercion. Forced or compulsory labour is when someone is forced to do work to which they have not agreed to, under the threat of punishment.	• Children and families • Jobs, training and volunteering • People and communities
Right to a fair trial	This right is triggered when someone is charged with a criminal offence and have to go to court, or a public authority is making a decision that has an impact on someone's civil rights or obligations.	• Environment and animals • Health and social care • People and communities • Streets, roads and pavements
No punishment without law	No one can be charged with a criminal offence for an action that was not a crime when it was committed. Public authorities must explain clearly what counts as a criminal offence so that people know when they are breaking the law.	• Environment and animals • People and communities • Streets, roads and pavements
Right to property	No public authority, without very good reason can take away one's property, which may include things like land, houses, objects, shares, licences, leases, patents, money, pensions and certain types of welfare benefits. This right applies to companies as well as individuals.	• Benefits and money • Business • Council tax • Environment and animals • Housing • Planning and building • Travel and transport • Streets, roads & pavements • Waste and recycling
Right to private and family life, home and correspondence	This includes one's right to determine their sexual orientation, lifestyle, and the way one looks and dresses. It also includes the right to control who sees and touches one's body. It further covers one's right to develop their personal identity and to forge friendships and other relationships, the right to participate in essential economic, social, cultural and leisure activities. In some circumstances, public authorities may need to facilitate the enjoyment of one's right to a private life, including their ability to participate in society. It also means that personal information about anyone (including official records, photographs, letters, diaries and medical records) should be kept securely and not shared without their permission, except in certain circumstances.	• Benefits and money • Births, deaths and marriages • Children and families • Health and social care • Jobs, training and volunteering • Parking and permits • Planning and building • Schools and education • Sports and leisure
Right to free elections	Public authorities must support the right to free expression by holding free elections at reasonable intervals. These elections must enable anyone to vote in secret.	• Births, deaths and marriages • People and communities

Freedom of thought, conscience and belief	This may include the right to change religion or beliefs, the right to put one's thoughts and beliefs into action, for example by exercising the right to wear religious clothing, the right to talk about one's own beliefs or take part in religious worship. Public authorities cannot stop anyone from practising their religion, without very good reason. This right protects a wide range of non-religious beliefs including atheism, agnosticism, veganism and pacifism. This includes the right to express views aloud (for example through public protest and demonstrations) or through published articles, books or leaflets, television or radio broadcasting, works of art, the internet and social media. It further protects the right to receive information from other people by, for example, being part of an audience or reading a magazine.	• Business • Schools and education
Freedom of expression	This includes the right to express views aloud (for example through public protest and demonstrations) or through published articles, books or leaflets, television or radio broadcasting, works of art, the internet and social media. It further protects the right to receive information from other people by, for example, being part of an audience or reading a magazine.	• Business • Environment and animals • People and communities • Schools and education • Sports and leisure
Freedom of assembly and association	This encompasses the right to form and be part of a trade union, a political party or any another association or voluntary group. Nobody has the right to force anyone to join a protest, trade union, political party or another association.	• Environment and animals • Jobs, training and volunteering • People and communities • Travel and transport • Streets, roads and pavements
Right to education	This right protects one's right to an effective education within the UK's existing educational institutions. It relates to primary, secondary, and higher education. Parents have a right to ensure that their religious and philosophical beliefs are respected during their children's education.	• Children and families • Environment and animals • Jobs, training and volunteering • People and communities • Schools and education • Sports and leisure
Right to housing	Adequate housing must provide more than four walls and a roof. For housing to be adequate, it must, at a minimum, meet the following criteria: Security of tenure, that is legal protection against forced evictions, harassment and other threats; availability of services, materials, facilities and infrastructure; affordability, which means that housing is not adequate if its cost threatens or compromises the occupants' enjoyment of other human rights; Habitability, which relates to physical safety or adequate space, as well as protection against the cold, damp, heat, rain, wind, other threats to health and structural hazards; accessibility, in that it must accommodate the specific needs of disadvantaged and marginalised groups; location, which means that it must not be cut off from employment opportunities, health-care services, schools, childcare centres and other social facilities, or it must not be located in polluted or dangerous areas; cultural adequacy, which means that it must respect and take into account the expression of cultural identity.	• Benefits and money • Housing • People and communities • Planning and building • Waste and recycling