

# EQUALITY IMPACT ASSESSMENT

**TITLE: Draft Developer Contributions Supplementary Planning Document (“SPD”)**

## VERSION CONTROL

<b>Date</b>	<b>Version</b>	<b>Author</b>	<b>Description of Changes</b>
<b>19.07.2022</b>	<b>1</b>	Tom Evans	<b>Initial Draft</b>

EQUALITY IMPACT ASSESSMENT

**CHESHIRE EAST COUNCIL - EQUALITY IMPACT ASSESSMENT**

Stage 1 Description: Fact finding (about your policy / service /

<b>Department</b>	Strategic Planning		<b>Lead officer responsible for assessment</b>		Tom Evans, Neighbourhood Plan Manager	
<b>Service</b>	Environmental and Neighbourhood Services		<b>Other members of team undertaking assessment</b>		n/a	
<b>Date</b>	19/07/2022		Version 1			
<b>Type of document (mark as appropriate)</b>	<b>Strategy YES</b>	<b>Plan</b>	<b>Function</b>	<b>Policy</b>	<b>Procedure</b>	<b>Service</b>
<b>Is this a new/ existing/ revision of an existing document (please mark as appropriate)</b>	<b>New YES</b>		<b>Existing</b>		<b>Revision</b>	
<b>Title and subject of the impact assessment (include a brief description of the aims, outcomes , operational issues as appropriate and how it fits in with the wider aims of the organisation)</b>  <b>Please attach a copy of the strategy/ plan/ function/ policy/ procedure/ service</b>	<p><b>Draft Developer Contributions Supplementary Planning Document (“SPD”)</b></p> <p><u>Background</u></p> <p>Supplementary Planning Documents (“SPDs”) provide further detail to the policies contained in the development plan. They can be used to provide guidance for development on specific sites, or on particular issues, such as design. SPDs are capable of being a material consideration in planning decisions but are not part of the development plan. They must be consistent with national planning policy, must undergo consultation and must be in conformity with policies contained within the Local Plan.</p> <p>The council has prepared a draft Developer Contributions SPD for consultation. The draft SPD provides additional guidance on the implementation of polices IN1 (“Infrastructure”), IN2 (“Developer Contributions”) and multiple polices related to highways, education, affordable housing, green spaces, blue light services and a series of other matters including heritage, design, public rights of way, public health and flooding. The SPD, once adopted, should assist applicants when making planning applications, and the council in determining them. The SPD provides further guidance on existing policies, rather than setting a new policy approach in relation to developer contributions and includes guidance on the processes, financial calculations and the legal agreements that CEC use when securing contributions from development.</p>					

## EQUALITY IMPACT ASSESSMENT

	<p>The SPD has been prepared in accordance with the Town and Country Planning (Local Planning) (England) Regulations 2012, the National Planning Policy Framework and National Planning Practice Guidance.</p> <p>The SPD has been prepared in accordance with the Town and Country Planning (Local Planning) (England) Regulations 2012 (as amended by the Local Planning, Development Management Procedure, Listed Buildings etc (England) (Coronavirus) (Amendment) Regulations 2020), the National Planning Policy Framework and National Planning Practice Guidance.</p> <p>An Equalities Impact Assessment was prepared alongside the integrated Sustainability Appraisal work which supported the Local Plan Strategy. The SPD also provides guidance on policies held in the Site Allocations and Development Policies Document (SADPD) which is nearing completion and expected to be adopted late in 2022.</p> <p>An Equalities Impact Assessment has also been prepared to support the emerging Site Allocations and Development Policies Document. The assessment found that the LPS policies (including policies particularly relevant to the SPD) and emerging SADPD are unlikely to have negative effects on protected characteristics or persons identified under the Equality Act 2010.</p>
<p><b>Who are the main stakeholders and have they been engaged with? (e.g. general public, employees, Councillors, partners, specific audiences, residents)</b></p>	<p>Public consultation will take place on the draft SPD for four weeks in accordance with the Town and Country Planning ((Local Planning) (England) Regulations 2012) and the council's adopted Statement of Community Involvement require at least 4 weeks public consultation. Consultation on this SPD will take place over the summer and into the autumn. Recognising that some stakeholders are likely to be taking holidays and time off over this period, the consultation will be extended and held over a period six weeks. Consultation will include focused communication to the general public, town and parish councils, statutory consultees, elected members, consultees who have registered on the strategic planning database.</p>
<p><b>What consultation method(s) did you use?</b></p>	<p>The council prepares a Statement of Community Involvement which provides detail on how it will consult on Local Plan documents and SPDs. This includes the availability of documents, how residents and stakeholders will be notified etc. The council's Local Plan consultation database, which will be notified of the consultation, also includes a number of organisations who work alongside groups with protected characteristics in the borough.</p> <p>Once consultation has taken place on the draft SPD, all comments received will be reviewed before consideration is given to any amendments required. A report of consultation will be prepared alongside the final version of the SPD and this will also be subject to further consultation. This EIA will be kept updated as the draft SPD progresses.</p>

## EQUALITY IMPACT ASSESSMENT

### Stage 2 Initial Screening

<p><b>Who is affected and what evidence have you considered to arrive at this analysis? (This may or may not include the stakeholders listed above)</b></p>	<p>Ward councillors. Those living and working in the borough, property owners, landowners and developers, clinical commissioning groups, special interest groups.</p>
<p><b>Who is intended to benefit and how?</b></p>	<p>Local communities including landowners and developers. The SPD will provide additional guidance on the implementation of existing planning policies related to securing investment contributions toward a range of public infrastructure, including public services infrastructure. Developers will benefit from additional clarity on how to successfully meet policy obligations, the Council will benefit from establishing consistent methods, in a single document, that all officers can use and ensure business continuity. Individuals within local communities will benefit from the various contributions secured, and less visibly, will benefit from guidance that helps make CEC process more efficient.</p>
<p><b>Could there be a different impact or outcome for some groups?</b></p>	<p>No, the SPD builds upon existing planning policy guidance and provides further information about how the council will consider planning applications. Securing developer contributions will assist in supporting balanced communities with the right range of social, transport and green infrastructure that underpins successful places. Further guidance on factors that inform an appropriate housing mix should also support balanced communities. The SPD, in applying additional guidance to assist in the interpretation of planning policies should be beneficial to groups.</p>
<p><b>Does it include making decisions based on individual characteristics, needs or circumstances?</b></p>	<p>No, the introduction of the SPD is not based on individual characteristics, needs or circumstances. The SPD includes information on the approach to assessing the impact of development, and the means that may be necessary to mitigate for any harmful impacts (for example providing improved habitats off site, where a development site cannot avoid destruction of an existing habitat).</p>
<p><b>Are relations between different groups or communities likely to be affected? (eg will it favour one particular group or deny opportunities for others?)</b></p>	<p>No, the SPD is not intended to affect different groups or communities in this way. Whilst development will take place in various different communities, the SPD is designed to apply to all development ensuring consistency of approach regardless of where the development takes place.</p>
<p><b>Is there any specific targeted action to promote equality? Is there a history of unequal outcomes (do you have enough evidence to prove otherwise)?</b></p>	<p>No, the SPD is not intended to target any group and will be consulted upon in line with the council's Statement of Community Involvement.</p>
<p><b>Is there an actual or potential negative impact on these specific characteristics? (Please tick)</b></p>	

**EQUALITY IMPACT ASSESSMENT**

<b>Age</b>	Y	N	<b>Marriage &amp; civil partnership</b>	Y	N	<b>Religion &amp; belief</b>	Y	N
<b>Disability</b>	Y	N	<b>Pregnancy &amp; maternity</b>	Y	N	<b>Sex</b>	Y	N
<b>Gender reassignment</b>	Y	N	<b>Race</b>	Y	N	<b>Sexual orientation</b>	Y	N
<b>What evidence do you have to support your findings? (quantitative and qualitative) Please provide additional information that you wish to include as appendices to this document, i.e., graphs, tables, charts</b>							<b>Consultation/ involvement carried out</b>	
							<b>Yes</b>	<b>No</b>
<b>Age</b>	<p>The SPD may have an impact those living and working in the borough.</p> <p>The draft Developer Contributions SPD provides further guidance on the implementation of LPS policy IN1 Infrastructure and IN2 Developer Contributions to support delivery of a range of infrastructure associated with the needs arising from new development. Delivery of which will likely have a positive impact on a range of characteristics.</p> <p>The SPD makes reference to supporting local health care services through financial contributions and is therefore likely to have a positive impact on a range of characteristics including age, disability, and pregnancy and maternity.</p> <p>The guidance in the SPD may be beneficial as it will assist in supporting the provision of affordable homes, where policies in the local plan apply to support balanced and sustainable communities.</p> <p>The SPD provides further guidance on the policy approach set out in the Local Plan Strategy.</p> <p>No negative impacts are identified at this stage in relation to any of the specific characteristics however public consultation will be undertaken and this may raise issues officers are not currently aware of.</p>						<b>X (to be carried out)</b>	
<b>Disability</b>								
<b>Gender reassignment</b>								
<b>Marriage &amp; civil partnership</b>								
<b>Pregnancy &amp; maternity</b>								
<b>Race</b>								
<b>Religion &amp; belief</b>								
<b>Sex</b>								
<b>Sexual orientation</b>								

**EQUALITY IMPACT ASSESSMENT**

	The EIA will be reviewed (and updated) once the initial consultation has taken place.		
<b>Proceed to full impact assessment? (Please tick)</b>	<b>Yes</b>	<b>No</b>	<b>Date: 19/07/2021</b>
<b>Lead officer sign off</b>		<b>Date</b>	
<b>Head of service sign off</b>		<b>Date</b>	

**If yes, please proceed to Stage 3. If no, please publish the initial screening as part of the suite of documents relating to this issue**

## EQUALITY IMPACT ASSESSMENT

### Stage 3 Identifying impacts and evidence

This section identifies if there are impacts on equality, diversity and cohesion, what evidence there is to support the conclusion and what further action is needed

Protected characteristics	<p>Is the policy (function etc....) likely to have an adverse impact on any of the groups?</p> <p>Please include evidence (qualitative &amp; quantitative) and consultations</p> <p><i>List what negative impacts were recorded in Stage 1 (Initial Assessment).</i></p>	<p>Are there any positive impacts of the policy (function etc....) on any of the groups?</p> <p>Please include evidence (qualitative &amp; quantitative) and consultations</p> <p><i>List what positive impacts were recorded in Stage 1 (Initial Assessment).</i></p>	<p>Please rate the impact taking into account any measures already in place to reduce the impacts identified</p> <p><b>High:</b> Significant potential impact; history of complaints; no mitigating measures in place; need for consultation</p> <p><b>Medium:</b> Some potential impact; some mitigating measures in place, lack of evidence to show effectiveness of measures</p> <p><b>Low:</b> Little/no identified impacts; heavily legislation-led; limited public facing aspect</p>	<p>Further action (only an outline needs to be included here. A full action plan can be included at Section 4)</p> <p><i>Once you have assessed the impact of a policy/service, it is important to identify options and alternatives to reduce or eliminate any negative impact. Options considered could be adapting the policy or service, changing the way in which it is implemented or introducing balancing measures to reduce any negative impact. When considering each option you should think about how it will reduce any negative impact, how it might impact on other groups and how it might impact on relationships between groups and overall issues around community cohesion. You should clearly demonstrate how you have considered various options and the impact of these. You must have a detailed rationale behind decisions and a justification for those alternatives that have not been accepted.</i></p>
Age				
Disability				
Gender reassignment				
Marriage & civil partnership				

**EQUALITY IMPACT ASSESSMENT**

<b>Pregnancy and maternity</b>				
<b>Race</b>				
<b>Religion &amp; belief</b>				
<b>Sex</b>				
<b>Sexual orientation</b>				
<p><b>Is this change due to be carried out wholly or partly by other providers? If yes, please indicate how you have ensured that the partner organisation complies with equality legislation (e.g. tendering, awards process, contract, monitoring and performance measures)</b></p>				

<b>Summary: provide a brief overview including impact, changes, improvement, any gaps in evidence and additional data that is needed</b>			
<b>Specific actions to be taken to reduce, justify or remove any adverse impacts</b>	<b>How will this be monitored?</b>	<b>Officer responsible</b>	<b>Target date</b>
<b>Please provide details and link to full action plan for actions</b>			
<b>When will this assessment be reviewed?</b>			
<b>Are there any additional assessments that need to be undertaken in relation to this assessment?</b>			
<b>Lead officer sign off</b>	 Tom Evans	<b>Date:</b> 11/03/21	
<b>Head of service sign off</b>	 David Malcolm	<b>Date:</b> 11/03/21	

Please publish this completed EIA form on the relevant section of the Cheshire East website

# EQUALITY IMPACT ASSESSMENT