



## **COMMUNITY OVERVIEW AND SCRUTINY PANEL**

### ***Panel Report***

**Public**

**Date of Meeting:** 26<sup>th</sup> August 2010

**Title:** Comprehensive Equality Scheme

**Report of:** Policy & Performance Manager

**Report reference:** PPP 37/10

**Summary:**

The report provides the Panel with the draft Comprehensive Equality Scheme (2010). The Scheme has been developed to ensure the Council is well placed to comply with the duties of The Equality Act (2010), to take the opportunity to reinvigorate our approach to equalities and to help meet the requirements of the 'Achieving' level of the Equality Framework for Local Government. The Scheme replaces three existing equality policies that dealt with gender, race and disabilities and the Equality and Diversity Policy.

**Questions for / input required from Overview and Scrutiny:**

- Consider and comment upon the responses to feedback received during consultation.
- Consider and comment on the final draft and action plan.

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Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers: None

## 1. BACKGROUND INFORMATION

The draft Comprehensive Equality Scheme was discussed at the Panel meeting on 15<sup>th</sup> July 2010. Key stakeholders, employees and members of the public have all been consulted and had been invited to table any questions regarding the Scheme at this Panel.

The responses to this consultation are presented in Appendix A.

Consultation to date:

- Corporate Equality Group
- Members of the Achieving Equality in Cumbria Project
- Members of the Achieving Equality in Cumbria Working Group
- Consortium (AWAZ, OutReach Cumbria, Cumbria Disability Network)
- Senior Management Team
- Key partners and stakeholders
- City Council Employees
- The Public (via the City Council Website)

The action plan in the Scheme is described as a Corporate Equality and Diversity Action Plan. The actions are being embedded into each Directorate's service plans using the Covalent system. This gives the Corporate Equality Group a view of all the actions being undertaken by the authority whilst ensuring that responsibility for delivery rests within each Directorate.

**Appendix A: Consultation responses on Carlisle City Council's Draft Comprehensive Equality Scheme**

Name & Organisation	Date received	Suggested amendment	Carlisle City Council response
North Cumbria University Hospitals	30/06/10	Review consideration of equality issues for carers as some of the document still seems to be based on 6 areas of equality only. Include relevant carers' legislation from the 2004 Act in Appendix 1.	Carers' (Equal Opportunities) Act 2004 has been added to Appendix 1.
Cumbria Police	30/06/10 <i>a</i>  <i>b</i>  <i>c</i>	<p>Carlisle has made fantastic progress with some Travellers but we need to move to help travellers act more independently and improve trust and confidence. No discussion about working in partnership with other agencies on the equality issues or on delivering services to minority groups.</p> <p>Page 14 - Consultation with disabled people, the duty also to requires statutory agencies to involve people with a disability in decision making, there is no reference to that here.</p> <p>Page 16 – Consider acknowledging the large numbers of students from ethnic minority groups in the City and named the key ethnic groups. The Gypsy and Traveller group is not that small when you consider those Gypsies &amp; Travellers living in the settled community, and it would</p>	<p>These are operational issues will be raised at the next Corporate Equality Group meeting.</p> <p>Wording clarified:</p> <ul style="list-style-type: none"> <li>Involve people with disabilities in decisions through our programme of impact assessments and access group.</li> </ul> <p>These issues will be raised at the next Corporate Equality Group meeting.</p>

			reaffirm your stated aim to 'know your community'.	
Carlisle Leisure Limited	30/06/10		No suggestions or additions - very comprehensive	Noted
Carlisle College	05/07/10		None - very comprehensive and thorough	Noted
Riverside Housing Carlisle	06/07/10		Scheme is thorough and concise and deals with all aspects applicable to Equality & Diversity. Apparent that Carlisle City Council understands the importance of effective working in respect to Equality and Diversity rather than simply setting targets.  Given the changes to legislation people are more likely to understand the statement of a single rather than Comprehensive Equality Scheme.	Corporate Equality Group will consider the final 'name' of the scheme.
AWAZ	14/07/10		AWAZ welcomes the council's commitment to Equality.  Comments are as under: 1- This Comprehensive Equality Scheme does not cover all the elements of the Statutory Code of Practice on the Race Equality Duty, the specific duties and the requirements for a Race Equality Scheme 2- There is no review report of the Current Race Equality	The Code of Practice is published by the Equality & Human Rights Commission and does not need to be included in full within the Scheme.  The codes of practice used are:

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	<p>Scheme (2007-10) made available and the progress this Council has made so far in meeting the Race Equality Duty. If it has been done can AWAZ have a copy of this please?</p> <p>There is no Equality Impact Assessment of this scheme made available (a requirement under Race Equality Duty). If it has been done can AWAZ have a copy of this please?</p> <p>3- This Scheme does not comprehensively show how the Carlisle City Council plans to meet its statutory duties under section 71(1) of the Race Relations Act (the Act) and, in particular, articles 2(2) and 2(3) of the Race Relations Act 1976 (Statutory Duties) Order 2001.</p> <p>a) There is no action plan (<i>a practical and realistic plan, with an agreed timetable, showing how an authority is planning to meet its duties</i>) available to demonstrate how this council will meet, monitor and review the progress on Race Equality Duty in the life time of this scheme is attached. Can AWAZ have a copy of this please?</p> <p>b) It does not identify what actions this council will take with regards to "the promotion of good relations between people of different racial groups (a requirement under general duties)</p> <p>C) There is no identified or revised list of Council</p>	<p>Race equality duty code 2002  Gender equality duty code 2006  Disability duty code 2006</p> <p><a href="http://www.equalityhumanrights.com/advice-and-guidance/public-sector-duties/guidance-and-codes-of-practice/codes-of-practice/">http://www.equalityhumanrights.com/advice-and-guidance/public-sector-duties/guidance-and-codes-of-practice/codes-of-practice/</a></p> <p>These codes were considered in the drawing up of the three equality schemes and remain as the code for the new scheme until they are replaced. New codes of practice are being developed for the Equality Act 2010.</p> <p>The current scheme has been reviewed annually through the annual equality and diversity report. These reports are shared with AWAZ, scrutinised by the Community Overview &amp; Scrutiny Panel and published on the Council's website.</p> <p>An EIA was completed and sent to the Consortium (includes AWAZ) on the 9<sup>th</sup> July 2010.</p> <p>3a)An indicative action plan was attached to the scheme. The current plan is being updated in Covalent and will exceed the needs of the Code</p>
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	<p>functions and policies with in "Comprehensive Equality Scheme" marked for relevance to race equality. (Public authorities must list in their race equality scheme the functions and policies (including their proposed policies) that are relevant to the general duty to promote race equality. They should review this list at least every three years)</p> <p>4- There is no report available how Carlisle City Council has met the Requirements of Race Equality Specific Duty under Articles 5(1), 5(2), and 5(3) of the Race Relations Act 1976 (Statutory Duties) Order 2001 under its current scheme and in the future.</p> <p>5- A reference to the Equality Act 2010 has been made in the report presented to The Executives but there is no reference or indication in the text of scheme available on how this council will meet the schedule of the implementation of Equality Act 2010.</p> <p>6- In the report to The Executive it has been claimed that "The Scheme has been developed to ensure the Council is well placed to comply with the duties of The Equality Act (2010)". AWAZ (Cumbria) would like to see the evidence of the statutory code of practice under The Equality Act 2010 used in the development of this</p>	<p>of Practice. All members of the Consortium will be included in the definition and delivery of the plan.</p> <p>3b) The council has undertaken a number of activities through the Carlisle Equality Partnership to promote good relationships. AWAZ are a member of the Carlisle Equality Partnership.</p> <p>3c) All our current active policies, functions and strategies are covered in a programme of impact assessments. These are documented within each assessment and inclusion would make the scheme unwieldy. A revised list of all our policies (Policy Framework) and implementation strategies is being prepared as part of the review of the Policy Framework. This list is reviewed after every Executive meeting. The role each of the policies has in delivering our scheme will be clearly identified in the implications of the Policy Framework Review.</p> <p>4. An annual report on monitoring is published on Carlisle City Council's website. This is highlighted in our Scheme (page 8).</p>
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	<p>scheme.</p> <p>AWAZ (Cumbria) would like to raise concerns about the "Comprehensive Equality Scheme" document going forward for approval as it stands. We would welcome the opportunity to meet with members of overview &amp; Scrutiny committee and senior managers to move this forward for the benefit of all the communities living in the jurisdictions of Carlisle City Council.</p>	<p>1. The implementation of the scheme will be through the Corporate Equality Action Plan. This plan is made up of actions embedded in service plans for each directorate. (Cross-reference (3a)).</p> <p>This guidance is for the Equality Act which comes into force on 1 October 2010. A web based version of the guidance will be launched mid August. The Equality &amp; Human Rights Commission are producing Codes of Practice on employment; services, public functions and associations; and equal pay. Only a <b>draft Code of Practice</b> on equal pay is currently available. These codes will be used to inform the Council's Corporate Equality Action Plan and review of the Corporate Equality scheme in future.</p> <p>To be discussed at Corporate Equality Group.</p>
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# Comprehensive Equality Scheme Carlisle City Council

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## Introduction

This document sets out how the Council intends to promote equality of opportunity in all of its functions. The Scheme has been produced to reflect our ongoing commitment to equality of opportunity for all and to help the Council progress through the Government's Equality Framework for Local Government (the Framework) and deliver the Equality Act 2010.

The Scheme is a means to mitigate the institutional processes that lead to discrimination. By adopting the Scheme, Carlisle City Council will mainstream issues of equality and diversity into service delivery, procurement and employment for all aspects of our work. We are committed to providing equal access to services and employment for all people living in the District.

The Scheme is about long-term, continuous improvement, and for this reason responsibility for implementing the Scheme lies with all of the Council's elected members and officers. Our Scheme recognises the crucial importance of ensuring that the principles of equality and diversity inform key decision-making at every level within the Council.

## Our Commitment to Equality and Diversity

Carlisle is home to a wide range of people who make different and valuable contributions to life in the area. These identifiable groups include people from different socio-economic backgrounds, people with disabilities, men/women, religions and faiths, black and minority ethnic (BME) backgrounds, lesbians, gay men, bisexual and transgender people.

The Council acknowledges that some people in the District may face discrimination every day because of their socio-economic status, race, gender, age, disability, sexual orientation and other issues. Through disadvantage, discrimination and prejudice people are denied opportunity, find access to services more difficult, and therefore suffer inequality.

Carlisle City Council believes that everyone should be treated fairly and with respect. The commitment is to recognise and understand the differences without creating an advantage of one group over another. The Council made its commitment in its first Equality and Diversity Policy adopted by Full Council in February 2007. In the following year, 2007/08, the Council adopted three updated equality schemes (Gender, Disability and Race). This Scheme continues the work to improve the quality of life for everyone in the District, regardless of race, gender, age, disability, sexual orientation, religious belief or socio-economic status.

The Council has a responsibility to challenge unfair discrimination, wherever it happens, and is committed to doing so. We will work toward ensuring that people are not discriminated against on the grounds of disability, gender, race, national or ethnic origin, religion, belief, culture, age, sexual orientation or socio-economic status. In doing so we recognise that individuals do not fit neatly into categories and that some people may be affected by more than one form of discrimination.

Our commitment applies whether the Council is acting as an employer, a service provider, or as a purchaser to other organisations.

This Comprehensive Equality Scheme has been developed to recognise and value the diversity that exists in the District, and is based on principles of mutual respect, fairness and social inclusion. The aim of the Scheme is to help promote the ideals of proportionality, accessibility and equality in everything we do. Specific schemes relating to race, age, gender, disability and sexual orientation form a part of this comprehensive scheme.

The countywide Anti-Poverty Strategy and the approach to Equality Impact Assessment (EIA) help to identify and ameliorate inequalities relating to socio-economic status and financial exclusion.

## The Law

The law rightly protects people from unfair discrimination on the grounds of race or ethnic origin; nationality; religious belief; gender; disability, age and sexual orientation. In some cases this protection currently applies only to issues around employment; but in others it applies more widely, including the areas of social protection, education and access to goods and services. The Equality Act 2010 sets out the public sector duties and a schedule for implementation. The Equality and Human Rights Commission will be producing three Codes, one for each of England, Scotland and Wales. The commission have made significant progress in developing the text for the draft codes, but their completion is dependent on regulations which set out the specific duties for each country. The regulations are subject to secondary legislation which needs to be passed by Government in England, Scotland and Wales.

This means we must build equal opportunity into our everyday business, policy-making, service delivery, procurement, employment practice and other roles. This Scheme explains how we intend to meet our obligations and responsibilities under the range of legislation (summarised in Appendix 1). Carlisle City Council is leading by example and will continue to champion equal opportunities in Carlisle.

## The Equality Framework for Local Government

The Equality Framework for Local Government (EFLG) builds on and develops the work councils have done on the Equality Standard for Local Government (ESLG). It contains many new features, is simpler to use and more relevant to the way local authorities work today. The Framework recognises that equality cannot be achieved overnight and sets out three levels of improvement:

Developing      —————>      Achieving      —————>      Excellent

Although there are three distinguished levels of achievement, in fact it is best thought of as a process of continuous improvement. At each level authorities will be able to self-assess against five performance areas. The individual level sections set out the characteristics of an authority at each stage and then set out key actions and examples of evidence of performance against each action.

The five areas of performance are:

- Knowing your communities and equality mapping
- Place shaping, leadership, partnership and organisational commitment
- Community engagement and satisfaction

- Responsive services and customer care
- A modern and diverse workforce.

As of December 2009, we are in between Developing and Achieving and can evidence the majority of the Achieving criteria.

## **Implementing the Scheme: Delivering on Equality**

### **Putting Policy into Practice**

We believe that people deserve services that meet their different needs, so we will look for ways to increase the flexibility of the services we provide so that they are more responsive and inclusive.

Our Comprehensive Equality Scheme is a public commitment that we will:

- Make sure that all policies and service plans reflect the principles of equal opportunities;
- Monitor activity in relation to equal opportunities, and publish the results including our equality impact assessments;
- Identify policies that impact on equality, and ensure that they comply with the law and good practice;
- Raise awareness of our equality policies and the law for all staff and councillors;
- Insist that our partners, suppliers and contractors are committed to equal opportunities.

By adopting the Scheme we have promised to review and challenge our ways of working.

- We will consult local people about their needs and adapt services based upon a needs assessment. This means talking and listening to everyone in the community, not only those who regularly use our services or actively offer their views;
- Review the way we publicise our services, to reach people not already using them;
- Provide information on request in other formats or languages;
- Understand the diversity of our workforce and the diversity of the wider District's population;

### **Embedding**

The Council will develop an effective and appropriate approach. We will ensure our approach to equality and diversity issues are incorporated into service planning and delivery activities and so become part of the norm.

Learning and development opportunities will be provided for employees and elected members to enable them to fulfil the organisation's commitment to equality.

## Scope

Our Equality Scheme applies to:

- Users of our services and visitors to our sites
- Councillors
- Employees
- Volunteers
- Contractors, sub-contractors and partners

## Our individual and collective responsibilities

The Chief Executive is responsible for making sure our equality schemes are applied consistently throughout the Council.

The Executive Committee makes decisions in line with the Council's policies and budget. These decisions must always be informed with an assessment of impacts on equality and diversity and by a commitment to promoting equality and diversity through comprehensive Equality Impact Assessments (EIA).

To be effective, our equality and diversity schemes must be translated into actions with specific outcomes (Appendix 3: Corporate Equality & Diversity Action Plan). Senior management are responsible for making sure that departmental procedures, practices and service plans deliver the required outcomes. All departmental procedures, practices and service plans should reflect the principles of equality of opportunity, and should include equality objectives. These objectives will have a clear timetable and specify who is responsible for action.

We expect all staff to show commitment to ensuring that the Comprehensive Equality Scheme is implemented at departmental and service delivery levels, and to abide by the principles of equal opportunity and dignity and respect policy in the performance of their duties.

## Equality and Diversity Action Plan

The aims of this scheme will be progressed through the Equality and Diversity Action Plan. The Action Plan will encompass service delivery and employment issues, contain specific, measurable and achievable targets, and will identify the resources required to deliver the objectives.

The Equality and Diversity Action Plan will focus on three levels of activity:

- **Implementing equal opportunities monitoring of mainstream activity:** Developing a basket of indicators, success measures and targets (to be identified), and an information system that supplies the Corporate Equality Group with regular monitoring information, in order to be able to review the **success** of equal opportunities scheme initiatives that have been implemented.
- **Working towards embedding equality and diversity by establishing departmental and service area groups:** embedding in the Council is acknowledged as a long-term goal. Given this, it will be necessary in some situations to provide more than a monitoring function to specific departments

or service areas in order to achieve change and reduce discrimination. The Corporate Equality Group will provide co-ordination, support and direction.

- **Commissioning work on crosscutting issues:** There will be some priorities that do not sit appropriately in any one part of the organisation. When this is identified the Corporate Equality Group will commission individual time-limited projects to address those issues.

## Targets and Monitoring

We recognise that working towards equality and diversity involves setting specific measurable and realistic targets. We will use Local and National Performance Indicators and locally agreed targets to help assess our progress. These targets will be set by us each year and reviewed regularly.

The Corporate Equality Group will be responsible for monitoring the Corporate Equality and Diversity Action Plan and general compliance with statutory duties. Progress will be reported to Senior Management Team, the Executive Committee and the Overview and Scrutiny Committees through an annual report.

## Publication of the results of assessments and monitoring

We will publish reports on our progress in improving equality and diversity practice through the Comprehensive Equality Scheme. Reports will be published on the Council's public website and for staff on our internal Intranet site.

The targets and the results of monitoring and any subsequent actions will also be published and will be made available to the public. Future results of the EIAs (see Appendix 2) and of the results of monitoring will be reflected in future updates to the Comprehensive Equality Scheme. This report will provide a six monthly update on the Scheme for Senior Management Team, the Executive and the Overview and Scrutiny Panel.

## Consultation and Community Engagement

To successfully tackle inequality, the Council recognises that it needs to gain the trust and confidence of those it is seeking to work with and serve, both now and in the future.

The Council is committed to listening to people's views and to working with communities as an essential part of informed decision-making, and we use a variety of methods to gather the views of local people. We recognise that a targeted approach may be required to engage successfully with some members of local communities, to ensure that their views are properly taken into account. Our policies for ensuring that consultation reaches the broadest possible range of people are identified in our Consultation Policy, which is available by emailing [policy@carlisle.gov.uk](mailto:policy@carlisle.gov.uk) or in hard copy on request.

The low proportion of people from black and minority ethnic backgrounds living within the District means that we must take particular care in using the most appropriate means for seeking their views. We will engage with representative and liaison groups in accordance with our duties. We will continue to engage with groups representing

disabled people, people from ethnic minorities, lesbians, gay, bisexual and transgender people; and we will encourage these groups to work with us to improve our services.

## **Equality Impact Assessments**

The Race Relations (Amendment) Act 2000, the Disability Discrimination Act 2005 and the Employment Equality Regulations 2003 place statutory duties on all public authorities to assess the impact of their work on race equality, equality for people with disabilities and gender equality respectively.

To reflect the Council's commitment to continual improvement of its equality and diversity practice, we have adopted a broadly based approach to the assessment of our functions, policies and procedures in order to fulfil these duties. We will consider the impact and potential impact of our work on the promotion of equal opportunities for everyone, regardless of race, gender, age, disability, sexual orientation or religious belief. These EIAs will include appropriate consideration of the impact on race equality and equality for people with disabilities, thereby meeting our statutory duties for impact assessment.

The Council will prioritise for assessment those key decisions and activities that have the greatest potential impact on equality of opportunities. Functions will be subject to a rigorous impact assessment in order to identify any areas of adverse impact and any areas of potential for a positive impact, following a schedule based on the level of priority identified. This schedule forms part of the Equalities and Diversity Action Plan, and monitoring the implementation of EIAs is therefore the responsibility of both the Corporate Equality Group and the Community Overview and Scrutiny Panel.

In addition to existing policies and functions, the Council will perform an EIA of any new policy, service or function before it is introduced or adopted. Any significant change to an existing policy, service or function must also be subject to an EIA before its introduction, even where the existing policy, service or function has already been subject to an assessment. The impact assessments and associated actions will be regularly monitored, reviewed and where necessary updated. The results of this process will be shared with key partners and published on our website.

Where an adverse impact is identified, or where potential for positive impact is not being considered, the service provider will identify specific corrective actions. This impact assessment exercise will lead to the production of actions to take forward the most important activities for the promotion of equal opportunities.

## **Positive Images and Language**

We will ensure that our communications and publications use images and language that help to promote equality of opportunity and good community relations. Guidance is set out in our Communications and Accessibility Policy. We will ensure that these communications and publications are easy to and understand.

## **Employment**

Our workforce should reflect the diversity of the population of the District. We will achieve this by positively encouraging applications from those sections of the community that are currently under-represented in our workforce. As a major

employer, we will aim to be a positive example of good practice to other employers in the District and Cumbria.

We will meet all our equality duties and employment regulations and ensure equal opportunities. Our approach to procurement will ensure that the same standards of equal opportunity are maintained in all our services.

A workforce profile is in the process of being produced and will be updated annually in the future. It will show the trends in employment within the Council and highlight any issues around diversity.

A number of annual local performance indicators relating to workforce diversity form part of the annual performance report which is a public document and can be found on the Council's Website in the section on performance. This report will continue to be improved to meet all the duties of the Code of Practices for Race, Gender and Disability.

The latest reports can be viewed at:

[http://www.carlisle.gov.uk/council\\_and\\_democracy/equality\\_and\\_diversity.aspx](http://www.carlisle.gov.uk/council_and_democracy/equality_and_diversity.aspx)

### **Recruitment and Selection**

We will ensure that practices and procedures reflect current best practice and that person specifications contain only criteria that are necessary to perform the duties of the post. Where a particular group is under-represented in an area of work and there is evidence of discrimination positive action may be taken.

The Council's Recruitment and Selection Policies contain further information. Job application diversity statistics and charts are produced annually and published on the Council's Website:

[http://www.carlisle.gov.uk/council\\_and\\_democracy/equality\\_and\\_diversity.aspx](http://www.carlisle.gov.uk/council_and_democracy/equality_and_diversity.aspx)

The monitoring form will be reviewed in light of the Equality Act 2010 and the Census 2011 to ensure that it meets the needs of all our identifiable groups.

### **Learning, Development and Information Resources**

We recognise the need to develop and/or implement awareness programmes on all aspects of Equality, from raising basic awareness, to a more detailed knowledge of equal opportunities policy and practice. Appropriate training is required at all levels of the organisation. This requirement will be incorporated into member and officer learning and development plans

We will ensure that all employees and councillors have the competence necessary to ensure that this Scheme is translated into positive action.

We will provide basic awareness for all employees and councillors on equality and diversity issues and in the requirements of equalities legislation described in Appendix 1.

We will regularly undertake a needs analysis to establish the ongoing requirements for and feasibility of:



- Training councillors and managers on good practice in recruitment, selection, induction, performance review and employee welfare
- Training councillors and employees on preventing and challenging discrimination, harassment and prejudice.

We will provide appropriate learning and/or information resources to ensure that all employees and councillors understand and fulfil the organisation's commitment to equality.

## Service Delivery

We are committed to providing services that are responsive and accessible to all. People who use our services are entitled to do so free from discrimination and harassment.

Managing service delivery is about providing appropriate services, according to need, for everyone in the District. We believe that a modern service will recognise the diversity of its customers and act to ensure that individual needs are met proportionally through reasonable adjustments to services.

We will continue to develop our services and ensure that they are accessible to customers with disabilities, customers who use other languages and those who might otherwise find it difficult to access them. This means that we are committed to making information about our services accessible by:

- using "Plain English" (language that an English speaking audience can understand and act upon from a single reading)
- providing appropriate translation and interpretation for non-English speakers on request
- providing appropriate options for people with disabilities

**Employees** and any other people providing Council services to the public are entitled to be treated fairly and with respect. Where they face discrimination or harassment from service users, the Council will take appropriate action to prevent this happening again. This action may ultimately include the withdrawal of the service.

**Service users** do not have the right to unreasonably refuse service from particular employees or service providers on the grounds of gender and do not have the right under any circumstances to refuse service from particular employees or service providers on the grounds of disability, race, colour, ethnic origin, religion, belief, culture, nationality, national origin, age or sexual orientation.

Through our participation in the Local Strategic Partnership, the Council will seek to ensure that tackling discrimination is included in any plans to improve services in local neighbourhoods.

## Procurement, Commissioning and Partnerships

We will take account of equality and diversity when selecting contractors, evaluating their ability to deliver services and monitoring their performance.

Our partners and sub-contractors will be expected to meet their duties under the equality legislative framework (Appendix 1). Our partners and sub-contractors will be supported within the principles of our Comprehensive Equality Scheme in all joint ventures and agreements.

The Procurement Strategy is available to view on the City Council website:  
[http://www.carlisle.gov.uk/business/corporate\\_procurement/how\\_is\\_procurement\\_delivered.aspx](http://www.carlisle.gov.uk/business/corporate_procurement/how_is_procurement_delivered.aspx)

We will ensure that our Procurement Strategy is in line with good practice on the common standards for equalities in procurement.

## Publications and information

Our Comprehensive Equality Scheme is publicly available on our Internet website and in hardcopy on request. We will meet any reasonable requests to provide copies in other languages or alternative formats.

We are committed to making information about the Council and our services accessible by:

- using "Plain English" (language that an English speaking audience can understand and act upon from a single reading)
- providing appropriate translation and interpretation for non-English speakers
- providing appropriate options for people with disabilities

The results of monitoring, assessments and consultations will be published at least annually on the website and will be available in hardcopy on request.

## Sanctions

Members, managers, and employees need to make sure that the commitments within this scheme are translated into action.

All staff and members are expected to abide by the code of conduct and our dignity and respect policy in the performance of their work and not doing so may lead to disciplinary action. The following actions by employees of the Council may be disciplinary offences:

- Discriminating against fellow employees, job applicants or service users on grounds that cannot be justified
- Persuading, or trying to persuade, other people to discriminate unfairly
- Harassment or bullying of any kind
- Victimising someone who has made an allegation of discrimination or who has given information about discrimination

These matters will be addressed through the relevant disciplinary procedure. Similarly, our employees and any other people providing Council services to the public are entitled to be treated fairly and with respect. Where they face

discrimination or harassment from service users, the Council will take action to stop this happening again. In some circumstances this may include the withdrawal or refusal of the service.

## Feedback, complaints and compliments

### Questions and Feedback

Equality and diversity issues affect everyone, so it's important that we all understand the issues and are able to have our say. That's why we welcome feedback on our Equality Scheme; if you have any comments or questions about the policies and how they affect you, please email us at [policy@carlisle.gov.uk](mailto:policy@carlisle.gov.uk) or, if you prefer, send them to:

Policy  
Carlisle City Council  
Civic Centre  
Rickergate  
Carlisle CA3 8QG

We welcome constructive comments on our Comprehensive Equality Scheme and encourage any feedback, either positive or negative, that will help in our efforts to tackle all forms of unfair discrimination, inequality and injustice.

### Complaints

Should you wish to complain about the way the Council operates or is meeting its duties with regard to any aspect of equal opportunities, then there is a formal complaints procedure to help you to do so.

Complaints can be made to the Council using a Complaint Form available from Civic Centre reception. A copy of the full complaints procedure will be issued with each Complaint Form.

The Complaint Form is also available to download from the Council's Internet website or you may submit your complaint online at:  
[http://www.carlisle.gov.uk/council\\_and\\_democracy/corporate\\_complaints.aspx](http://www.carlisle.gov.uk/council_and_democracy/corporate_complaints.aspx)

Alternatively you may telephone 01228 817000.

We will try to provide both the form and procedures in alternative formats or languages on request, and we will offer assistance to anyone who has difficulty using the existing form or procedures.

You may also wish to raise your complaint with one of your local Councillors.

We will investigate your complaint in a fair and equitable way to achieve a satisfactory solution to the problem. However, if this is not possible or if you are unhappy with the Council's procedure, you have the right to refer your complaint to the Local Government Ombudsman who may undertake an independent investigation on your behalf.

The Local Government Ombudsman is an independent person who investigates allegations of maladministration causing injustice to the person who has complained.

The Ombudsman investigates complaints about most council matters including housing, planning, education, social services and council tax. The Ombudsman who deals with this Council is at:

Local Government Ombudsman  
P O Box 4771  
Coventry  
CV04 0EH

Tel: 0300 061 0614  
Fax: 024 7682 0001

Web site: [www.lgo.org.uk](http://www.lgo.org.uk)

If you have an enquiry about the Local Government Ombudsman's service you can telephone their Advice line on 0845 602 1983.

### Where to find out more

For information on the Equality Framework for Local Government visit the Improvement and Development Agency's website at [www.idea.gov.uk](http://www.idea.gov.uk)

Carlisle City Council's own website also includes a useful library of online equality and diversity resources at:

[http://www.carlisle.gov.uk/council\\_and\\_democracy/equality\\_and\\_diversity.aspx](http://www.carlisle.gov.uk/council_and_democracy/equality_and_diversity.aspx)

Or, you can telephone the Policy and Performance Manager on 01228 817258 or email [policy@carlisle.gov.uk](mailto:policy@carlisle.gov.uk)

Cumbria Equality Resource Centre  
[www.equalitycumbria.org](http://www.equalitycumbria.org)  
Telephone: 01768 895242

The Equality and Human Rights Commission is an excellent source of information and advice on equalities issues. Visit their website at:

[www.equalityhumanrights.com](http://www.equalityhumanrights.com)

Or, if you are in England, you can telephone their helpline on 0845 604 6610 (or textphone 0845 604 6620).

Cumbria County Section also has an equality section on their website:

<http://www.cumbria.gov.uk/equalities/>

Cumbria Volunteer Service provides relevant useful information relating to third sector organisations:

<http://www.thirdsectorcumbria.org.uk/>

## Our Scheme on Equality for People with Disabilities (Disability Equality Scheme)

Carlisle City Council is committed to eliminating discrimination against disabled people, attempting to remove the barriers which disabled people face in accessing services and encouraging disabled people's right to an independent life.

The Council's Scheme on Equality for People with Disabilities forms our **Disability Equality Scheme**, and has been adopted to help pursue these commitments, as well as to acknowledge and ensure compliance with our statutory duties as described in Appendix 1.

This document, to be read as an integral part of the Council's broader Comprehensive Equality Scheme, sets out how the Council intends to promote and deliver equality for disabled people in all its functions.

In carrying out all of its duties the Council will seek to ensure that people with disabilities are free from prejudice and discrimination in their everyday lives. We will ensure that people with disabilities are involved in decisions. To achieve this objective the Council will:

- Involve people with disabilities in decisions through our programme of impact assessments and access group.
- review, on an ongoing basis, all policies, procedures and practices to ensure they comply with current and emerging legislation
- consider and take into account the specific needs of people with disabilities and their carers in planning and delivering services
- design, plan and provide services to enable people with disabilities to maximise the control over their own lives and to encourage their social and economic inclusion
- improve access to services and the built environment, utilising the experience, views, creativity and expertise of people with disabilities
- tackle barriers in the provision of joint services through effective partnership working
- where possible, make information available, on request, through a range of media and in a range of formats [including, where appropriate, the provision of materials in symbols, large print, Braille, British Sign Language video or audio description] and offer alternatives to verbal communication so that people with disabilities enjoy equal access to information and services
- handle sensitively allegations of discrimination and harassment providing appropriate support to the alleged victim(s) in accordance with organisational policy and procedure
- improve access to independent advocacy, self advocacy, legal and advice services to help people with disabilities take control over their own lives
- ensure that recruitment and selection is carried out in line not only with UK legislation, but also with the wording and spirit of this Scheme and national best practice;. Reasonable adjustments will be made so that applicants with disabilities and existing employees who are or become disabled are treated fairly and with proper consideration of their abilities
- make all reasonable efforts to help employees who are or become disabled remain in the Council's employment

- manage employees fairly and appropriately, ensuring there is no discrimination in terms of attitude, work allocations, promotion, development opportunities, conditions of employment or the work environment
- work, in consultation with disabled people, to find solutions to disability issues to meet needs and deliver best value for taxpayers and users of Council services
- ensure that all consultants, contractors, suppliers and partners are made aware of this Scheme and the expectation that their own policies will include as a minimum:
  - a commitment to equal opportunities
  - the name or position of the person responsible for the effective implementation of the Scheme.

## Definition of Disability and the Social Model

One of the Council's goals is to challenge the view that the inequality faced by disabled people is down to their medical 'problems'. This medical model of disability has reinforced negative stereotypes sometimes held by non-disabled people, and thus supported discrimination against people with disabilities, by focussing only on what a person cannot do.

By contrast the social model of disability suggests that institutional barriers, negative attitudes and exclusion by society (deliberate or accidental) are what really defines who is disabled and who is not. It recognizes that while some people have physical, sensory, intellectual, or psychological variations, which may sometimes cause individual limitations or impairments, but these do not have to lead to disability unless society fails to take account of and include people regardless of these differences.

The social model of disability does not deny that some individual differences lead to individual limitations or impairments, but rather that these are not the cause of individuals being excluded. An example of some questions that illustrate the difference between the medical and social models of disability might be "Does your disability make it hard for you to use public transport?" compared to "Does inaccessible transport make it difficult for you to use public transport?" Or "Does your disability affect your ability to work?" compared to "Do you have problems at work due to the working environment, or the attitudes of others?"

The Disability Discrimination Act defines disability using the medical model - disabled people are defined as people with certain conditions, or certain limitations on their ability to carry out 'normal day-to-day activities, but the requirement for public bodies to produce a Disability Equality Scheme and make "reasonable adjustments" to our policies, practice and buildings, follows the social model.

The Disability Discrimination Act (DDA) states that a person has a disability "if he/she has a physical or mental impairment which has a substantial and long term adverse effect on his/her normal day to day activities".

Physical impairment includes sensory impairment but does not include:

- addiction to or dependency on alcohol, nicotine or any other substance (other than as a result of the substance being medically prescribed or diseases resulting from addictions);
- seasonal allergic rhinitis (e.g. hay fever), except where it aggravates the effect of another condition;
- tendency to set fires;

- tendency to steal;
- tendency to physical or sexual abuse of other persons;
- exhibitionism;
- voyeurism.

Disfigurements which consist of a tattoo (which has not been removed), non-medical body piercing, or something attached through such piercing, are to be treated as not having a substantial adverse effect on the person's ability to carry out normal day to day activities.

Mental Impairment is intended to cover a wide range of impairments relating to mental functioning, including what are often known as learning disabilities. However, the Act states that it does not include any impairment resulting from or consisting of a mental illness, unless that illness is a clinically well-recognised illness. A clinically well-recognised illness is one that is recognised by a respected body of medical opinion.

"Substantial" means that they are not minor or trivial, they must last or be expected to last longer than 12 months. They must affect day to day activities.

"Normal day-to-day activities" are activities that are carried out by most people on a fairly regular and frequent basis. The test of whether or not an impairment affects normal day-to-day activities is whether or not it affects one of the following broad categories of capacity:

- Mobility
- Manual dexterity
- Physical co-ordination
- Continence
- Ability to lift, carry or otherwise move everyday objects
- Speech, hearing or eyesight
- Memory or ability to concentrate, learn or understand
- Perception of the risk of physical danger

The Law specifically extends protection to cover people who have HIV infection, cancer and multiple sclerosis from the moment they are diagnosed.

## Our Scheme on Race Equality (Race Equality Scheme)

Engaging with people from Black and Minority Ethnic (BME) groups presents particular challenges in the District, which has a relatively low proportion of BME residents; however the Council is committed to developing and implementing policies that will ensure equal and universal access to both services and employment.

This document, to be read as an integral part of the Council's broader Comprehensive Equality Scheme, sets out how the Council intends to promote and deliver race equality in all its functions. A current list of the impact assessments and how they map to all the policies, strategies and functions is presented in Appendix 2.

Carlisle City Council is committed to eliminating discrimination against people on the grounds of race, colour, nationality, ethnic origin, and cultural background. It is also committed to the principles of individuality and diversity. The Council's Racial Equality Scheme forms our **Race Equality Scheme**, and has been adopted to help pursue these commitments, as well as to ensure compliance with the range of legislation detailed in Appendix 1.

The Council will afford equal access to employment and services and will not discriminate on the grounds of race, nationality, ethnic origin, and cultural background. In order to achieve this objective, the Council will:

- Ensure that BME communities are involved in planning services, and that their specific needs are considered in consultation processes;
- give consideration to advertising and promoting services in the BME media and in areas with higher concentrations of BME people;
- make service users clearly aware that they do not have the right to refuse service from particular Council employees on racial grounds;
- monitor use of services by ethnicity to ensure equality of access, and use the data to develop services which are appropriate to the needs of the whole community;
- ensure that recruitment is carried out in line not only with legislation, but also with the text and spirit of this Scheme, and national best practice;
- ensure that employees are given appropriate training in anti-racist practices and are made aware of their responsibility for the implementation of this Scheme;
- ensure that service users, employees, consultants, contractors, suppliers, and partners [including those in the voluntary and community sectors] are able to go about their daily business free from racial harassment and discrimination;
- handle allegations of racial discrimination and harassment with sensitivity, giving appropriate support to the alleged victim[s], in accordance with organisational policy and procedures
- manage employees fairly and appropriately, ensuring there is no discrimination on racial grounds in terms of work allocations, consultation and communication, development and training opportunities, employees appraisals, granting of leave, or grievance and disciplinary matters;
- ensure that all consultants, contractors, suppliers and partners are made aware of this Scheme and the expectation that their own policies will include as a minimum:
  - a commitment to equal opportunities



- the name or position of the person responsible for the effective implementation of the Scheme.

These objectives will be delivered through the Corporate Equality and Diversity Action Plan (Appendix 3).

## **Gypsy and Travellers in Carlisle**

Despite being a small minority of the District's, and the UK's, Black and Minority Ethnic Population, Gypsy and Travellers experience a number of persistent equality gaps that are likely to take a generation or longer to resolve:

- Educational attainment: Nationally in 2007 16% of Irish Travellers achieved 5+ A\*-C GCSEs or NVQs and 14% Gypsy and Roma compared to the overall average of 59%. So the national evidence is that their educational attainment is the worst of any ethnic group.
- Health: A report carried out by University of Sheffield (2004) showed that Gypsy, Roma and Travellers were the most at risk group in relation to infant mortality and adults with long term health conditions.
- Fire risk: Gypsy, Roma and Traveller people are 16 times more likely to be a casualty in a fire than other any other group.
- Prejudice: The Cumbria Attitudes Survey in 2004 and 2007 showed that 39% of people surveyed admitted that they felt less positive towards Gypsy, Roma and Traveller groups than any other group. This was significantly greater than negative feelings to any other group.

These issues have led to local authorities developing specialist and targeted services. Often this leads to on-site provision of a range of services that can lead to a number of long-term drawbacks:

- Financial unsustainability given the small numbers against the cost of provision.
- Provision of a level of service that is not available to other sections of the community with associated community cohesion challenges.

To address these drawbacks and promote community cohesion Carlisle City Council and partners are responding to the need and developing long term approaches that:

- Demonstrates a balance between the needs of Gypsy Travellers and value for money.
- Establishes a link between targeted activity and improved outcomes.
- Ensures that targeted activities are not creating a cycle of dependence on specialist services.
- Promotes equality and reduce any inequalities or perceived inequalities in service provision.
- Ensures the Council's statutory duties are observed.

## Our Scheme on Gender Equality

Carlisle City Council is committed to eliminating sex discrimination and enabling women, men and transgender people to participate on an equal basis in social, cultural, political and economic life. It is also committed to the principles of individuality and diversity. In pursuing these commitments the Council acknowledges its statutory duties under a range of legislation detailed in Appendix 1.

The Council will ensure that in carrying out its duties, women, men and transgender people are protected from unlawful discrimination and treated equally. To help achieve this objective the Council will:

- encourage women, men and transgender people to participate equally in the decisions which affect their lives
- work in partnership to create safer environments for women, men and transgender people
- value life skills developed in the home and the community
- support employees in making personal choices about their parenting, caring and work roles
- where operationally viable, support and enable flexible working to help employees who wish to do so balance their lives inside and outside work
- ensure that female, male and Transgender workers have the same development and progression opportunities
- ensure that development and progression opportunities for part-time workers are the same as those for full-time workers
- ensure that women, men and transgender employees are paid the same for doing equal work and that the same service conditions apply
- ensure that employees are able to work in an environment that values them as individuals and is free from sexual harassment
- confront unlawful discrimination and promote sex equality through learning and development
- handle sensitively allegations of sexual discrimination and harassment providing appropriate support to the alleged victim(s) in accordance with organisational policy and procedures
- ensure that recruitment and selection is carried out in accordance with corporate standards and best practice.
- manage employees fairly and appropriately, ensuring there is no discrimination in terms of attitude, work allocations, promotion or other conditions of employment
- provide appropriate development opportunities to assist with the implementation of this Scheme and ensure that employees and elected members are aware of their individual responsibilities and the organisation's commitment
- ensure that all consultants, contractors, suppliers and partners are made aware of this Scheme and the expectation that their own policies will include as a minimum:
  - a commitment to equal opportunities
  - the name or position of the person responsible for the effective implementation of the Scheme.

## Domestic Violence

Most of the information below is based on Cumbria county figures but to put it into perspective, the total annual cost of domestic violence in Carlisle is £78 million (based on the number of Carlisle cases going to the Multi Agency Risk Assessment Conference (MARAC) as a fraction of the total number of cases going to MARAC in Cumbria). This is over a third of the total cost for Cumbria.

In Cumbria as a whole the domestic violence is estimated to cost £59 million and the human and emotional costs of £170 million.

This is the equivalent to £469 per head per year. Domestic violence in Cumbria costs the Criminal Justice System £14 million of which the Police 4.9 million, Health Care £14 million, Social Services 2.28 million, Housing 1.58million and Civil and Legal £3.72 million. (Walby, 2004).

## Incidence and prevalence of domestic violence/abuse

- There have been four domestic homicides in Cumbria in 2009 and one attempted murder. (none of these cases were known to the Independent Domestic Violence Advocacy Services or the Multi-Agency Domestic Violence processes).
- 45% of women and 26% of men had experienced at least one incident of domestic violence in their lifetime (Walby and Allen, 2004). This means that over 100,000 women in Cumbria will be a victim of this crime. However when there were more than 4 incidents (i.e. ongoing domestic violence or sexual abuse) 89% of victims were women.
- 70 % of domestic violence cases result in physical injury and this crime has the highest rate of repeat victimization.
- In Cumbria almost 40% of calls to the police related to domestic violence are repeat victims and domestic violence accounts for 14% of all violent crime.
- In 2009 in Cumbria there were almost 5000 incidents of Domestic Violence reported to the police.
- The Forced Marriage Unit received 5000 inquiries and handled approximately 400 cases in 2007, 167 of which involved repatriation to the UK.

## The Impact on the Children

- Over 1600 Children in Cumbria were identified by the police as having been present at domestic violence incidents last year.
- In 2008 462 Children were identified by the Multi-Agency Referral process as being in need of support.
- Recent surveys of young people have shown that 42% know girls who have been hit by their boyfriends and that 50% of young men and 33% of young women said it was OK to hit a woman or force her to have sex in some circumstances.
- 52% of child protection case conferences involve domestic violence. In a recent snap shot of 15 case conferences in Cumbria, 13 involved domestic abuse.

For these reasons tackling domestic violence is seen as a priority under the Council's duty to promote gender equality.

## Our Scheme on Equality for Lesbian, Gay, Bisexual People

Carlisle City Council is committed to eliminating homophobic prejudice and discrimination, and to the principles of individuality and diversity. In pursuing these commitments the Council acknowledges its statutory duties under a range of legislation detailed in Appendix 1.

The Council will ensure that in carrying out its duties lesbian, gay and bisexual people are given equal and unprejudiced treatment. To achieve this objective the Council will:

- ensure that policies, procedures and practices are not based on the assumption that everyone is, or should be, heterosexual
- acknowledge same sex relationships and ensure that, wherever possible, partners have equal access to the services and benefits available to heterosexual couples
- encourage the participation of lesbian, gay and bisexual people in the decisions that affect their lives
- work with others to make communities safer and enable lesbian, gay, and bisexual people to live without prejudice or fear
- encourage a culture of openness about sexual orientation and ensure that lesbian, gay and bisexual employees have a safe and supportive environment in which to work
- ensure service users are aware that they do not have the right to refuse service from lesbian, gay, and bisexual employees
- ensure that recruitment and selection is carried out in accordance with Corporate standards and best practice
- provide appropriate development opportunities to assist with the implementation of this Scheme and ensure that employees and elected members are aware of their individual responsibilities and the organisation's commitment
- handle sensitively allegations of discrimination and harassment providing appropriate support to the alleged victim(s) in accordance with organisational policy and procedure
- manage employees fairly and appropriately, ensuring there is no discrimination in terms of attitude, work allocations, promotion or other conditions of employment
- provide information and guidance to managers and employees on gender reassignment as well as on general appropriate language and behaviour issues that may affect people who are lesbian, gay, or bisexual.
- ensure that all consultants, contractors, suppliers and partners are made aware of this Scheme and the expectation that their own policies will include as a minimum:
  - a commitment to equal opportunities
  - the name or position of the person responsible for the effective implementation of the Scheme.

## Our Scheme on Equality for People of all Religions and Beliefs

Carlisle City Council is committed to eliminating discrimination against people because of their religion or belief. In pursuing these commitments the Council acknowledges its statutory duties under a range of legislation detailed in Appendix 1.

Carlisle City Council will afford equal access to employment and services and will not discriminate on the grounds of religion or belief. In order to achieve this objective, the Council will:

- ensure that Faith communities are involved in planning services and their specific needs considered in any consultation processes
- give consideration to advertising and promoting services in the Faith media
- ensure that recruitment and selection is carried out in accordance with Corporate standards and best practice
- ensure that service users, employees, consultants, contractors, suppliers, and partners [including those in the voluntary and community sectors] are able to go about their daily business free from harassment and religious discrimination;
- handle allegations of religious discrimination and harassment with sensitivity, giving appropriate support to the alleged victim[s], within the context of the normal Council policy and procedure;
- manage employees fairly and appropriately, ensuring there is no discrimination on religious grounds in terms of work allocations, consultation and communication, development and training opportunities, employees appraisals, granting of leave, or grievance and disciplinary matters;
- acknowledge and publicly recognise cultural and religious festivals and holidays across the Council so that leave is not unreasonably withheld from employees who may wish to celebrate them;
- ensure that all consultants, contractors, suppliers and partners are made aware of this Scheme and the expectation that their own policies will include as a minimum:
  - a commitment to equal opportunities
  - the name or position of the person responsible for the effective implementation of the Scheme.

## Our Scheme on Equality for People of All Ages

Carlisle City Council is committed to eliminating age discrimination. We will do all we can to promote greater social inclusion for people of all ages and we will develop the right conditions for our employees of all ages to develop and contribute. In pursuing these commitments the Council acknowledges its statutory duties under a range of legislation detailed in Appendix 1. In order to achieve this objective, the Council will:

- include younger and older people in drawing up plans and making decisions.
- support younger people's and older people's interest groups and make special efforts to include hard to reach groups.
- provide services on the basis of need, regardless of age. Age will not be used as a criterion to restrict access to services.
- work with partners in other organisations to improve our effectiveness in promoting equality and valuing diversity.
- ensure that consultants, contractors, suppliers and partners are made aware of this Scheme and the expectation that their own policies will include as a minimum:
  - a commitment to equal opportunities
  - the name or position of the person responsible for the effective implementation of the Scheme.

The Council acknowledges that older and younger workers may face stereotyping with regard to their capabilities and prospects and we believe that age stereotypes diminish choice for individuals and lead to ineffective use of people in the organisation.

We acknowledge that age does not equate to physical or mental ability and is a poor predictor of performance, and consequently we reject the use of age as a deciding factor in employment decision making.

The Council will apply these principles to all employment policies, practices and decisions applied to the employees of the Council. This includes recruitment, election, training, promotion, reward, retirement, redundancy, transfer and career development.

## Socio-Economic Duty and Rurality

On 8 January 2010 the Government published details about how the socio-economic duty, a key part of the Equality Bill, will transform the way public bodies work to narrow the gaps between rich and poor and make society fairer. This duty could include inequalities in education, health, housing, crime rates, or other matters associated with socio-economic disadvantage.

The socio-economic duty - clause one of the Equality Bill - sets out a new legal duty on key public bodies, including central government and local authorities, to ensure they consider the impact that their strategic decisions will have on narrowing socio-economic inequalities.

With the average life expectancy in the poorest areas of the country up to 13 years shorter than in the most affluent areas, the new socio-economic duty will require public bodies to consider how they will reduce the barriers that hold people back, block aspirations and prevent people fulfilling their potential.

Many central and local Government policies are already designed to tackle the corrosive effect of socio-economic disadvantage and to narrow the gaps between rich and poor. Policies such as the national minimum wage, Sure Start, tax credits, increased pensions, rising investment in education and the focus on health inequalities are just some measures that have made a real difference.

Socio-economic inequality is the central issue examined by the National Equality Panel, chaired by Professor John Hills. The Panel has examined how factors like who you are, your family background and where you live, shape outcomes such as how much money you earn and how long you live.

Formal guidance on the socio-economic duty will be published by the Government Equalities Office (GEO) this summer and this scheme will be updated accordingly. It is for public bodies subject to the duty to determine which socio-economic inequalities they are in a position to influence. Determining the which issues are most important is part of the cycle for our Community Plan and Corporate Plan.

Parts of the Carlisle District form some of most rural areas of the County and include many of the most sparsely populated locations in England. Carlisle City Council is committed to considering how the impact of all its decisions might affect rural areas. This process is often referred to as rural proofing. Carlisle City Council have identified Cumbria County Council's rural proofing as good practice. Further information can be found on the Cumbria County Council Website:  
<http://www.cumbria.gov.uk/ruralmatters/ruralproofing.asp>

## Appendix 1: Summary of Equality Legislation

Equality Strand	Legislation	Main duties on Local Authority	Scope
Gender	Equality Act 2010	<p>There is a change in definition to gender reassignment. The protected characteristic of gender reassignment will apply to a person who is proposing to undergo, is undergoing or has undergone a process to change their sex.</p> <p>In addition to gender reassignment there are changes in pregnancy, maternity (including breast feeding mothers), sex in the act. The act includes indirect discrimination by association and perception.</p> <p>The links to harassment and victimisation have changed. The new positive action provisions enable public sector organisations to take proportionate steps to help people overcome their disadvantages or to meet their needs.</p>	Protected characteristic of gender across all areas.
	Equal Pay Act 1970 (Amended)	Gives individual employees a right to the same contractual pay and benefits as a person of the opposite sex in the same employment, where the man and woman are doing: like work; work rated as equivalent under a job evaluation study; or work that is of equal value.	Employment
	Sex Discrimination Act 1975	To prevent unlawful discrimination on the grounds of sex. Applies to sex discrimination in employment, education, and advertising or in the provision of goods, services or facilities.	Employment, provision of goods, services and facilities
	Employment Equality (Sex Discrimination) Regulations 2005	Introduces new definitions of indirect discrimination and harassment, explicitly prohibits discrimination on the grounds of pregnancy or maternity leave, sets out the extent to which it is discriminatory to pay a woman less than she would otherwise have been paid due to pregnancy or maternity.	Employment
	Sex Discrimination 1975 (Amendment) Regulations 2008	Introduces a new definition of sex related harassment applying to individuals who are affected by unwanted conduct, as well as those subject to the conduct themselves. Introduces new concept of third party harassment, where employer knowingly fails to protect an employee from repeated harassment by a third party.	Employment
	Gender Recognition Act 2004	To provide transsexual people with legal recognition in their acquired gender.	Employment, provision of goods, services and facilities



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Equality Standard	Legislation	Main duties on Local Authority	Scope
	Equality Act 2006	Introduces a positive duty on public sector bodies to promote the equality of opportunity between women and men and a positive duty to eliminate sex discrimination and discrimination on the grounds of gender reassignment.	Employment, provision of goods, services and facilities
	Sex Discrimination (Gender Reassignment) Regulations 1999	To prevent sex discrimination relating to gender reassignment. Applies to transsexuals in relation to equal pay and treatment in employment and training.	Employment
Ethnicity	Equality Act 2010	The links to harassment and victimisation have changed. The new positive action provisions enable public sector organisations to take proportionate steps to help people overcome their disadvantages or to meet their needs.	Protected characteristic of race across all areas.
	Race Relations Act 1976	Prohibits discrimination on racial grounds in the areas of employment, education, the provision of goods, facilities, services and premises.	Employment, provision of goods, services and facilities
	Race Relations (Amendment) Act 2000	Statutory duty on all public bodies to promote equal opportunity, eliminate racial discrimination and promote good relations between different racial groups.	Employment, education, provision of goods, services and facilities.
	Race Relations Act 1976 (Amendment) Regulations 2003	New definitions of indirect discrimination and harassment, new burden of proof requirements, continuing protection after employment ceases, introduces new exemption for certain job requirements.	Employment, education, provision of goods, services and facilities.
	Racial and Religious Hatred Act 2006	An act to make provision for offences involving stirring up hatred against persons on racial or religious grounds	Employment, education, provision of goods, services and facilities.

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Equality Strand	Legislation	Main duties on Local Authority	Scope
Disability	Equality Act 2010	There is a change in definition. The protected characteristic of disability applies to a person who has a physical or mental impairment that has a substantial and long-term adverse effect on their ability to carry out normal day-to-day activities. The act includes indirect discrimination by association and perception. The links to harassment and victimisation have changed. The new positive action provisions enable public sector organisations to take proportionate steps to help people overcome their disadvantages or to meet their needs.	Protected characteristic of disability across all areas.
	Disability Discrimination Act 1995	Outlaws discrimination and disability related harassment against disabled people in employment, the provision of goods, facilities and services or the administration or management of premises.	Employment, provision of goods, services and facilities.
	Disability Discrimination (Amendment) Act 2005	Introduces a positive duty on public bodies to promote equality of opportunity between disabled people and others; to eliminate unlawful disability discrimination and disability related harassment; to promote positive attitudes to disabled people and encourage participation by disabled people in public life and take steps to meet disabled people's needs including more favourable treatment.	Employment, provision of goods, services and facilities.
	Carers (Equal Opportunities) Act 2004	The new Act, gives carers more choice and opportunities to lead a more fulfilling life. The new law places a duty on local authorities to tell carers about their rights. The act places a duty on local authorities to consider whether the carer works or wishes to work, wishes to study or have some leisure activities, when they are carrying out a carer's assessment. It gives local authorities strong powers to enlist the help of health, housing and education authorities in providing support for carers.	Carers
Sexual Orientation	Equality Act 2010	The links to harassment and victimisation have changed. The new positive action provisions enable public sector organisations to take proportionate steps to help people overcome their disadvantages or to meet their needs.	Protected characteristic of sexual orientation across all areas.
	Employment Equality (Sexual Orientation) Regulations 2003	Protects against discrimination on the grounds of sexual orientation in employment, vocational training, promotion and working conditions.	Employment
	Civil Partnerships Act 2004	Provides legal recognition and parity of treatment for same-sex couples and married couples, including employment benefits and pension rights.	Employment, provision of goods, services and facilities.

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Equality Strand	Legislation	Main duties on Local Authority	Scope
Religion or Belief	Equality Act 2010	The links to harassment and victimisation have changed. The new positive action provisions enable public sector organisations to take proportionate steps to help people overcome their disadvantages or to meet their needs.	Protected characteristic of religion or belief across all areas.
	Employment Equality (Religion or belief) Regulations 2003	Protects against discrimination on the grounds of religion and belief in employment, training, promotion and working conditions.	Employment
	Equality Act 2006	Protects access discrimination on the grounds of religion or belief in terms of access to goods, facilities and services	Provision of goods, facilities and services
	Racial and Religious Hatred Act 2006	An act to make provision for offences involving stirring up hatred against persons on racial or religious grounds	Employment, education, provision of goods, services and facilities.
Age	Employment Equality (Age) Regulations 2006	Protects against discrimination on the grounds of age in employment and vocational training. Prohibits direct and indirect discrimination, victimisation, harassment and instructions to discriminate	Employment

## Appendix 2: Equality Impact Programme 2010-11

1. Local environment (Business and environmental regulatory services)
2. Economic Partnerships
3. Local Environment (Neighbourhood management)
4. Consultation, communication, engagement and support
5. Economic Development, Tourism & Property
6. Employee well-being and equality
7. Financial Services (Revenues and Benefits)
8. ICT Connect , data and information
9. Legal, Constitution and democratic process
10. Partnerships, policy and performance
11. Pay, conditions and employee relations
12. Planning
13. Sport & Culture
14. Workforce and Member development
15. Housing is now split into four eIAs:
  - eIA 15(a) Homeless Services
  - eIA 15(b) Hostels
  - eIA 15(c) Private Sector Housing Team
  - eIA 15 (d) Housing Strategy

A current and detailed list of all the policies, strategies and functions within each of these impact assessments is available on request.

## Appendix 3: Corporate Equality and Diversity Action Plan



### Corporate Equality Report

**Report Type:** Actions Report  
**Report Author:** Steven O'Keeffe  
**Generated on:** 23 August 2010

#### Code & Title E&D 001 Achieving Plan summary

Code	Title	Description	Target Date	Who?	Progress
E&D 2.1-2.3	Knowing your community - Equality mapping	Knowing your community - Equality mapping	30 Mar 2011	Gary Oliver	25 %
E&D 2.4-2.12	Place shaping, leadership, partnership and organisational commitment	Place shaping, leadership, partnership and organisational commitment	30 Mar 2011	Jason Gooding; Councillor Luckley; Councillor Mitchelson; Maggie Mooney	26 %
E&D 2.13-2.16	Community engagement and satisfaction	Community engagement and satisfaction	30 Mar 2011	Keith Gerrard; Steven O'Keeffe	36 %
E&D 2.17-2.23	Responsive services and customer care	Responsive services and customer care	30 Mar 2011	Steven O'Keeffe	33 %
E&D 2.24-2.32	Modern, diverse and reflective workforce	Modern, diverse and reflective workforce	30 Mar 2011	Jean Cross; Emma Titley	32 %

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**Code & Title E&D 2.1-2.3 Knowing your community - Equality mapping**

Code	Title	Description	Target Date	Who?	Progress
E&D_CE_2.2	Monitoring and assessing eIA objectives	Disaggregated information is analysed corporately and at a service/unit level to monitor and assess the eIA objectives	30 Mar 2011	Chief Executive Team	40 %
E&D_CE_2.3	Partnership work	Disaggregated information is mapped and shared with partners to assess and set equality objectives	30 Mar 2011	Gavin Capstick; Gary Oliver	30 %
E&D_CT_2.1	Relevant and appropriate information	Thematic and geographical profiles of our communities refreshed on an annual basis. These documents are used to inform the authority's policy and strategy and to identify equality gaps.	30 Mar 2011	Gary Oliver	41 %
E&D_CT_2.2	Monitoring and assessing eIA objectives	Disaggregated information is analysed corporately and at a service/unit level to monitor and assess the eIA objectives	30 Mar 2011	Steven O'Keefe	20 %
E&D_CT_2.3	Partnership work	Disaggregated information is mapped and shared with partners to assess and set equality objectives	30 Mar 2011	Gary Oliver; Linda Potts	20 %
E&D_ED_2.2	Monitoring and assessing eIA objectives	Disaggregated information is analysed corporately and at a service/unit level to monitor and assess the eIA objectives	30 Mar 2011	Myrna Hill	20 %
E&D_G_2.2	Monitoring and assessing eIA objectives	Disaggregated information is analysed corporately and at a service/unit level to monitor and assess the eIA objectives	30 Mar 2011	Rebecca Tibbs	20 %
E&D_LE_2.2	Monitoring and assessing eIA objectives	Disaggregated information is analysed corporately and at a service/unit level to monitor and assess the eIA objectives	30 Mar 2011	Chief Executive Team	20 %
E&D_R_2.2	Monitoring and assessing eIA objectives	Disaggregated information is analysed corporately and at a service/unit level to monitor and assess the eIA objectives	30 Mar 2011	Gary Oliver	20 %

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Code	Title	Description	Target Date	Who?	Progress
		service/unit level to monitor and assess the eIA objectives			

**Code & Title E&D\_CT\_2.1 Relevant and appropriate information**

Code	Title	Description	Target Date	Who?	Progress
E&D_CE_2.1.2	Information from Councillors	Information and data is disaggregated at organisational levels to used to assess and set equality objectives	30 Mar 2011	Jill Gillespie; Gary Oliver	50 %
E&D_CE_2.1.3	Information from Neighbourhood Forums	Information and data is disaggregated at organisational levels to used to assess and set equality objectives	30 Mar 2011	Jill Gillespie; Gary Oliver	14 %
E&D_CE_2.1.4	Community Intelligence from partners	Information and data is disaggregated at organisational levels to used to assess and set equality objectives	30 Mar 2011	Gavin Capstick; Gary Oliver	38 %
E&D_CE_2.1.5	Community Intelligence from media scanning	Information and data is disaggregated at organisational levels to used to assess and set equality objectives	30 Mar 2011	Gary Oliver; Jo Osborne	42 %
E&D_CE_2.1.5	Evidence for Community Strategy	Information and data is disaggregated at organisational levels to used to assess and set equality objectives	30 Mar 2011	Gavin Capstick	28 %
E&D_CT_2.1.1	Policy review	Information and data is disaggregated at organisational levels to used to assess and set equality objectives	30 Mar 2011	Rebecca Tibbs	75 %

**Code & Title E&D 2.4-2.12 Place shaping, leadership, partnership and organisational commitment**

Code	Title	Description	Target Date	Who?	Progress
E&D_CE_2.4	Ownership of key objectives	Organisational and partnership objectives are understood and owned	30 Mar 2011	Gavin Capstick; Stephen Dunn; Louise Wilkinson	20 %
E&D_CE_2.5	Monitoring of key objectives	Ongoing monitoring takes place by Senior Managers and members	30 Mar 2011	Gary Oliver	20 %
E&D_CE_2.11	Undertake work to improve representation and participation	Develop actions to improve representation and participation in civic and public life	30 Mar 2011	Stephen Dunn	24 %
E&D_CE_2.12	Quality of community relations	Ongoing monitoring of the quality of community relations, action taken if required	30 Mar 2011	Keith Gerrard	25 %
E&D_CT_2.6	Actions are carried out	Actions based on objectives and issues identified by our EIAs are being carried out	30 Mar 2011	Chief Executive Team	40 %
E&D_CT_2.7	Actions from eIAs are added to service plans	Actions are added to this plan and added to service snapshots. If there is a risk to delivering the action this is raised with the Assistant Director and an operational risk created.	30 Mar 2011	Chief Executive Team	50 %
E&D_CT_2.9	Communicating our priorities and good news stories	Communicating our responses to need and promoting good relations	30 Mar 2011	Jo Osborne	40 %
E&D_CT_2.8	Community Overview & Scrutiny Panel	Ensure that Community Overview & Scrutiny Panel are engaged in equality and diversity through their work programme	30 Mar 2011	Nicola Edwards; Steven O'Keefe	24 %
E&D_CT_2.11	Undertake work to improve representation and participation	Develop actions to improve representation and participation in civic and public life	30 Mar 2011	Emma Titley	12 %



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Code	Title	Description	Target Date	Who?	Progress
E&D_CT_2.12	Quality of community relations	Ongoing monitoring of the quality of community relations, action taken if required	30 Mar 2011	Steven O'Keeffe	29 %
E&D_G_2.11	Undertake work to improve representation and participation	Develop actions to improve representation and participation in civic and public life	30 Mar 2011	Nicola Edwards	11 %
E&D_R_2.10	Ongoing monitoring of contractors, commissioned services and grant receivers	Contracts and agreements ensure that our partners regularly review the services and the access to them.	30 Mar 2011	Jill Chamberlin; Malcolm Mark; Gary Oliver	19 %

**Code & Title E&D 2.13-2.16 Community engagement and satisfaction**

Code	Title	Description	Target Date	Who?	Progress
E&D_CE_2.13a	Community engagement	Community engagement structures are working efficiently and effectively.	30 Mar 2011	Stephen Dunn	45 %
E&D_CE_2.13b	Community engagement and customer contact	Community engagement structures are working efficiently and effectively.	30 Mar 2011	Jill Gillespie	40 %
E&D_CE_2.16	Partners working together	Partners work together to balance diverse, but sometimes conflicting interests in the locality	30 Mar 2011	Gavin Capstick; Stephen Dunn; Ned Kemp; Steven O'Keeffe	30 %
E&D_CT_2.13	Community engagement and translation	Community engagement structures are working efficiently and effectively.	30 Mar 2011	Malcolm Mark; Steven O'Keeffe	50 %
E&D_CT_2.14	Community engagement in impact assessments	Community engagement structures are working efficiently and effectively.	30 Mar 2011	Myrna Hill	20 %
E&D_CT_2.15	Consultation and feedback	Consultation influences and informs equality priorities and feedback is given to those consulted.	30 Mar 2011	Linda Potts	35 %

**Code & Title E&D 2.17-2.23 Responsive services and customer care**

Code	Title	Description	Target Date	Who?	Progress
E&D_CE_2.17/18	Community Engagement's Equality outcomes and goals	A set of equality outcomes/objectives/goals has been produced at service level to meet the needs of identified equality target groups, and those who are most vulnerable. Appropriate resources have been allocated and action has been taken to mitigate adverse impact and improve equality outcomes where shortfalls have been identified.	01 Mar 2011	Martin Daley; Steven O'Keeffe	30 %
E&D_CE_2.21	Addressing identified needs of vulnerable and marginalized groups	The identified needs of vulnerable and marginalized groups are addressed and services are designed to ensure that customers and citizens are treated with dignity and respect.	30 Mar 2011	Stephen Dunn; Myrna Hill; Simon Taylor	45 %
E&D_CE_2.23	Access and appropriateness	Access to and appropriateness of services is monitored regularly by portfolio holders and departmental management teams	30 Mar 2011	Jill Gillespie; Steven O'Keeffe	40 %
E&D_CT_2.17/18	Chief Executive Team's Equality outcomes and goals	A set of equality outcomes/objectives/goals has been produced at service level to meet the needs of identified equality target groups, and those who are most vulnerable. Appropriate resources have been allocated and action has been taken to mitigate adverse impact and improve equality outcomes where shortfalls have been	01 Mar 2011	Martin Daley; Myrna Hill	30 %

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Code	Title	Description	Target Date	Who?	Progress
E&D_CT_2.20	Monitoring of objectives	Identified. Equality and cohesion objectives are monitored regularly by portfolio holders and departmental management teams	30 Mar 2011	Myrna Hill	25 %
E&D_CT_2.22	Human rights issues are considered and addressed	Human rights issues are considered and addressed when delivering services to customers and clients.	30 Mar 2011	Myrna Hill; Steven O'Keeffe	50 %
E&D_ED_2.17/18	Economic Development's Equality outcomes and goals	A set of equality outcomes/objectives/goals has been produced at service level to meet the needs of identified equality target groups, and those who are most vulnerable. Appropriate resources have been allocated and action has been taken to mitigate adverse impact and improve equality outcomes where shortfalls have been identified.	01 Mar 2011	Martin Daley, Myrna Hill	30 %
E&D_G_2.17/18	Governance's Equality outcomes and goals	A set of equality outcomes/objectives/goals has been produced at service level to meet the needs of identified equality target groups, and those who are most vulnerable. Appropriate resources have been allocated and action has been taken to mitigate adverse impact and improve equality outcomes where shortfalls have been identified.	01 Mar 2011	Rebecca Tibbs	30 %
E&D_LE_2.17/18	Local Environment's Equality outcomes and goals	A set of equality outcomes/objectives/goals has been produced at service	01 Mar 2011	Martin Daley; Myrna Hill; Steven O'Keeffe; Gary Oliver; Rebecca Tibbs	30 %

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Code	Title	Description	Target Date	Who?	Progress
		level to meet the needs of identified equality target groups, and those who are most vulnerable. Appropriate resources have been allocated and action has been taken to mitigate adverse impact and improve equality outcomes where shortfalls have been identified.			
E&D_R_ 2.17/18	Resources' Equality outcomes and goals	A set of equality outcomes/objectives/goals has been produced at service level to meet the needs of identified equality target groups, and those who are most vulnerable. Appropriate resources have been allocated and action has been taken to mitigate adverse impact and improve equality outcomes where shortfalls have been identified.	01 Mar 2011	Gary Oliver; Rebecca Tibbs	30 %
E&D_R_2.19	Contract management	Mechanisms are in place to ensure that service equality objectives are delivered by contractors and providers through contract management, and they are monitored properly.	30 Mar 2011	Malcolm Mark	25 %

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**Code & Title E&D 2.24-2.32 Modern, diverse and reflective workforce**

Code	Title	Description	Target Date	Who?	Progress
E&D_CT_2.25	Employment objectives	Employment objectives have been set based on internal monitoring, staff consultation and the assessment of the local labour market and barriers.	30 Mar 2011	Emma Titley	5 %
E&D_CT_2.24	The equality aspects of the Workforce Strategy are implemented and monitored	The equality aspects of the Workforce Strategy are implemented and monitored We regular monitor, analyse and publish employment data to fulfil our statutory objectives. Requirements are set out in the Codes of Practice: The codes of practice used are:	30 Mar 2011	Emma Titley	5 %
E&D_CT_2.26	Publishing employment data	Race equality duty code 2002 Gender equality duty code 2006 Disability duty code 2006 <a href="http://www.equalityhumanrights.com/advice-and-guidance/public-sector-duties/guidance-and-codes-of-practice/codes-of-practice/">http://www.equalityhumanrights.com/advice-and-guidance/public-sector-duties/guidance-and-codes-of-practice/codes-of-practice/</a>	30 Mar 2011	Arup Majhi; Gary Oliver; Emma Titley	5 %
E&D_CT_2.29	Learning & development	We deliver a range of learning and development opportunities to support members and officers to deliver equality outcomes.	30 Mar 2011	Linda Mattinson; Emma Titley	82 %

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Code	Title	Description	Target Date	Who?	Progress
E&D_CT_2.31	Appraisals	Equality implications inform the setting of objectives in management and individual appraisals	30 Mar 2011	Emma Titley	10 %
E&D_CT_2.32	Staff engagement in transformation	Staff are engaged positively in service transformation and in developing new roles and ways of working.	30 Mar 2011	Gillian Connolly; Michael Thompson; Emma Titley	50 %
E&D_R_2.28	Equal pay review	The authority has made significant progress on equal pay review and reaching agreement with the unions	30 Mar 2011	Jean Cross	100 %
E&D_R_2.26	Publishing employment data	We regular monitor, analyse and publish employment data to fulfil our statutory objectives. Requirements are set out in the Codes of Practice: The codes of practice used are: Race equality duty code 2002 Gender equality duty code 2006 Disability duty code 2006 <a href="http://www.equalityhumanrights.com/advice-and-guidance/public-sector-duties/guidance-and-codes-of-practice/codes-of-practice/">http://www.equalityhumanrights.com/advice-and-guidance/public-sector-duties/guidance-and-codes-of-practice/codes-of-practice/</a>	30 Mar 2011	Jean Cross	16 %
E&D_R_2.27	Employment procedures	All employment procedures have been impact assessed and action has been taken to mitigate adverse impact and promote equality outcomes.	30 Mar 2011	Jean Cross; Martin Daley; Gary Oliver; Emma Titley	44 %

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Code	Title	Description	Target Date	Who?	Progress
E&D_R_2.30	Harassment & bullying	Harassment and bullying incidents are monitored and analysed regularly and appropriate action is taken to address the issues that have been identified.	30 Mar 2011	Jean Cross; Gary Oliver; Emma Titley	5 %

