

NOTICE OF MEETING

CABINET MEMBER SIGNING

**Tuesday, 17th March, 2020, 1.00 pm - Podium, River Park House,
225 High Road, N22 8HQ**

Members: Councillors Kirsten Hearn (Chair)

1. FILMING AT MEETINGS

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The chair of the meeting has the discretion to terminate or suspend filming or recording, if in his or her opinion continuation of the filming, recording or reporting would disrupt or prejudice the proceedings, infringe the rights of any individual or may lead to the breach of a legal obligation by the Council.

2. APOLOGIES FOR ABSENCE

To receive any apologies for absence.

3. URGENT BUSINESS

The Chair will consider the admission of any late items of Urgent Business. (Late items will be considered under the agenda item where they appear. New items will be dealt with under item 7 below).

4. DECLARATIONS OF INTEREST

A member with a disclosable pecuniary interest or a prejudicial interest in a matter who attends a meeting of the authority at which the matter is considered:

- (i) must disclose the interest at the start of the meeting or when the interest becomes apparent, and
- (ii) may not participate in any discussion or vote on the matter and must withdraw from the meeting room.

A member who discloses at a meeting a disclosable pecuniary interest which is not registered in the Register of Members' Interests or the subject of a pending notification must notify the Monitoring Officer of the interest within 28 days of the disclosure.

Disclosable pecuniary interests, personal interests and prejudicial interests are defined at Paragraphs 5-7 and Appendix A of the Members' Code of Conduct

5. DEPUTATIONS / PETITIONS / QUESTIONS

To consider any requests received in accordance with Standing Orders.

6. PARK HIRE APPLICATIONS FOR FUNFAIRS IN FINSBURY AND PRIORY PARKS AND DUCKETTS COMMON 2020 (PAGES 1 - 26)

This report seeks a determination of two applications made by Manning's Amusements Limited to hire (1) Finsbury Park between 4 April and 19 April 2020, (2) Ducketts Common between 5 June and 14 June 2020 and one application made by Manning's Fairview Company Ltd to hire (3) Priory Park between 7 May and 17 May 2020 all for funfair events.

7. NEW ITEMS OF URGENT BUSINESS

To consider any items of urgent business as identified at item 3.

8. EXCLUSION OF THE PRESS AND PUBLIC

Item 9 is likely to be subject to a motion to exclude the press and public from the meeting as it contains exempt information as defined in Section 100a of the Local Government Act 1972 (as amended by Section 12A of the Local Government Act 1985); paragraph 3.

9. PARK HIRE APPLICATIONS FOR FUNFAIRS IN FINSBURY AND PRIORY PARKS AND DUCKETTS COMMON 2020 (PAGES 27 - 28)

To consider exempt information pertaining to item 6

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Bernie Ryan
Assistant Director – Corporate Governance and Monitoring Officer
River Park House, 225 High Road, Wood Green, N22 8HQ

Monday, 09 March 2020

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Report for: Cabinet Member decision – XX March 2020

Item number: n/a

Title: Park Hire Applications for Funfairs in Finsbury and Priory Parks and Ducketts Common 2020

Report authorised by: Stephen McDonnell, Director – Environment and Neighbourhoods

Lead Officer: Simon Farrow, Interim Head of Parks & Leisure
simon.farrow@haringey.gov.uk, 020 8489 3639



Ward(s) affected: **Harringay, Hornsey and Muswell Hill**

**Report for Key/
Non Key Decision:** Non Key Decision

1. Describe the issue under consideration

- 1.1 This report seeks a determination of two applications made by Manning's Amusements Limited to hire (1) Finsbury Park between 4 April and 19 April 2020, (2) Ducketts Common between 5 June and 14 June 2020 and one application made by Manning's Fairview Company Ltd to hire (3) Priory Park between 7 May and 17 May 2020 all for funfair events.
2. Consider the applications and to note that no comments or objections were received from recognised stakeholders of Finsbury Park, Ducketts Common or Priory Park in response to the event notifications being sent as part of the decision-making process.

3. Cabinet Member Introduction

Not applicable.

4. Recommendations

- 3.1 The Cabinet Member for Environment is recommended to:
- (a) Note that no comments were received from recognised stakeholders of either Finsbury Park, Ducketts Common and Priory Park in response to the event notifications being sent as part of the decision-making process.
- (b) Authorise the Director – Environment and Neighbourhoods, to approve conditional in-principle agreement to hire Finsbury Park, Ducketts Common

and Priory Park to the funfair operators for the events detailed in this report as set out in paragraph 6.5.

5. Reasons for decision

- 4.1 Under the terms of the Policy, applications of the type detailed in this report are required to be determined with the prior agreement of the Cabinet Member.
- 4.2 If authority is given, then officers will give in principle agreement to the Applicant for the event application to progress. The events will then be subject to discussions between the Applicant and the Council before final agreement is given.
- 4.3 The rejection of the applications would have implications for the Parks Service budget and reduce the opportunity for reinvestment into Finsbury Park, Ducketts Common and Priory Park. It would also mean that the wider cultural and economic benefits to the borough were lost.

6. Alternative options considered

- 5.1 In adopting the Policy, the Council established its commitment to using parks for a limited number of funfairs and circuses each year. Accordingly, the only other alternative option which could be considered would be to reject the applications. That option was rejected, on the grounds that the events did not fall within any of the grounds set out in paragraph 5.3 of the Policy for automatic refusal.

7. Background information

- 6.1 In January 2014, the Council adopted the Policy to recognise the value and benefit that a varied, and well managed, outdoor events programme can offer the residents of Haringey.
- 6.2 The Policy assists the decision-making process behind building a sustainable and varied programme of events. It also seeks to protect the community and the parks and open space infrastructure and minimise or mitigate any negative impacts which events may cause.
- 6.3 Some of these restrictions as set out at paragraph 5.2.2 of the Policy specifically relate to Finsbury Park to ensure a balance of income generation and that of continued public use of the park through the busiest summer months is achieved. These restrictions include, but are not limited to, the following:
 - *“Fairs will be limited to up to 3 occasions per year and where possible the location of fairs within the Park will be varied.”*
- 6.4 The Policy doesn't specifically specify the number of funfairs that can be held in other parks in the borough, as it is felt that these will be less in demand than Finsbury Park. In fact, on average, Ducketts Common hosts one funfair a year and Priory Park twice a year.

- 6.5 In October 2019, the Council received three park hire applications outlined below:
- 2 applications from Manning’s Amusements Limited to hire (1) Finsbury Park to stage a 16-day family funfair in April 2020 and (2) Ducketts Common to stage a 10-day family funfair in June 2020.
 - 1 application from Manning’s Fairview Company Ltd to hire Priory Park to stage an 8-day family funfair in May 2020.
- 6.6 The Policy details the approval process for determining applications. Paragraph 5.2.3. of the Policy requires prior authority for the event to be given by the Cabinet Member as a non-key decision before officers give in principle agreement whenever the following criteria applies:
- (i) *“Event lasts more than 7 days”*
 - (ii) *“Organiser occupies a site for more than 14 days including setup and take down periods”.*
- 6.7 Both criteria above apply to the all application received so hence this referral to the Cabinet Member.
- 6.8 Funfair events have been taking place across Haringey Parks for over 100 years.
- 6.9 Both applicants have a long and successful history of operating family funfairs in Haringey. Manning’s Amusements have hosted funfairs in Bruce Castle Park for nearly 100 years, an Easter and summer bank holiday funfair in Finsbury Park for over 40 years and most recently in 2019 brought back the funfair to Ducketts Common. Similarly, Manning’s Fairview Company Ltd have operated in Priory Park for over 40 years.
- 6.10 During that time thousands of people have attended and enjoyed the entertainment the events provide.
- 6.11 Due consideration as to the effects these events could have on the parks, park users and local residents has been given, with plans in place to ensure public access is maintained and all their facilities, whilst ensuring the events provide increased recreational enjoyment within the park environment.
- 6.12 To facilitate the event in Finsbury Park, Manning’s Amusements Limited has applied to hire a small section of the internal carriageway running between Finsbury and Hornsey Wood Tavern Gates, plus a small section of the grass known as the bandstand field, and a section of the grass field running parallel to Seven Sisters Road. This equates to 4% of Finsbury Park. The remaining 96% of the Park remains open to the public at all times.
- 6.13 To facilitate the event in Ducketts Common, Manning’s Amusements Limited has applied to hire the large green space towards the southern end of the Park. This equates to 31% of Ducketts Common. The remaining 69% of the Park remains open to the public at all times.

- 6.14 To facilitate the event in Priory Park, Manning's Fairview Company Ltd has applied to hire the large green space which is opposite the café. This area equates to 14% of Priory Park. The remaining 86% of the Park remains open to the public at all time.
- 6.15 Attendance numbers for each of the events are expected to be no more than 1,000 at any one time for Ducketts Common and Priory Park, and no more than 1,500 at any one time for Finsbury Park.
- 6.16 Public visits continue, unaffected by these events taking place, by ensuring that all public facilities including the sports courts and play areas remain open.
- 6.17 Continued use of all parks by user groups during the times of the funfair is maintained. Indeed, it could be said that the funfairs provide entertainment that actually attracts more people into the parks.
- 6.18 During the build and break for the Finsbury Park event and on event days all main thoroughfares are kept open to park users, except for the small section of carriageway running between Finsbury and Hornsey Wood Tavern Gates in Finsbury Park, as this is where the main event is located. Trackway is placed on the grass here, in parallel to the carriageway, providing an accessible pathway for members of the public to use.
- 6.19 It is accepted that due to the footfall experienced during the funfairs in all parks, some short-term damage to the grass may take place. This is greatly influenced by the weather during the operation of the funfair. Restoration works will take place if and where needed to ensure the re-establishment of the grass. Any works needed will be paid for by the Applicant as set out in the park hire terms and conditions.
- 6.20 As part of the approval process, the Policy stipulates the need for consultation on the applications to take place. Paragraph 5.1.6. Of the Policy states *"Consultation will involve all stakeholders, including Friends Groups, Area Parks Managers, Ward Councillors, Cabinet Member for Environment and the members of the Haringey Safety Advisory Group. Other consultees may be added where appropriate to the specific park or open space"*.
- 6.21 In discharging the requirement to consult, officers sent details of the event application external stakeholder groups in December 2019. Details of the list of consultees appears at Appendix 1 to the report. Stakeholders including local resident associations, Hackney and Islington council officers (for Finsbury Park), park user groups and leaseholders; councillors from adjoining wards (where applicable); internal council stakeholders including licensing and emergency planning; and statutory bodies including the Metropolitan Police and London Fire Brigade were given 10 working days to respond.
- 6.22 None of the stakeholders provided feedback.

8. Contribution to strategic outcomes

- 7.1 Hosting large and major events within the Park contributes to supporting the local economy, developing the cultural offer in the borough and provides an opportunity for local people to enjoy these types of events with minimal travel.
- 7.2 The recommendations made will contribute to policy and practice primarily in relation to the Place section of the Borough Plan. This was adopted by the Council on 12 February 2019 and sets out priorities for Haringey.
- 7.3 'Place' within the Borough Plan commits to 'A place with strong, resilient and connected communities where people can lead active and healthy lives in an environment that is safe, clean and green.'
- 7.4 This can specifically be seen in Outcomes 9 and 11 as follows:

Outcome 9: A healthier, active and greener place

a) protect and improve parks, open space, and green space promoting community use:

- continue with partners to invest in our parks with over £15 million of improvements planned over the next five years, including new playgrounds and sports facilities;
- promote the use of our parks for a wide range of events and activities, including more community use.

Outcome 11: A culturally engaged place

a) Foster strong and diverse cultural activities:

- support a range of events in the borough, from sport at White Hart Lane and music festivals in our parks, through to activities in our libraries and community-led arts and culture in venues across the borough;
- safeguard and strengthen the borough's cultural heritage by effectively managing, investing in and encouraging access to our heritage assets, museums and libraries;
- protect and promote creative and cultural activity and infrastructure that enables people to gain skills and employment in creative industries and increase investment into the borough;
- support cultural organisations to attract more people to their offer so that there are more opportunities for everyone to connect to the arts and culture in the borough;
- celebrate what is distinctive about Haringey so that our residents are inspired to take part in the great culture on their doorstep and attract visitors from across London and beyond to join us.

8. The Open Spaces Act 1906

- 8.1 The income generated from these events is for the benefit of each Park and is fundamental to keeping it open as a viable facility.
- 8.2 All income generated through events specifically held in the Park, will be spent in the Park as required under the Open Spaces Act 1906 (the Act). In the first instance, this will assist with all management and maintenance costs associated with running the Park. Any surplus event income derived will be

used to make improvements to the Park's infrastructure as set out in the Outdoor Events Policy at 8.2.5.

8.3 The above said, the Cabinet Member is made aware of the fact that the Council does have a statutory duty under the Act as trustee to hold the land comprising each Park on trust for the public. As such, in coming to a view on the Recommendations contained in the report, account has to be taken of the existence and impact of all material circumstances which arise from a decision to grant in principle approval for the events to take place prior to the Cabinet Member coming to a settled view.

9. Statutory Officers comments (Chief Finance Officer (including procurement), Assistant Director of Corporate Governance, Equalities)

9.1 Chief Finance Officer (including procurement)

This information is exempt and is attached as Part B of this report.

9.2 Legal

9.2.1 The Assistant Director, Corporate Governance has been consulted in the preparation of this report and makes the following comments.

9.2.2 The law which governs the Council's powers to hire the Park in these circumstances was settled in a High Court challenge for judicial review brought by the Friends of Finsbury Park (the Friends) against the decision to permit the application to stage Wireless 2016 in the Park.

9.2.3 In summary, the judge ruled that the provisions of section 44 of the Public Health Amendment Act 1890; The Ministry of Housing and Local Government Provisional Order Confirmation (Greater London Parks and Open Spaces) Act 1967 and section 145 of the Local Government Act 1972 – all of which govern the ability to permit entertainment in open spaces such as the Park – *“creates different powers for different places subject to different limitations”*. Accordingly, the judge went on to rule that *“s145 of the 1972 Act, of itself and standing alone, provides the Council with the necessary power to permit Wireless 2016 to take place in the Park”*.

9.2.4 The significance of that ruling, was that the restriction placed on the amount of a Park which could be enclosed or set apart to facilitate the event, and the duration for such enclosure as prescribed under the 1890 and 1967 Acts – *“one acre or one tenth of the [Park] whichever is greater” / “12 days in any one year, nor four [six in London] consecutive days on any one occasion”* – simply did not apply.

9.2.5 The Friends then appealed to the Court of Appeal. However, the appeal was dismissed on 16th November 2017, with all three judges ruling that the High Court judge had correctly identified what the legal power position was.

9.2.6. The Friends then sought permission to appeal to the Supreme Court. However, that application was dismissed on 26th June 2018 on the grounds that it *“does not raise an arguable point of law”*.

9.3 Equality

9.3.1 The Council has a public sector equality duty under the Equality Act (2010) to have due regard to:

- eliminate discrimination, harassment and victimisation and any other conduct prohibited under the Act;
- advance equality of opportunity between people who share those protected characteristics and people who do not;
- foster good relations between people who share those characteristics and people who do not;
- the three parts of the duty applies to the following protected characteristics: age, disability, gender reassignment, pregnancy/maternity, race, religion/faith, sex and sexual orientation. Marriage and civil partnership status apply to the first part of the duty.

9.3.2 An equality impact assessment was completed to accompany the decision in December 2013 to adopt Haringey's Outdoor Events Policy, which governs the assessment of event applications to the borough's parks. The policy does not permit events where the sole purpose is as a religious act of worship. The impact assessment acknowledged that this restriction could have the effect of discouraging religious or belief organisations from using the park for major worship-based events. However, it reasoned that this restriction could be justified because such religious/belief-based events by their very nature could exclude others who don't share that religion/belief from attending the event or using the park more generally.

9.3.3 The Council's Events Policy ensures that event providers operate in accordance with the Equality Act and do not discriminate against groups who share a protected characteristic.

9.3.4 The Policy aims to strike a balance between ensuring that parks such as Finsbury Park, can be used as a community asset for all groups to access for the majority of the year, against the need to generate income from hosting events and for these to contribute to the borough's cultural and leisure offer.

9.3.5 An equality impact assessment has been completed to accompany the application to use Finsbury Park which can be found in Appendix 2. This is due to a small section of carriageway being used by the Applicant, as detailed at sections 6.12, which could have an impact on accessibility. The assessment explores impact on residents with protected characteristics, in particular those living in wards immediately surrounding Finsbury Park: Stroud Green (LB Haringey), Harringay (LB Haringey), Brownswood (LB Hackney), Finsbury Park (LB Islington).

9.3.6 The assessment identifies that children, women with children and people with disabilities will be, to a limited extent, impacted negatively by the proposal, as they are more likely to use the park and have accessibility needs. However, this needs to be balanced against the identified benefits for the community, improving equality of opportunities and fostering good relations. The Council is taking a number of actions to mitigate the negative impact on specific groups with protected characteristics arising from the events.

- 9.3.8 The events will not affect current access to Ducketts Common and Priory Park. All existing entrances and exits in the park will remain open during the event days, including the set up and dismantling phases. In addition, the proposed event will not affect the existing footpaths in the park, ensuring that park users with accessibility needs, such as disabled people and parents with young children, are not subject to changing routes within the park. Access to and within the park will be maintained throughout the event.
- 9.3.9 Therefore an equality impact assessment is not required as the proposed event for Ducketts Common and Priory Park is not assessed as having a significant impact on groups who share protected characteristics. The proposed event will not affect access to and within the park, allowing park users to use 69% (Ducketts Common) and 86% (Priory Park) of the remaining space, which includes all of the park's facilities for children, young people and adult park users.
- 9.3.10 The council is committed to working with event organisers to reduce the effects of noise from events on all residents living near the park and will enforce the individual conditions that accompany the event's permission including those related to reducing disruption, number of days (including set up) and maximum event space.

10. Use of Appendices

- 10.1 Appendix 1 – List of stakeholders who were consulted
- 10.2 Appendix 2 – Equality Impact Assessment: Application by Manning's Amusements Ltd to hire Finsbury Park for a family funfair in April 2020.
- 10.3 Part B – Not for publication by virtue of paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972

11. Local Government (Access to Information) Act 1985

- 11.1 Haringey Outdoor Events Policy - <http://www.minutes.haringey.gov.uk/documents/s48887/OEP%20-%20CLEARED%20COVERING%20REPORT.pdf>

Appendix 1:

List of Finsbury Park stakeholders who were consulted

Stakeholder consultation		
As set out in the Outdoor Events Policy, stakeholders were emailed on 2 December 2019 with details of the Manning's Amusements park hire applications received for Finsbury Park 2020.		
36 external stakeholder groups, plus internal council colleagues and statutory bodies including the police, fire, ambulance and transport providers were emailed giving 10 working days to respond to the application with comments. A full list of stakeholders is below. Those marked in green provided a response to the consultation.		
External stakeholders	Internal council colleagues	Statutory bodies
Access to Sport	Cabinet Member for Environment	London Fire Brigade
Alpha Dog Club	Parks Service	Metropolitan Police Service
Ambler Primary School	Licensing	London Ambulance Service
British Military Fitness	Food Safety Team	Transport for London
Edible Landscapes	Emergency Planning Team	Govia Thameslink Railway
Finsbury Park Art Hut		
Finsbury Park Boats	Health & Safety Team	
Finsbury Park Bowls Club	Highways	
Finsbury Park Cafe	Neighbourhood Action Team	
Finsbury Park Sports Partnership	Parking Services	
Finsbury Park Trust	Veolia	
Furtherfield		
Harringay Green Lanes Traders Association		
Highbury Community Association		
Ladder Community Safety Partnership		
London Borough of Hackney		
London Borough of Islington		
London Mets Softball Club		
Manor House Development Trust		
Park View Cafe		
Parkrun		
Parkwood Primary School		
Pedal Power		
Regiment Fitness		
Saracens RFC		
Stroud Green Residents' Association		
Stroud Green School		
Stroud Green Traders Association		
The Friends of Finsbury Park		
Try Tag Rugby		
Harringay Ward Members x 3 (LB Haringey)		
Stroud Green Ward Members x 3 (LB Haringey)		
Seven Sisters Ward Members x 3 (LB Haringey)		
St Ann's Ward Members x 3 (LB Haringey)		
Brownswood Ward Members x 2 (LB Hackney)		
Finsbury Park Ward Members x 3 (LB Islington)		

List of Ducketts Common stakeholders who were consulted

Stakeholder consultation		
As set out in the Outdoor Events Policy, stakeholders were emailed on 2 December 2019 with details of the Manning's Amusements Ltd park hire application received for Ducketts Common 2020.		
2 external stakeholder groups, plus internal council colleagues and statutory bodies including the police, fire, ambulance and transport providers were emailed giving 10 working days to respond to the application with comments. A full list of stakeholders is below. Those marked in green provided a response to the consultation.		
External stakeholders	Internal council colleagues	Statutory bodies
Friends of Ducketts Common	Cabinet Member for Environment	London Fire Brigade
Haringay Ward Members x 3 (LB Haringey)	Bruce Castle Museum	Metropolitan Police Service
	Parks Service	London Ambulance Service
	Licensing	Transport for London
	Food Safety Team	
	Emergency Planning Team	
	Health & Safety Team	
	Highways	
	Neighbourhood Action Team	
	Parking Services	
	Veolia	

List of Priory Park stakeholders who were consulted

Stakeholder consultation		
As set out in the Outdoor Events Policy, stakeholders were emailed on 9 December 2019 with details of the Manning's Fairview Company Ltd park hire application received for Priory Park 2020.		
4 external stakeholder groups, plus internal council colleagues and statutory bodies including the police, fire, ambulance and transport providers were emailed giving 10 working days to respond to the application with comments. A full list of stakeholders is below. Those marked in green provided a response to the consultation.		
External stakeholders	Internal council colleagues	Statutory bodies
Friends of Priory Park	Cabinet Member for Environment	London Fire Brigade
Priory Park Café	Bruce Castle Museum	Metropolitan Police Service
Hornsey Ward Members x 3	Parks Service	London Ambulance Service
Muswell Hill Ward Members x 3	Licensing	Transport for London
	Food Safety Team	
	Emergency Planning Team	
	Health & Safety Team	
	Highways	
	Neighbourhood Action Team	
	Parking Services	
	Veolia	

EQUALITY IMPACT ASSESSMENT

The **Equality Act 2010** places a '**General Duty**' on all public bodies to have '**due regard**' to the need to:

- Eliminating discrimination, harassment and victimisation and any other conduct prohibited under the Act
- Advancing equality of opportunity for those with 'protected characteristics' and those without them
- Fostering good relations between those with 'protected characteristics' and those without them.

In addition the Council complies with the Marriage (same sex couples) Act 2013.

Stage 1 – Screening

Please complete the equalities screening form. If screening identifies that your proposal is likely to impact on protected characteristics, please proceed to stage 2 and complete a full Equality Impact Assessment (EqIA).

Stage 2 – Full Equality Impact Assessment

An EqIA provides evidence for meeting the Council's commitment to equality and the responsibilities under the Public Sector Equality Duty.

When an EqIA has been undertaken, it should be submitted as an attachment/appendix to the final decision-making report. This is so the decision maker (e.g. Cabinet, Committee, senior leader) can use the EqIA to help inform their final decision. The EqIA once submitted will become a public document, published alongside the minutes and record of the decision.

Please read the Council's Equality Impact Assessment Guidance before beginning the EqIA process.

1. Responsibility for the Equality Impact Assessment

Name of proposal	Applications by Manning's Amusements Ltd to hire Finsbury Park for Easter family funfair in April 2020.
Service area	Commissioning & Client: Active Communities
Officer completing assessment	Sarah Jones: Events & Partnerships Manager
Equalities/ HR Advisor	Louise Hopton Beatty: Policy & Equalities Officer
Cabinet meeting date (if applicable)	Cabinet Member Signing
Director/Assistant Director	Stephen McDonnell: Director, Environment & Neighbourhoods

2. Summary of the proposal

Please outline in no more than 3 paragraphs

- The proposal which is being assessed*
- The key stakeholders who may be affected by the policy or proposal*
- The decision-making route being taken*

The Council has received an event application from Manning's Amusements Ltd to hire part of Finsbury Park to host a family funfair over the Easter period, between 4 – 10 April 2020.

The Applicant has applied to hire a small section of the internal carriageway running between Finsbury and Hornsey Wood Tavern Gates. They also wish to use a small section of grass known as the bandstand field, and a section of the grass field running parallel to Seven Sisters Road.

The total area used for this family funfair equates to 4% of the Park. The remaining 96% of the Park remains open and accessible to the public at all times.

Whilst located in Haringey, Finsbury Park sits on the borders of neighbouring boroughs of Hackney and Islington. Therefore, recognised stakeholders also include residents' associations and schools from the three boroughs, Hackney and Islington council officers, councillors from six adjoining wards including Hackney and Islington and all park user groups and leaseholders.

An EqIA was carried out at the time of developing the Outdoor Events Policy. However, it is recognised that events such as this one have different layouts and therefore could have differing impacts on park users. To plan for and mitigate these effects, individual EqIAs for specific event applications will assess the level of potential impact on recognised groups with protected characteristics.

The proposed application would be a repeat of previous events held in Haringey. Manning's Amusements Ltd has been facilitating funfairs in Haringey parks for nearly 100 years. They have provided an Easter and August bank holiday funfair in Finsbury Park for over 40 years.

Decision making process

The Outdoor Events Policy, adopted by the Council in 2014, details the approval process for determining applications. The Policy requires that, where event applications are submitted, prior authority should be given by the Cabinet Member, as a non-key decision. The criteria for events requiring Cabinet Member approval includes:

- Event lasts more than 7 days;
- Organiser occupies a site for more than 14 days including setup and take down periods.

If authority is given, then officers will give in-principle agreement to the Applicant for the event application to progress. The event will then be subject to discussions between the

Applicant and Council officers before final agreement is given.

In adopting the Policy, the Council established its commitment to using the Park for a limited number of funfairs and circuses each year. Accordingly, the only other alternative option which would be considered would be to reject the application. This option was rejected, on the grounds that the events does not fall within any of the grounds set out in paragraph 5.3 of the Policy for automatic refusal.

As part of the approval process for every park hire application, the Policy stipulates the need for consultation to take place. Paragraph 5.1.6 of the Policy states “Consultation will involve all stakeholders, including Friends Groups, Area Park Managers, Ward Councillors, Cabinet Member for Environment and the members of the Haringey Safety Advisory Group. Other consultees may be added where appropriate to the specific park or open space”.

3. What data will you use to inform your assessment of the impact of the proposal on protected groups of service users and/or staff?

Identify the main sources of evidence, both quantitative and qualitative, that supports your analysis. Please include any gaps and how you will address these

This could include, for example, data on the Council’s workforce, equalities profile of service users, recent surveys, research, results of relevant consultations, Haringey Borough Profile, Haringey Joint Strategic Needs Assessment and any other sources of relevant information, local, regional or national. For restructures, please complete the restructure EqIA which is available on the HR pages.

Protected group	Service users	Staff
Sex	Ward Profiles: Harringay, Stroud Green wards (LB Haringey), Brownswood ward (LB Hackney), Finsbury Park ward (LB Islington)	N/A
Gender Reassignment	We do not hold this data. The Equality and Human Rights Commission have published a national estimate.	N/A
Age	Ward Profiles: Harringay, Stroud Green wards (LB Haringey), Brownswood ward (LB Hackney), Finsbury Park Ward (LB Islington) Stakeholder feedback	N/A
Disability	Ward Profiles: Harringay, Stroud Green wards (LB Haringey), Brownswood ward (LB Hackney), Finsbury Park ward (LB Islington); Stakeholder feedback	N/A
Race & Ethnicity	Ward Profiles: Harringay, Stroud Green wards (LB Haringey), Brownswood ward (LB Hackney),	N/A

	Finsbury Park Ward (LB Islington)	
Sexual Orientation	ONS Annual Population Data 2017	N/A
Religion or Belief (or No Belief)	Ward Profiles: Harringay, Stroud Green wards (LB Haringey), Brownswood ward (LB Hackney), Finsbury Park ward (LB Islington)	N/A
Pregnancy & Maternity	Ward Profiles: Harringay, Stroud Green wards (LB Haringey), Brownswood ward (LB Hackney), Finsbury Park ward (LB Islington)	N/A
Marriage and Civil Partnership	Ward Profiles: Harringay, Stroud Green wards (LB Haringey), Brownswood ward (LB Hackney), Finsbury Park ward (LB Islington)	N/A

Outline the key findings of your data analysis. Which groups are disproportionately affected by the proposal? How does this compare with the impact on wider service users and/or the borough's demographic profile? Have any inequalities been identified?

Explain how you will overcome this within the proposal.

Further information on how to do data analysis can be found in the guidance.

The Applicant has applied to hire a small section of the internal carriageway running between Finsbury and Hornsey Wood Tavern Gates, plus a small section of the grass known as the bandstand field, and a section of the grass field running parallel to Seven Sisters Road. This equates to 4% of Finsbury Park. The remaining 96% of the Park remains open to the public at all times.

Users of Finsbury Park come from all ages, backgrounds and abilities. The park holds a wide range of facilities and recreational activities, aimed at both general park users and specific user groups.

However, we can infer that residents who live in the immediate area are more likely to use the park and be impacted by events. We also know that these impacts affect children, women and people with disabilities, who are vulnerable to due to their protected characteristic. This assessment addresses the Council and event promoter's actions, which mitigate any impact. The tables below summarise the demographic data for residents in Harringay, Stroud Green (LB Haringey); Brownswood (LB Hackney); Finsbury Park (LB Islington) wards.

A) Sex (*Census data, 2011*)

	Female	Male
Harringay (LB Haringey)	48.6%	51.4%
Stroud Green (LB Haringey)	50.2%	49.8%
Haringey	50.5%	49.5%

Brownswood (LB Hackney)	49.6%	50.4%
Hackney	50.4%	49.6%
Finsbury Park (LB Islington)	50.2%	49.8%
Islington	50.8%	49.2%
London	50.9%	49.1%
England	50.8%	49.2%

As in common with national and regional trends, there are slightly more females than males, with the exception of Harringay and Brownswood wards.

Gender reassignment

We do not hold data on the number of people who are seeking, receiving or have received gender reassignment surgery, and there is not national data collected for this protected characteristic. The Equality and Human Rights Commission estimate that there is between 300,000-500,000 transgender people in the UK¹. It is anticipated that this event application will not have a disproportionate impact on this protected characteristic. The events proposed in this application does not discriminate entry on the grounds of sex, which aligns with the Council's Outdoor Events Policy.

B) Age (GLA Population Projection data, 2015)

	Harringay	Haringey	London
0 – 15	15.2%	19.4%	20%
16 – 64	77.3%	71.6%	68.6%
65+	7.4%	9%	11.4%

	Stroud Green	Haringey	London
0 – 15	15.5%	19.4%	20%
16 – 64	76.7%	71.6%	68.6%
65+	7.8%	9%	11.4%

	Brownswood	Hackney	London
0 – 15	13.9%	20.4%	20%
16 – 64	80.5%	72.4%	68.6%
65+	5.6%	7.2%	11.4%

	Finsbury Park	Islington	London
0 – 15	17.6%	15.9%	20%
16 – 64	73.9%	75.5%	68.6%
65+	8.5%	8.6%	11.4%

Ward profile data for Stroud Green, Harringay, Brownswood and Finsbury Park shows that on average 15.55% of the local population is aged between 0 – 15, which is lower than the London average of 20%.

We can infer that children and young people are more likely to use the park. Many of the play facilities within the park are aimed at children under the age of 15. All of the facilities

¹ <https://www.equalityhumanrights.com/en/trans-inequalities-reviewed/introduction-review>

within the Park remain open at all times during the event.

C) Disability

	Haringey	Hackney	Islington	London	England and Wales
Day-to-day activity limited a lot	6.8%	7.3%	8%	6.7%	8.3%
Day-to-day activity limited a little	7.2%	7.1%	7.6%	7.4%	9.3%
Day-to-day activity not limited	86.0%	85.5%	84.3%	85.8%	82.4%
Day-to-day activity limited a lot: Age 16-64	3.8%	4.4%	4.7%	3.4%	3.6%
Day-to-day activity limited a little: Age 16-64	4.6%	4.9%	4.9%	4.2%	4.6%
Day-to-day activity not limited: Age 16-64	62.4%	62.8%	65.5%	61.5%	56.5%

Haringey has roughly the same proportion of people where day-to-day activity is limited to some extent as London, but lower than the national average. However, it is known that Pedal Power, a cycling proficiency trainer aimed at people with disabilities, are based in the track and gym within the Park. They use the tarmac area near to the ball courts for some of their regular, weekly sessions.

D) Race & Ethnicity (*Census data, 2011*)

	Black and Minority Ethnic
Harringay (LB Haringey)	34.5%
Stroud Green (LB Haringey)	25.9%
Haringey	39.5%
Brownswood (LB Hackney)	38.2%
Hackney	45.3%
Finsbury Park (LB Islington)	42.9%
Islington	31.8%
London	40.2%
England	14.6%

The data shows us that the proportion of residents who are of Black and Minority Ethnicity in the wards immediately surrounding Finsbury Park is comparable to the London average. The proportion of BAME residents is considerably higher than the England average.

It is recognised that the affected wards contain a high number of different ethnic groups, whose first language may not be English.

E) Sexual Orientation

We do not hold ward or borough level data on sexual orientation, and it is not collected nationally through the Census. However, the ONS estimates that 3.7% of Haringey's population are lesbian, gay or bisexual (LGB), which is the 15th largest LGB community in the country².

F) Religion

	Harringay (LB Haringey)	Stroud Green (LB Haringey)	Brownswood (LB Hackney)	Finsbury Park (LB Islington)	London	England & Wales
Christian	39%	36.5%	37.3%	37.9%	48.4%	59.3%
Buddhist	1.3%	0.9%	1.3%	1.1%	1.0%	0.4%
Hindu	2.5%	0.7%	0.6%	1.0%	5.0%	1.5%
Jewish	0.6%	1.7%	2.8%	0.6%	1.8%	0.5%
Muslim	14.1%	7.3%	11.3%	15.9%	12.4%	4.8%
Sikh	0.3%	0.2%	0.7%	0.2%	1.5%	0.8%
Other religion	0.7%	0.6%	0.6%	0.4%	0.6%	0.4%
No religion	32.7%	42.7%	37.1%	25.2%	20.7%	25.1%
Religion not stated	8.7%	9.4%	8.2%	17.2%	8.5%	7.2%

The Haringey, Hackney and Islington wards affected by the proposal have lower than average Christian communities compared to the regional and national average but has larger Jewish and Muslim populations. All three boroughs have a larger population who do not have a religion.

G) Pregnancy and maternity

The number of 0-4 year olds in the wards affected in the 2011 Census were:

	Proportion of 0-4 year olds
Harringay (LB Haringey)	6.4%
Stroud Green (LB Haringey)	6.0%
Haringey	7.1%
Brownswood (LB Hackney)	4.9%
Hackney	7.8%
Finsbury Park (LB Islington)	6.8%
Islington	5.9%
London	7.2%
England & Wales	6.2%

Haringey has a higher proportion compared to the England and Wales average but is marginally below the London average.

²

<https://www.ons.gov.uk/peoplepopulationandcommunity/culturalidentity/sexuality/articles/subnationalsexualidentityestimates/uk2013to2015#introduction>

H) Marital and civil partnership status

	Married (heterosexual couples)	Civil Partnership
Harringay (LB Haringey)	28.5%	0.7%
Stroud Green (LB Haringey)	27.5%	1.1%
Haringey	32.2%	0.6%
Brownwood (LB Hackney)		
Hackney	26.8%	0.6%
Finsbury Park (LB Islington)		
Islington	24.8%	0.8%
London	40%	0.4%
England & Wales	47%	0.2%

The number of married people (only available to heterosexual couples at the time) is significantly lower than in London and England. However, the proportion of people in civil partnerships is higher in the area compared to the London and England and Wales averages.

4. a) How will consultation and/or engagement inform your assessment of the impact of the proposal on protected groups of residents, service users and/or staff?

Please outline which groups you may target and how you will have targeted them

Further information on consultation is contained within accompanying EqIA guidance

The Council's Events Policy stipulates the need to consult recognised stakeholders, including Friends Groups, Area Parks Managers, Ward Councillors, the Cabinet Member for Environment and the members of the Haringey Safety Advisory Group. Other consultees may be added where appropriate for the specific park or open space.

The Council established the Finsbury Park Events Stakeholder Group, which meets regularly to update and inform all recognised stakeholders of Finsbury Park as event plans are developed. It is in this forum that issues and mitigating actions may be discussed in the lead up to major events. This group is chaired by the Cabinet Member for Climate Change & Sustainability.

In discharging the requirement to consult, the Council sent details of the Manning's Amusements park hire application for Finsbury Park to 36 external stakeholder groups by email dated 2 December 2019. The Council requests that all responses are submitted within ten working days. A previous judicial review found this was an acceptable timeframe.

4. b) Outline the key findings of your consultation / engagement activities once completed, particularly in terms of how this relates to groups that share the protected characteristics

Explain how will the consultation's findings will shape and inform your proposal and the decision making process, and any modifications made?

Of the stakeholders originally contacted, the Council received no responses raising concerns regarding this park hire application.

A cross-party working group has been created, attended by senior officers from Haringey, Hackney and Islington Councils, to focus on issues related to Finsbury Park. Officers will use the forum to discuss potential impacts on all three boroughs if they arise.

The Council takes extensive steps to ensure the set up and dismantling of the events are sufficient for the safe installation of an event area, while retaining as nearly all public access as possible. The Council will work closely with the Applicant in advance of the event to agree how a phased closure of the event space is managed as build progresses and to ensure that vehicle movement through the park is managed and controlled during these periods.

The Applicant and the Council will ensure, as in previous years that the park is cleaned throughout the duration of the events. The wider park area (outside of the event perimeter) is maintained via business as usual by the Council's Parks Operations Team. In doing this, the Council seeks to minimise the impact on park users and ensure that the park remains as normal and in a safe condition for residents to continue to enjoy.

5. What is the likely impact of the proposal on groups of service users and/or staff that share the protected characteristics?

Please explain the likely differential impact on each of the 9 equality strands, whether positive or negative. Where it is anticipated there will be no impact from the proposal, please outline the evidence that supports this conclusion.

Further information on assessing impact on different groups is contained within accompanying EqlA guidance

1. Sex

Although the ward-level data shows that the male to female ratio is broadly in line with national trends, we know that women are more likely to be carers to young children, who use the park, and therefore the proposal disproportionately impacts this group due to access requirements when using pushchairs or buggies.

However, any impact will be minimal as the proposed events will occupy approximately 4% of the total park space, leaving 96% of the park open to the public, with all formal play and sports facilities remaining available to use.

The event promoters will be required to comply with standard Equality Act requirements in order to prevent any discrimination based on this characteristic.

Positive		Negative	X	Neutral impact		Unknown Impact	
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2. Gender reassignment

It is anticipated that this event application will not have a disproportionate impact on this protected characteristic. The events proposed in this application does not discriminate entry on the grounds of sex, which aligns with the Council's Outdoor Events Policy.

Positive		Negative		Neutral impact	X	Unknown Impact	
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3. Age

The report identifies that children are more likely to use the park's facilities and, therefore, they are more likely to be impacted by the proposed events. However, the event will occupy approximately 4% of the total park space, leaving 96% of the park open to the public, with all formal play and sports facilities remaining available to use.

The event organiser and the Council will ensure, as in previous years that the park is cleaned throughout the duration of the events. The wider park area (outside of the event perimeter) is maintained via business as usual by the Council's Parks Operations Team. In doing this, the Council seeks to minimise the impact on park users and ensure that the park remains as normal and in a safe condition for residents to continue to enjoy.

The event promoters will be required to comply with standard Equality Act requirements in order to prevent any discrimination based on this characteristic.

Positive		Negative	X	Neutral impact		Unknown Impact	
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4. Disability

The proposal is likely to have a negative impact on people with disabilities, as the events will occupy a section of carriageway throughout the event days.

However, the Council and event promoter will take significant steps to mitigate the impact. Alternative routes along the closed section of carriageway will be made available to ensure access by park users is maintained. The Council will ensure that all routes allow access for those park users with disabilities. In previous years, the Council has not received complaints from park users with visual impairments as a result of the proposed events. However, Council officers will ensure that immediate feedback on the event will be used to improve any actions seeking to support those park users with disabilities.

The Council will ensure that parking for Blue Badge holders is maintained and available throughout the duration of the events, including during the set up and dismantling phases.

The remaining footpaths and carriageways will remain open in the park.

By hosting the proposed event, the Council is able to use some of the revenue to support groups in the park. For the last four years, Pedal Power, a cycling proficiency trainer aimed at young people with disabilities, has received approximately £40,000, allowing them to purchase new equipment and extend their activities.

The event promoters will be required to comply with standard Equality Act requirements in order to prevent any discrimination based on this characteristic.

Positive		Negative	X	Neutral impact		Unknown Impact	
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5. Race and ethnicity

The proposed event will attract a considerable number of attendees, from a range of ethnicities. The immediate wards surrounding the park are already some of the most diverse communities in the country.

During previous events held in the park, the Council has used pictures and symbols in its signage to ensure that communication to park users is clear and inclusive of the diverse range of communities in the area. This event has never required the event organiser to install wayfinding signage. If ever there was a need Council officers would ensure all signage was accessible by all.

The event promoters will be required to comply with standard Equality Act requirements in order to prevent any discrimination based on this characteristic.

Positive		Negative		Neutral impact	X	Unknown Impact	
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6. Sexual orientation

It is anticipated that this event application will not have a disproportionate impact on this protected characteristic. The events proposed in this application does not discriminate entry on the grounds of sex, which aligns with the Council's Outdoor Events Policy.

Positive		Negative		Neutral impact	X	Unknown Impact	
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7. Religion or belief (or no belief)

It is anticipated that this event application will not have a disproportionate impact on this protected characteristic. The events proposed in this application does not discriminate entry on the grounds of sex, which aligns with the Council's Outdoor Events Policy.

Positive		Negative		Neutral impact	X	Unknown Impact	
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8. Pregnancy and maternity

Please see section above in relation to sex and age. Women with children under six-

months old are likely to be impacted by closure of the carriageway. Mitigating actions will be taken, as outlined above, to address this.

The event promoters will be required to comply with standard Equality Act requirements in order to prevent any discrimination based on this characteristic.

Positive		Negative	X	Neutral impact		Unknown Impact	
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9. Marriage and Civil Partnership

It is anticipated that this event application will not have a disproportionate impact on this protected characteristic. The events proposed in this application does not discriminate entry on the grounds of sex, which aligns with the Council’s Outdoor Events Policy.

Positive		Negative		Neutral impact	X	Unknown Impact	
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10. Groups that cross two or more equality strands e.g. young black women

Women with young children:

We know that women are more likely to be carers to young children, and therefore the proposal is likely to impact disproportionately on this group. However, the impact is likely to be low because the Council and event promoters will take significant actions to mitigate the disruption caused to the park. All of the park’s formal play and sport facilities will be unaffected by the events, allowing women with young children to continue to use approximately 96% of the park.

Positive		Negative	X	Neutral impact		Unknown Impact	
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Outline the overall impact of the policy for the Public Sector Equality Duty:

- **Could the proposal result in any direct/indirect discrimination for any group that shares the protected characteristics?**
- **Will the proposal help to advance equality of opportunity between groups who share a protected characteristic and those who do not?**

This includes:

- a) **Remove or minimise disadvantage suffered by persons protected under the Equality Act**
- b) **Take steps to meet the needs of persons protected under the Equality Act that are different from the needs of other groups**
- c) **Encourage persons protected under the Equality Act to participate in public life or in any other activity in which participation by such persons is disproportionately low**
- **Will the proposal help to foster good relations between groups who share a protected characteristic and those who do not?**

Background to the major events proposals:

The nature of any proposed event is considered and embedded in the application and planning process. The Council's Events Policy also contains a list of events that would not be allowed to take place in a Haringey park. If an application does not fall within this immediate refusal, the individual event proposal is discussed between the Council and the Cabinet Member before any informal decision is made to progress the application.

Terms and conditions of the events (including entry):

The event promoters will ensure that entry to their events does not discriminate on the grounds of sex, gender reassignment, age, disability, race and ethnicity, sexual orientation, religion, pregnancy and maternity, marital and civil partnership status. In previous years, the events have attracted a significant number of attendees, from a diverse range of ages and backgrounds. The proposed event provides a significant opportunity to foster good relations between groups who share a protected characteristic and those who do not. Previous events in the park have attracted a range of communities that share a common interest and come together during this event.

Impact of the proposal and mitigating actions:

In relation to the potential impact on park users and residents in the immediate area, the Council will take steps to ensure any impact is minimised. It is acknowledged that children and young people are a particular group that use the park and its facilities. The proposed event will occupy approximately 4% of the park's space and will close a small section of the internal carriageway. It is therefore accepted that the events will create a degree of disruption to the park. However, the majority of park space (96%) will remain open to park users during the event period and the Council and the event promoters will take steps to ensure that any appropriate signage that is needed directs park users to available park space and play equipment.

The proposed events will not have an impact on parking availability in the park during the running of the event. The Council will ensure that Blue Badge holders and recognised park stakeholder groups continue to be able to park during these periods.

Benefits of the proposal:

The proposed event raises significant revenue for the Council, which is shared with relevant groups in the park. In previous years, groups have received money, resulting from the event, to support activities in the park and improve the offer to park users. This has a positive impact on the overall quality of the park's facilities for residents.

They have also sought to advance equality of opportunity between residents, providing funding for specific groups and charities that support groups who share a protected characteristic.

6. a) What changes if any do you plan to make to your proposal as a result of the Equality Impact Assessment?

Further information on responding to identified impacts is contained within accompanying EqIA guidance			
Outcome			Y/N
<p>No major change to the proposal: the EqIA demonstrates the proposal is robust and there is no potential for discrimination or adverse impact. All opportunities to promote equality have been taken. <u>If you have found any inequalities or negative impacts that you are unable to mitigate, please provide a compelling reason below why you are unable to mitigate them.</u></p>			Y
<p>Adjust the proposal: the EqIA identifies potential problems or missed opportunities. Adjust the proposal to remove barriers or better promote equality. Clearly <u>set out below</u> the key adjustments you plan to make to the policy. If there are any adverse impacts you cannot mitigate, please provide a compelling reason below</p>			N
<p>Stop and remove the proposal: the proposal shows actual or potential avoidable adverse impacts on different protected characteristics. The decision maker must not make this decision.</p>			N
6 b) Summarise the specific actions you plan to take to remove or mitigate any actual or potential negative impact and to further the aims of the Equality Duty			
Impact and which protected characteristics are impacted?	Action	Lead officer	Timescale
Age	Ensure all facilities remain open in the park.	Assistant Director: Environment & Neighbourhoods	Ongoing Ongoing
Disability	<p>Ensure that access by all recognised user groups is maintained during the event period.</p> <p>Ensure thoroughfares are maintained within the park at all times, and when those agreed are closed, find alternatives which all abilities can access.</p> <p>Ensure that if wayfinding maps and signage are needed, that this is placed in visible locations to help park users maintain access while events are taking place.</p>	Assistant Director: Environment & Neighbourhoods	Ongoing

Race & Ethnicity	Ensure that where wayfinding maps and signage are required, it is accessible for those who may not speak or read English, enabling them to access all facilities within the park.	Assistant Director: Environment & Neighbourhoods	Ongoing
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Please outline any areas you have identified where negative impacts will happen as a result of the proposal, but it is not possible to mitigate them. Please provide a complete and honest justification on why it is not possible to mitigate them.

N/A

6 c) Summarise the measures you intend to put in place to monitor the equalities impact of the proposal as it is implemented:

Event information and park access information is provided in the run-up to all major events taking place in the Park. This is placed on Haringey’s website, with both Hackney and Islington Council’s encouraged to share it with their residents. This will remain the case for events planned for 2020. This includes contact details for the relevant Council services, encouraging anyone with complaints to report them.

The Applicant is on site at all times during the build, break and event periods for anyone wanting to report issues related to the event. The Applicant is required to share any complaints with Council officers and appropriate action is taken.

Stakeholders are encouraged to feedback on any issues that may arise, and these are responded to by officers.

Feedback is thoroughly assessed to ensure improvements and mitigations can be made at the time and for future events.

The Council monitors complaints that may be received during the events to ensure that, where possible and appropriate, a different approach can be adopted in future events to further mitigate any impact.

7. Authorisation

EqlA approved by (Assistant Director/ Director)	Date
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8. Publication
Please ensure the completed EqlA is published in accordance with the Council’s policy.



Please contact the Policy & Strategy Team for any feedback on the EqIA process.

By virtue of paragraph(s) 3, 5 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is exempt

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