



Equality Impact Assessment

Name of Project	Revision of Statement of Gambling policy	Cabinet meeting date <i>If applicable</i>	10 th November 2015
Service area responsible	Regulatory Services		
Name of completing officer	Daliah Barrett	Date EqIA created	15 th October 2015
Approved by Director / Assistant Director	Stepehn McDonnell	Date of approval	

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

- Eliminating discrimination, harassment and victimisation and any other conduct prohibited under the Act
- Advancing equality of opportunity between 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.

Haringey Council also has a 'Specific Duty' to publish information about people affected by our policies and practices.

All assessments must be published on the Haringey equalities web pages. All Cabinet papers MUST include a link to the web page where this assessment will be published.

This Equality Impact Assessment provides evidence for meeting the Council's commitment to equality and the responsibilities outlined above, for more information about the Council's commitment to equality; please visit the Council's website.

Stage 1 – Names of those involved in preparing the EqIA	
1. Project Lead	Daliah Barrett
2. Equalities / HR	
3. EqIA Adviser (where necessary)	

Stage 2 - Description of proposal including the relevance of the proposal to the general equality duties and protected groups. Also carry out your preliminary screening (Use the questions in the Step by Step Guide (The screening process) and document your reasoning for deciding whether or not a full EqIA is required. If a full EqIA is required move on to Stage 3.

Licensing authorities are required by the Gambling Act 2005 to publish a statement of the principles that they propose to apply when exercising their functions under the above legislation. The statement must be published at least every three years. The statement must also be reviewed from “time to time” and any amended parts re-consulted upon before publication.

The objective of the Haringey Statement of Gambling Policy is to inform interested parties of the principles that it proposes to apply when exercising its functions under the Gambling Act 2005. It sets out the Council’s approach to licensing over next three years and tells us that the authority must have regard to the licensing objectives as set out in section 1 of the Act:

- **Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime**
- **Ensuring that gambling is conducted in a fair and open way**
- **Protecting children and other vulnerable persons from being harmed or exploited by gambling**

The key message within the Statement is that our aim is to permit gambling activities at properly regulated premises whilst supporting the licensing objectives: The Statement will impact on individuals and businesses making applications, making representations against applications, and seeking the review of existing licenses. We will seek to make this process open to all by providing clear and concise guidance on our web pages and through the Licensing Team. The Statement does not prevent anyone from making an application, and each application will be judged on its individual merits.

As well as providers of gambling premises, the policy is intended to benefit residents of the Borough and businesses situated near to gambling premises. The Statement will also impact on businesses with their ‘head office’ base outside of the Haringey Area and may impact on national campaigning and support organisations. The controls on gambling activities will also impact on visitors to the area participating in such activities.

Stage 3 – Scoping Exercise - Employee data used in this Equality Impact Assessment
Identify the main sources of the evidence, both quantitative and qualitative, that supports your analysis. This could include for example, data on the Council’s workforce, equalities profile of service users, recent surveys, research, results of recent relevant consultations, Haringey Borough Profile, Haringey Joint Strategic Needs Assessment and any other sources of relevant information, local, regional or national.

Data Source (include link where published)	What does this data include?

Stage 4 – Scoping Exercise - Service data used in this Equality Impact Assessment
This section to be completed where there is a change to the service provided

Data Source (include link where published)	What does this data include?
<p>There is a lack of information about users of gambling premises.</p> <p>This needs to be flagged up as an issue as we will need to evidence gambling related effects on the community in order to prepare local area profiles in 2016.</p>	

**Stage 5a – Considering the above information, what impact will this proposal have on the following groups in terms of impact on residents and service delivery:
Positive and negative impacts identified will need to form part of your action plan.**

	Positive	Negative	Details	None – why?
Sex			No impact	no data on local users of gambling premises
Gender Reassignment			No impact	no data on local users of gambling premises
Age	<p>References to age are made throughout all documents i.e. Protecting children from being harmed or exploited by gambling is a key Licensing objective enshrined in the legislation.</p> <p>The policy clearly restates the Gambling Commission's Guidance that this objective means preventing children from taking part in gambling (as well as the restriction of advertising so that gambling products are not aimed at or are, particularly attractive to children). Objections to a Licence application based on this key objective are treated as a valid objection.</p> <p>The list of persons this authority consults on the Gambling policy includes</p>			

	the Children and Young Peoples Services.			
Disability			<p>In some circumstances licence conditions that have the effect of excluding disabled customers from certain premises may be necessary for reasons of public safety. For example, licence conditions may prevent non-ambulant people from entering first floor premises unless an adequate means of escape exist. However, this should be mitigated by the duty placed on premises owners to make reasonable adjustments to premises by October 2005 to accommodate disabled visitors.</p> <p>By considering each application on its merits, and taking into account views of all concerned including the listed Responsible Authorities, we seek to minimise such restrictions through the use of appropriate conditions where possible, and only in extreme cases by exclusion or refusal of applications.</p>	
Race & Ethnicity			No specific impacts on race and ethnicity have been	

			<p>identified at this stage.</p> <p>Careful monitoring (via the annual report to the Licensing Committee on the operation of the policy) will look to identify whether certain racial groups either disproportionably benefit from applying for and being granted licences, or suffer disproportionate use of enforcement sanctions.</p>	
Sexual Orientation			No impact	no data on local users of gambling premises
Religion or Belief (or No Belief)			<p>There is a right of any person to make an application, make representations about an application, or apply for a review of a licence, as each will be considered on its own merits and according to the statutory requirements of the Gambling Act 2005.</p> <p>The Gambling Commission's Guidance is that charities and faith groups can be 'interested persons' able to make a representation or objection to a licence application. However moral objections are not a valid reason to reject applications for premises licence.</p>	
Pregnancy & Maternity			No impact	no data on local users of

				gambling premises no data on local users of gambling premises
Marriage and Civil Partnership (note this only applies in relation to eliminating unlawful discrimination (limb 1))			No impact	

Stage 5b – For your employees and considering the above information, what impact will this proposal have on the following groups: Positive and negative impacts identified will need to form part of your action plan.

	Positive	Negative	Details	None – why?
Sex				
Gender Reassignment				
Age				
Disability				
Race & Ethnicity				
Sexual Orientation				
Religion or Belief (or No Belief)				
Pregnancy & Maternity				
Marriage and Civil Partnership (note this only applies in relation to eliminating unlawful discrimination (limb 1))				

Stage 6 - Initial Impact analysis	Actions to mitigate, advance equality or fill gaps in information
Council has a statutory duty to keep policy under review and formally review the policy. A further review will be carried out in early 2016 in order to incorporate new Guidance from the Gambling Commission. We are not	To prevent discrimination against any particular applicant or objector the Statement is clear that we will only consider ‘relevant matters’ and will closely follow Guidance issued by DCMS and or the Gambling Commission.

current;y able to access any data that is being held on gambling related issues in the borough. There will be future efforts to gather some data on the users of gambling premises – which will enable a better analysis.

The Gambling Policy has scope to advance equality by promoting good relations. The Statement supports a culture of openness where appropriate information can be accessed by all parties, hearings are generally held in public and enforcement is in line with the principles promoted within the Enforcement Concordat. Partnership working and exchange of information (within legal constraints) is also supported by the Statement. In this way we hope to promote understanding between those providing gambling opportunities and those potentially affected by them. As with applications under other laws such as the Licensing Act 2003, we will seek to mediate between applicants and objectors and reach negotiated settlements wherever possible.

The Statement will be reviewed at least every three years and the impact of the Statement will form part of that review. Customer feedback forms will be used to facilitate this process.

Stage 7 - Consultation and follow up data from actions set above

Data Source (include link where published)	What does this data include?
<p>The policy was emailed out to:</p> <ul style="list-style-type: none"> • Responsible authorities, including Police, Fire and Safeguarding Children, Public Health. • Neighbouring Boroughs • Ward Councillors • Licensees • Community Safety • Licensees reps (ABB) <p>Gambling Commission Various applicants for lottery licences which included various residents groups/faith groups etc.</p>	<p>There were three response from the betting industry all requesting the Council have clear evidence for future policies in how we set out our area profiles</p>

Stage 8 - Final impact analysis

The Gambling Commission intends to publish new guidance in April 2016, and in light of this the Council may need to further review its gambling policy then. A new requirement for all applicants for gambling premise licences to submit an accompanying risk assessment is due to be introduced. If changes to the national framework are made, this may present an opportunity for the Council to better capture equalities considerations and mitigating actions e.g. an assessment over whether the premise is located near to areas with significant crime issues or vulnerable people, measures to reduce access for known vulnerable groups and an assessment over the local area's statistics on crime, demography and deprivation levels.

The guidance sets out the expectation that that licensing authorities will create local area profiles.

Local Area profiles , collecting gambling **data** specific to the area to help inform applicants complete their own risk assessments. A reference to a local area profile means the process of understanding how gambling is provided in a particular area and what the risks might be eg demographics. Part of looking at local risk is considering the different types of people who may be potentially vulnerable to harm. This extends beyond simply looking at area deprivation to considering the range of characteristics that may be associated with increased risk of harm. This includes:

- Mental health prevalence (for example, common mental disorder/substance abuse/misuse/ psychosis)
- Significant ethnic groups
- Significant life-stage age groups (for example, children, emerging adults)
- Financial problems (for example, debt, credit environment, need of financial support)
- Housing instability (for example, tenure, homelessness)
- Alcohol consumption
- Employment and income

There is no prescriptive requirement and different authorities are likely to approach it in different ways.

Stage 9 - Equality Impact Assessment Review Log

Review approved by Director / Assistant Director

Date of review

Review approved by Director / Assistant Director

Date of review

Stage 10 – Publication

Ensure the completed EqIA is published in accordance with the Council's policy.