

EAST AYRSHIRE COUNCIL

DEVELOPMENT SERVICES COMMITTEE - 6 MARCH 2007

EAST AYRSHIRE RACE EQUALITY SCHEME – ANNUAL DEPARTMENTAL MONITORING REPORT

Report by the Acting Executive Director of Development and Property Services

1. PURPOSE OF REPORT

- 1.1** To update Members on the Department's progress on the adoption and implementation of the Council's Race Equality Scheme.

2. BACKGROUND

- 2.1** At the full Council meeting on the 24 October 2002 it was agreed that the Council would adopt and implement a Race Equality Scheme. The scheme was developed in accordance with the Race Equality (Amendment) Act 2000.
- 2.2** The then Department of Development Services undertook a review of all functions and related policies and procedures in line with guidance provided by the Commission for Racial Equality in Scotland.
- 2.3** A report and 3 year action plan was submitted to Committee on the 12 March 2003 with an assessment of all Departmental functions, policies and procedures as they relate to the adoption of the Council's Race Equality Scheme
- 2.4** The Department of Development and Property Services has now completed the first 3-year rolling programme that covers the whole department.

3. PROGRESS AGAINST ACTION PLAN

- 3.1** The Department has this year undertaken a review of 9 designated service Reports as identified within the rolling programme submitted to Committee on 8 March 2006.
- 3.2** This review of Racial Reports was carried out on the following functions using the agreed template supplied by Corporate Personnel:
- Planning Applications
 - Structure and Local Plan preparation
 - Policy & Projects (Planning)
 - Operational management of car parks
 - School crossing patrols
 - Preparation of Local Transport Strategy
 - Economic Development programmes
 - Support to local regeneration strategies

- East Ayrshire Woodlands

3.3 Appendix 1 contains the second 3-year rolling programme for the years 2007 to 2010.

4. OUTCOME

4.1 All Racial Reports completed have been assessed as requiring no further investigation.

5. LEGAL IMPLICATIONS

5.1 Failure to comply with the specific duties of the Act could lead to legal action against the Council.

6. COMMUNITY PLANNING AND POLICY IMPLICATIONS

6.1 All current and new Departmental policies, procedures and functions must be developed and monitored in line with the specific and general duties of the Act.

6. FINANCIAL IMPLICATIONS

6.1 Nil.

7. RECOMMENDATIONS

7.1 It is recommended the Committee:

- (i) notes the contents of the Departmental review of achievements against the action plan submitted to Committee on 8 March 2006;
- (ii) approves the amended 3 year plan/timetable to meet the general duty of the Act (Appendix 1); and
- (iii) otherwise notes the contents of this report

James T Kane
Acting Executive Director of Development and Property Services

KM
5/2/07

BACKGROUND PAPERS

- 1. East Ayrshire Council's Race Equality Scheme**
- 2. Racial Impact Reports for designated services**

For further information on the contents of this report contact Kate Moir, Best Value and Performance Officer. . Telephone 57(6012).

Implementation Officer – James T Kane

APPENDIX 1: DEPARTMENT OF DEVELOPMENT AND PROPERTY SERVICES
Assessment of functions and policies for relevance to the General Duty and Prioritisation / Action Plan (2007-2010)

Functions & Policies		Relevance to general duty			Degree of relevance to particular functions / policies		Prioritisation	
Section (note 2 below)	Existing / proposed functions	Existing / proposed policies related to function	Part of general duty which is related to function policy			Amount of evidence / reason to believe that racial groups are / could be adversely affected (Note 1)	Level of public concern that functions / policies are operated in a discriminatory manner	Level of priority for 3 year plan
			Eliminating Discrimination	Promoting Equal Opportunities	Promoting Good Race Relations			
PDP	Planning applications	Statute / Development Promotion Charter		✓	✓	Possible	None	2009/10
PDP	Enforcement	Statute / Development Promotion Charter		✓	✓	Possible	None	2007/08
PPP	Structure & Local Plan preparation	Statute	✓	✓	✓	Possible	None	2009/10
PPP	Policy and projects	Service Action Plan/Planning Regulations		✓	✓	Possible	None	2009/10
BS	Building warrant applications	Statute / Building Regulations		✓	✓	Possible	None	2007/08
BS	Dangerous buildings	Statute / Building Regulations		✓		None	None	2007/08
RNM	Operational management of the roads network	Statute / Code of Practice		✓	✓	None	None	2007/08
RNM	Provision of street lighting	Statute / Contract / Documents		✓	✓	None	None	2008/09
RNM	Issue of permits	Statute		✓	✓	None	None	2008/09
RNM	Co-ordination and monitoring of roadworks by public utilities	Statute / Code of Practice		✓	✓	None	None	2008/09
RNM	Routine maintenance - (note 3 below)	Statute / Code of Practice / Contract Documents		✓		None	None	2008/09
RNM	Flood prevention	Statute / Contract Documents		✓		None	None	2008/09
RNM	Winter maintenance services - client	Statute / Code of Practice / Council Policy		✓	✓	None	None	2007/08
RNM	Development control (see note 4 below)	Statute / Development Control Guidelines		✓	✓	None	None	2008/09
RNM	Road Safety	Council Policy / Local Transport Strategy		✓	✓	None	None	2008/09
RNM	Operational management of car parks	Statute / Council Policy / Contract Documents / Service Level Agreement		✓	✓	Possible	None	2009/10
RTD	Roads design	Statute / Mandatory Code of Practice / Regulations		✓		None	None	2008/09
RTD	Bridge design, inspection, maintenance, assessment and strengthening	Statute / Mandatory Code of Practice		✓		None	None	2007/08
RTD	Bus Station - facilities	Local Transport Strategy		✓	✓	None	None	2007/08

Note 1 – "Possible" is entered in this column where there is some possibility that the activity might adversely affect some racial groups. In some cases this assessment reflects reports of experiences elsewhere in the UK. It does not imply that there is any evidence that any groups are in fact adversely affected at present.

Note 2 - Section Abbreviations: PDP = Planning Development and Promotion, PPP = Planning Policy and Projects, BS = Building Standards; RNM = Roads Network Management, RTD = Roads Transportation and Design

Note 3 - Services include: Road, footway and street lighting planned structural maintenance. Ad-hoc repairs to safety fences, lighting columns, road drainage. Routine operations such as gully emptying, grass cutting, weed killing, white lining, patching and pothole repairs.

Note 4 - Services include: Checking road safety and construction standards of new -development roads prior to issuing Construction Consent. Monitoring construction and final inclusion on the "List of Public Roads".

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	Existing / proposed functions	Existing / proposed policies related to function	Part of general duty which is related to function policy	Eliminating Discrimination	Promoting Equal Opportunities	Promoting Good Race Relations	Amount of evidence / reason to believe that racial groups are / could be adversely affected	Level of public concern that functions / policies are operated in a discriminatory manner	Level of priority for 3 year plan
RTD	School crossing patrols	Statute / Regulations / Code of Practice / Local Transport Strategy		✓	✓		Possible	None	2009/10
RTD	Preparation of Local Transport Strategy	Statute / Council Policy	✓	✓	✓		Possible	None	2009/10
RCS	Routine Road Maintenance - contractor	Statute / Council Policy / Contract Documents		✓	✓		None	None	2007/08
RTS	Fleet management, servicing and repair	Service Level Agreement		✓			None	None	2008/09
RTS	MOT Testing	Transport Statutes / Service Level Agreement		✓			None	None	2008/09
ER	Economic Development Programmes	AEF Strategy / Service Plan	✓	✓	✓		Possible	None	2009/10
ER	Property Functions	RICS Code of Practice / Service Plan / Disposals Procedures		✓	✓		None	None	2007/08
PR	Support to Local Regeneration Strategies	AEF Strategy / SIP Strategy / Service Plan	✓	✓	✓		Possible	None	2009/10
ER	East Ayrshire Woodlands	EAW Business Plan		✓	✓		Possible	None	2009/10
ER	CONDUIT	CONDUIT Business Plan		✓	✓		Possible	None	2007/08
TS	Technical Services	Service Plan/Business Plan/Professional Regulations		✓			None	None	2008/09
CR	Central Repairs	Service Plan/Professional Regulations		✓			None	None	2008/09

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Note 2 - Section Abbreviations RTD = Roads Transportation and Design, RCS = Roads Contract Services, RTS = Roads Transport Services, ER = Enterprise and Regeneration, PR = Property and Regeneration; TS = Technical Services; CR = Central Repairs

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