

EAST AYRSHIRE COUNCIL

COMMUNITY SERVICES COMMITTEE – 5th FEBRUARY 2003

**REPORT ON THE ADOPTION OF
THE RACE RELATIONS (AMENDMENT) ACT 2000**

Report by Director of Community Services

1. PURPOSE OF REPORT

- 1.1 To advise the Committee of the impact on the Department of the adoption 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 Race Equality Scheme in accordance with the Race Equality (Amendment) Act 2000 presented by the Depute Chief Executive / Director of Corporate Resources be adopted.
- 2.2 The Depute Chief Executive / Director of Corporate Resources asked that each Service Department review their services in relation to the impact the Race Equality Scheme will have on their operation(s) and report back to the relevant service committee.
- 2.3 The Department of Community 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.
- 2.4 The findings of this review are presented in appendix 1 of this report

3. LEGAL IMPLICATIONS

- 3.1 The Race Equality (Amendment) Act 2000 is now law, with the Commission for Race Equality responsible for auditing the process.
- 3.2 Failure to comply with the specific duties of the Act will lead to legal action against the Council.

4. POLICY IMPLICATIONS

- 4.1 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.
- 4.2 The Department of Community Services will meet the requirements of the Councils Race Equality Scheme.

5.1 FINANCIAL IMPLICATIONS

5.1 It is currently not clear what the financial implications will be for the adoption of the Council Race Equality Scheme. It is anticipated that there will be significant training costs attached to the roll out of the scheme.

6. RECOMMENDATIONS

6.1 It is recommended that the Committee:-

- (i) note the contents of the Departmental Assessment of the Impact of the Race Equality (Amendment) Act 2000 in Appendix 1;
- (ii) approve the 3 year plan / timetable to meet the general duty of the Act set out in Appendix 1; and
- (iii) ask the Training and Development Section to investigate the development of relevant training so that all Community Services staff are made aware of the Race Equality (Amendment) Act 2000, the Council's Race Equality Scheme and how both impact on the operations of the department and the Council.

William Stafford
Director of Community Services

WS/JC

13 January 2003

LIST OF BACKGROUND PAPERS

1. East Ayrshire Council's Race Equality Scheme
2. Full Council Committee 24/10/02
Race Relations (Amendment) Act 2000 Report (pages 12-21)
3. The duty to promote race equality – A guide for Scottish Public Authorities, (Commission for Race Equality in Scotland)

Any person wishing to inspect the background papers listed above should telephone 01563 576023 and speak to William Stafford, Director of Community Services.

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APPENDIX 1: DEPARTMENT OF COMMUNITY SERVICES
Assessment of functions and policies for their relevance to the general duty
With an action plan (2002-2005)

Section	Functions & Policies		Relevance to general duty		Degree of relevance to particular functions / policies		Prioritisation
	Existing / proposed functions	Existing / proposed policies related to function	Part of general duty which is related to function policy * (see note below)	Is there any evidence or reason to believe that some racial groups could be differently affected	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
EP	Civil Emergency Planning	Statutory Responsibility	2	No Evidence	None or little	None or little	2002/2003
		Civil Emergency Plan	2	No Evidence	None or little	None or little	2002/2003
		Flood Response Plan	2	No Evidence	None or little	None or little	2002/2003
		EAC Contingency Plan	2	No Evidence	None or little	None or little	2002/2003
		Departmental Emergency Procedures	2	No Evidence	None or little	None or little	2002/2003
EHWM	Environmental Health	Enforcement Legislation	2	No Evidence	Some	None or little	2004/2005
EHWM	Food Safety	Enforcement Legislation	2	No Evidence	None or little	None or little	2004/2005
EHWM	Health & Safety Inspections	Enforcement Legislation	2	No Evidence	None or little	None or little	2004/2005
EHWM	Pollution Control	Air Quality / Contaminated Land Strategy	2	No Evidence	None or little	None or little	2003/2004
EHWM	Public Health	Enforcement Legislation	2	No Evidence	None or little	None or little	2004/2005
EHWM	Dog Warden Service		2	No Evidence	None or little	None or little	2004/2005
EHWM	Pest Control Service		2	No Evidence	None or little	None or little	2004/2005
EHWM	Client Function refuse collection & street cleaning	Service Level Agreement	2	No Evidence	None or little	None or little	2004/2005
EHWM	Client disposal waste function	Waste Disposal Contract	2	No Evidence	None or little	None or little	2004/2005
EHWM	Management of civic amenity facilities	Recycling Strategy	2	No Evidence	None or little	None or little	2004/2005
EHWM	Recycling	Recycling Strategy	2	No Evidence	None or little	None or little	2004/2005
EHWM	Local Agenda 21	Local Agenda 21	2	No Evidence	None or little	None or little	2004/2005
EHWM	Sustainability	Bio-diversity Plan / Recycling Strategy	2	No Evidence	None or little	None or little	2004/2005
EHWM	Bio-diversity	Bio-diversity plan	2	No Evidence	None or little	None or little	2004/2005
EHWM	Waste Management / minimisation	Area Waste Plan	2	No Evidence	Some	None or little	2004/2005
CDSO	Provision of refuse collection service	Service Level Agreement / contract	2	No Evidence	None or little	None or little	2004/2005
CDSO	Provision of street cleaning services	Service Level Agreement / contract	2	No Evidence	None or little	None or little	2004/2005
CDSO	Operation of a skip hire service	Service Level Agreement / contract	2	No Evidence	None or little	None or little	2004/2005
CDSO	Provision of a bus shelter cleaning service	Service Level Agreement / contract	2	No Evidence	None or little	None or little	2004/2005
TS	Consumer safety and the environment	Enforcement Legislation	2	No Evidence	None or little	None or little	2004/2005
TS	Metrology and quality standards	Enforcement Legislation	2	No Evidence	None or little	None or little	2004/2005
TS	Consumer Fraud	Enforcement Legislation	2	No Evidence	None or little	None or little	2004/2005
TS	Consumer Advice	Service Objective	2	No Evidence	None or little	None or little	2004/2005
TS	Business Advice	Service Objective	2	No Evidence	None or little	None or little	2004/2005
TS	Consumer Education	Service Objective	2	No Evidence	None or little	None or little	2004/2005
TS	Animal Health & Welfare	Enforcement Legislation	2	No Evidence	None or little	None or little	2004/2005

Section Abbreviations: EP = Emergency Planning, EHWM = Environmental Health & Waste Management, CDSO = Cleansing Direct Service Organisation, TS = Trading Standards

* NOTE 1 = Eliminating discrimination, 2 = Promoting Equal Opportunities, 3 = Promoting Good Race Relations

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LCS	Community Safety	Community Safety Action Plans	1,2,3	No Evidence	None or little	None or little	2002/2003
LCS	CCTV	Operational Standards for CCTV Operators	1,2,3	No Evidence	None or little	None or little	2002/2003
LCS	Licensing	Enforcement Legislation	1,2,3	No Evidence	None or little	None or little	2004/2005
LCS	Enforcement & Advice relating to civic government and miscellaneous licenses	Enforcement Legislation	1,2,3	No Evidence	None or little	None or little	2004/2005
RS	Develop and promote sports & play initiatives	Cultural Strategy / Community Plan	1,2,3	No Evidence	None or little	None or little	2003/2004
RS	Encourage community health & fitness	Cultural Strategy / Community Plan	1,2,3	No Evidence	None or little	None or little	2003/2004
RS	Deliver the Leisure Management Contract	Recreation Contract / Community Plan	1,2,3	No Evidence	Some	None or little	2004/2005
RS	Develop the Usage of Community Facilities	Cultural Strategy / Community Plan	1,2,3	No Evidence	None or little	None or little	2003/2004
EALRIS	Provision of Public Library Services and support to Schools libraries	EALRIS Integrated Service Plan	1,2,3	No Evidence	None or little	None or little	2004/2005
EALRIS	Provision of Information Services	EALRIS Integrated Service Plan	1,2,3	No Evidence	None or little	None or little	2004/2005
EALRIS	Promotion of lifelong learning	EALRIS Integrated Service Plan	1,2,3	No Evidence	Some	None or little	2004/2005
EALRIS	Provision reference services	EALRIS Integrated Service Plan	1,2,3	No Evidence	None or little	None or little	2004/2005
EALRIS	Public provision of access to PC's and internet	EALRIS Integrated Service Plan	1,2,3	No Evidence	None or little	None or little	2004/2005
EALRIS	Collection of council tax income	Decentralisation Policy / Departmental Plan	2	No Evidence	Some	None or little	2004/2005
EALRIS	Recording of council house repairs	Decentralisation Policy / Departmental Plan	2	No Evidence	Some	None or little	2004/2005
EALRIS	Provision of information on council and health services	EALRIS Integrated Service Plan	1,2,3	No Evidence	Some	None or little	2004/2005
EALRIS	Provision of access points to all council departments	EALRIS Integrated Service Plan	1,2,3	No Evidence	None or little	None or little	2004/2005
EALRIS	Provision of leaflets and application forms for council & health services	EALRIS Integrated Service Plan	1,2,3	No Evidence	Some	None or little	2004/2005
EALRIS	Registration of births, deaths and marriages	Statutory Responsibility	2	No Evidence	None or little	None or little	2004/2005
EALRIS	Conducting of civil marriage ceremonies	Statutory Responsibility	2	No Evidence	None or little	None or little	2003/2004
MATS	Provision and promotion of museums, arts and theatre	Cultural Strategy / Community Plan	1,2,3	No Evidence	None or little	None or little	2003/2004
DCCP	Management of Dean Castle Country Park	Cultural Strategy	1,2,3	No Evidence	None or little	None or little	2004/2005
DCCP	Provision of environmental education and country side services	Environmental Strategy, Outdoor Access Strategy, Cultural Strategy	1,2,3	No Evidence	None or little	None or little	2004/2005
OA	Provision of burial services	Statutory Responsibility	2,3	No Evidence	None or little	None or little	2004/2005
OA	Grounds Maintenance Contractor	Contract & SLA	2	No Evidence	None or little	None or little	2004/2005

Section Abbreviations:

LCS = Licensing & Community Safety, RS = Recreation Services, EALRIS = East Ayrshire Libraries, Registration & Information Services, MATS = Museums, Arts & Theatres
DCCP = Dean Castle Country Park, OA = Outdoor Amenities

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