

EQUALITY IMPACT ASSESSMENT

SCREENING DOCUMENT

Name of Proposal

Requiring Sex Shops to be Licensed

Lead Department/Service

Legal Services

What is the aim of the proposal?

The aim of the proposal is to require the activity of using premises, vehicles, vessels or stalls as a sex shop to be licensed.

Is this a new or a review of an existing policy, procedure, function or report?

The Civic Government (Scotland) Act 1982 has permitted local authorities to require sex shops to be licensed since 1996. This is the first time the Council has considered whether to require sex shops to be licensed.

Screening Process

1. Has the proposal already been assessed for its impact on age; disability; gender; gender re-assignment; pregnancy/maternity; marriage and civil partnership; race; religion and belief; and sexual orientation? **If yes, go to 1 a. If no, go to 1 b.**

1 a. Unless there have been significant changes, no further action is required. **Please add your name, position and date below at 3.**

1 b. Does the proposal involve or have consequences for the people the council serves or employs? **If yes, go to 2. If no, go to 1 c.**

1 c. Please state why not

The proposal is not relevant and no further action is required. Sign and date below at 3.

2. Is the proposal relevant to one or more of the protected characteristics? **If yes, go to 2 a. If no, go to 2 b.**

2 a. Proceed to Step 1 of the Full Equality Impact Assessment on page 2.

2 b. Please state why not

The proposal not relevant and no further action is required. Add your name, position and date below at 3.

3. Name:

Position:

Date:

FULL EQUALITY IMPACT ASSESSMENT

Step 1

Are there any statutory legal requirements affecting this proposal? If so please describe.

Section 45 of the Civic Government (Scotland) Act 1982 permits the Council to require persons who propose to use premises as a sex shop to be licensed. This is not a mandatory requirement.

Step 2

What data/research is available to assess the likely impact of the proposal?

It is considered that the licensing of sex shops (and the conditions imposed on the granting of licences) would reduce the risk of sexual exploitation and trafficking of all persons and particularly women.

Step 3

Is there any reason to believe the proposal could affect people differently due to their protected characteristic ie age; disability; gender; gender re-assignment; pregnancy/maternity; marriage and civil partnership; race; religion and belief; and sexual orientation? Please **place a cross** in each box that applies, and give details alongside.

Age	<input type="checkbox"/>	_____
Disability	<input type="checkbox"/>	_____
Gender	<input checked="" type="checkbox"/>	X the licensing of sex shops (and the conditions imposed on the granting of licences) would reduce the risk of sexual exploitation and trafficking of all persons and particularly women.
Gender Re-assignment	<input type="checkbox"/>	_____
Pregnancy/maternity	<input type="checkbox"/>	_____
Marriage and civil Partnership	<input type="checkbox"/>	_____
Race	<input type="checkbox"/>	_____
Religion and belief	<input type="checkbox"/>	_____
Sexual orientation	<input type="checkbox"/>	_____

Step 4

Is there evidence to suggest that any part of the proposal could unlawfully discriminate against people? If so, how?

No

Step 5

Can the proposal be seen to favour one section of the community

Yes X No

or deny opportunities to another?

Yes No X

If yes, please give details.

The proposal, if approved will reduce the risk of sexual exploitation and trafficking of all persons and particularly

women.

Step 6

Does the proposal advance or restrict equality?

Yes ☒ No ☐

If yes, give details

The proposal advances equality in that it will reduce the risk of sexual exploitation and trafficking of all persons and particularly women.

Step 7

Are there any other actions which could have been taken to enhance equality of opportunity?

If so please state

No

Step 8

Based on the work you have done, rate the level of relevance being allocated to this proposal.

High ☒ Medium ☐ Low ☐ Unknown ☐

Step 9

If during **Steps 3 - 6** there has been an adverse impact identified, consider whether this can be justified.

Yes ☐ No ☐

If yes please give details.

N/A

If no, consider alternative ways of delivering the proposal to minimise negative impact or eliminate unlawful discrimination. Give details of the changes to be made to the proposal.

Step 10

Do you need to carry out a further impact assessment?

Yes ☐ No ☒

If yes, what actions do you need to take?

Step 11

Make arrangements to monitor and review the impact assessment.

If approved, the licensing of sex shops will be monitored.

Step 12

Publish impact assessment.

Where will the Equality Impact Assessment be published?

Council website

Please state your name, position and date, and forward this pro forma either to your designated Equality Impact Assessment Co-ordinator, or if it refers to a committee report, it should be forwarded with the report to committee services.

Name: David Thompson

Position: Manager – Legal Team 1

Date: 10 March 2020

For additional information and advice please contact:
the Equalities Officer - Tel: 01307 476058 or E-mail: Equalities@angus.gov.uk