

## Appendix 5: Equality Impact and Outcome Assessment (EIA) Template - 2019

### 1. Equality Impact and Outcomes Assessment (EIA) Template

<b>Title of EIA</b>	Household waste receptacle enforcement measures	<b>ID No.</b>	
<b>Team/Department</b>	Cityclean, City Environment		
<b>Focus of EIA</b>	<p>Under Section 46A of the Environmental Protection Act 1990, Fixed Penalty Notices (FPNs) can be issued where householders are causing harm to the local environment by not following the rules pertaining to household bins and boxes. As detailed in the Defra guidance, local authorities can issue a FPN when householders do not follow the waste collection rules and their failure to comply when household waste bins and boxes:</p> <ul style="list-style-type: none"> <li>• cause, or is likely to cause a nuisance, or</li> <li>• have a negative effect or is likely to have a negative effect on local amenities</li> </ul> <p>Examples include:</p> <ul style="list-style-type: none"> <li>• When a bin or box is causing an obstruction, forcing pedestrians and people using wheelchairs or buggies to walk on the road</li> <li>• When a bin or box restricts access to the pavement or street by being left out for several days</li> <li>• When a bin or box is likely to attract vermin, such as leaving bags or open bins out for many days before a collection is due</li> </ul>		

### 2. Update on previous EIA and outcomes of previous actions

<b>What actions did you plan last time?</b> (List them from the previous EIA)	<b>What improved as a result?</b> What outcomes have these actions achieved?	<b>What <u>further</u> actions do you need to take?</b> (add these to the Action plan below)
N/A		

### 3. Review of information, equality analysis and potential actions

<b>Groups to assess</b>	<b>What do you know?</b> Summary of data about your service-users and/or staff	<b>What do people tell you?</b> Summary of service-user and/or staff feedback	<b>What does this mean?</b> Impacts identified from data and feedback (actual and potential)	<b>What can you do?</b> All potential actions to: <ul style="list-style-type: none"> <li>• advance equality of opportunity,</li> <li>• eliminate discrimination, and</li> <li>• foster good relations</li> </ul>
<b>Age</b>	Data is not held on the age of service users, but some may not be able to return their waste receptacle to a private outdoor space due to age.	The consultation feedback highlighted that some service users may not be able to return their waste receptacle to a private outdoor space due to age.	Consideration needs to be given to those unable to return their bin to adequate private outside storage space.  This new approach will reduce the risk of injury for people with mobility issues due to age, caused by trip hazards or the need to enter the carriageway to get around receptacles.	If, upon receiving a written warning as per stage 1, a household is unable to comply with the request to fix the problem due to a Protected Characteristic, they can write to <a href="mailto:environmentenforcement@brighton-hove.gov.uk">environmentenforcement@brighton-hove.gov.uk</a> setting out the reasons why they are unable to fix the problem, with appropriate evidence. The Environmental Enforcement Team will review on a case-by-case basis.  The council can provide an assisted collection to a household who cannot put their waste on or by the pavement and does not have anyone who can do it for them.
<b>Disability</b>	Data is not held on whether service users have a disability, but some may not be able to return their waste receptacle to a private outdoor space due a disability.	The consultation feedback highlighted that some service users may not be able to return their waste receptacle to a private outdoor space due to a disability.	Consideration needs to be given to those unable to return their bin to adequate private outside storage space.  This new approach will reduce the risk of injury for people with disabilities, caused by trip hazards or the need to enter the carriageway to get around receptacles.	If, upon receiving a written warning as per stage 1, a household is unable to comply with the request to fix the problem due to a Protected Characteristic, they can write to <a href="mailto:environmentenforcement@brighton-hove.gov.uk">environmentenforcement@brighton-hove.gov.uk</a> setting out the reasons why they are unable to fix the problem, with appropriate evidence. The Environmental Enforcement Team will review on a case-by-case basis.  The council can provide an assisted collection to a household who

<b>Groups to assess</b>	<b>What do you know?</b> Summary of data about your service-users and/or staff	<b>What do people tell you?</b> Summary of service-user and/or staff feedback	<b>What does this mean?</b> Impacts identified from data and feedback (actual and potential)	<b>What can you do?</b> All potential actions to: <ul style="list-style-type: none"> <li>• advance equality of opportunity,</li> <li>• eliminate discrimination, and</li> <li>• foster good relations</li> </ul>
				cannot put their waste on or by the pavement and does not have anyone who can do it for them.
<b>Gender reassignment</b>	<i>No disproportionate impacts have been identified for this group</i>			
<b>Pregnancy and maternity</b>	Data is not held on this, but some may not be able to return their waste receptacle to a private outdoor space due to pregnancy.	The consultation feedback highlighted that some service users may not be able to return their waste receptacle to a private outdoor space.	Consideration needs to be given to those unable to return their bin to adequate private outside storage space.  This new approach will reduce the risk of injury for people with small children, caused by trip hazards or the need to enter the carriageway to get around receptacles.	If, upon receiving a written warning as per stage 1, a household is unable to comply with the request to fix the problem due to a Protected Characteristic, they can write to <a href="mailto:environmentenforcement@brighton-hove.gov.uk">environmentenforcement@brighton-hove.gov.uk</a> setting out the reasons why they are unable to fix the problem, with appropriate evidence. The Environmental Enforcement Team will review on a case-by-case basis.  The council can provide an assisted collection to a household who cannot put their waste on or by the pavement and does not have anyone who can do it for them.
<b>Race/ethnicity</b> Including migrants, refugees and asylum seekers	<i>No disproportionate impacts have been identified for this group</i>			
<b>Religion or belief</b>	<i>No disproportionate impacts have been identified for this group</i>			
<b>Sex/Gender</b>	<i>No disproportionate impacts have been identified for this group</i>			

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<b>Sexual orientation</b>	<i>No disproportionate impacts have been identified for this group</i>			
<b>Marriage and civil partnership</b>	<i>No disproportionate impacts have been identified for this group</i>			
<b>Community Cohesion</b>	<i>No disproportionate impacts have been identified for this group</i>			
<b>Other relevant groups</b>	N/A			
<b>Cumulative impact</b>	N/A			
<b>Assessment of overall impacts and any further recommendations</b>				
Some Groups will not be able to return their receptacle to their adequate private outside storage space. The Environmental Enforcement Team will review this on a case-by-case basis and an assisted collection is available for people who need help to put out and take in their waste, and have no one else to help them.				
The updated Environmental Enforcement Framework will reduce the risks to all pavement users caused by obstructions on the walkway, i.e. trip hazards or the need to walk in the carriageway to get around receptacles.				

#### 4. List detailed data and/or community feedback that informed your EIA

<b>Title</b> (of data, research or engagement)	<b>Date</b>	<b>Gaps in data</b>	<b>Actions to fill these gaps: who else do you need to engage with?</b> (add these to the Action Plan below, with a timeframe)
Public consultation on household waste bin offences	From 12 July to 28 August 2022		

Engagement with representatives from Brighton Active Travel, Community Works, Hove Civic Society, Living Streets Brighton & Hove and Possability People	31 October 2022		
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## 5. Prioritised Action Plan

Impact identified and group(s) affected	Action planned	Expected outcome	Measure of success	Timeframe
NB: These actions must now be transferred to service or business plans and monitored to ensure they achieve the outcomes identified.				
Age Disability Pregnancy and maternity	Review the issuing of the stage 1 written warning, on a case by case basis, for relevant cases	Enforcement measures not initiated due a protected characteristic meaning someone is unable to complete the request	Resident feedback	Ongoing
All groups	Update the Environment Enforcement Framework stating the new offence	Information provided on the new enforcement measures	A reduction in the number of complaints regarding household waste bins and boxes The number of FPNs issued	The website will be updated subject to approval from committee Enforcement action taken will be monitored on an ongoing basis
All groups	Update the council website with clear and accessible information on the new offence			

