

ARUN DISTRICT COUNCIL – INITIAL EQUALITY IMPACT ASSESSMENT

1. What is the name of the policy?

Fees Policy and Determination Policy for the Fit and Proper Person Test (Caravan Sites and Control of Development Act, 1960)

2. Briefly describe the aims of the policy

The Fit and Proper Person (F&PP) test legislation is a new mechanism for local authorities to determine whether the person with day-to-day responsibility for managing every residential, commercial site within their district are fit and proper to do so. A Determination Policy has been drafted in order to support assessment of F&PP test applications which can be received from 01 July 2021 until 30 September 2021, inclusive. A Fees Policy has been drafted to support the recovery of costs associated with performing this important new function.

3. Are the aims consistent with the Council’s Equalities Policy? On what basis?

Yes – the Determination Policy relates to the consistent and transparent assessment of F&PP test applications. Determining whether site owners/operators are fit and proper supports residents of caravan sites.
The Fees Policy details a fee which applies to all applicants.

4. Is there any evidence to suggest that this policy could have an adverse impact on some groups of people? Use the table to tick:

(a) where you think the policy could have a positive impact on any of the groups or contribute to promoting equality, equal opportunities or improving relationships within the target groups.

(b) where you think the policy could have a negative impact on any of the equality target groups i.e. it could disadvantage them

	Insufficient data	Positive Impact	Negative Impact	Reason e.g. access / take-up
Gender reassignment				
Race				
Disability				
Age		X		Residents of sites are often older people. Adopting these policies will enable the Council to effectively resource and determine applications, helping to ensure that park home sites on which elderly residents live are operated by fit and

				proper persons.
Religion and Belief				
Sexual orientation				
Sex				
Pregnancy and maternity				
Marriage and civil partnership				

5. If, in your judgement, the proposed policy does have an adverse impact, can that impact be justified? How do you intend to deal with that impact or lessen that impact?

N/A

6. To comply with the Public Sector Equality Duty, the Council must have due regard to the need to:

- **Eliminate unlawful discrimination, harassment and victimisation**
- **Advance equality of opportunity between different groups**
- **Foster good relations between different groups**

Show how your policy meets the above requirements.

Arun District Council has a legal obligation to determine fit and proper person applications. The F&PP test is relevant to a specific business sector, rather than to individuals or to non-commercial sites (e.g. family-only sites). Family-only sites were excluded from the regulations following MHCLG consideration of feedback provided by Arun DC officers highlighting the potential negative impact on gypsy traveller families. The F&PP test will give better support to caravan site residents, many of whom are elderly and some of whom may be in vulnerable groups. The F&PP requirement will ensure that site owners, or their managers, have integrity and follow best practice. Additionally, it provides the safeguard that such individuals will not pose a risk to the welfare or safety of persons occupying caravans.

Name of manager undertaking the assessment: Neil Williamson

Service Area: Environmental Health, Technical Services

Date completed: 20.05.21

Requirement for a formal Equalities Impact Assessment: ~~YES~~ / NO

If YES, what is your timetable for completing this?: N/A

Who else will you need to be working with to do this work e.g. partners, contractors etc?: N/A