

**EQUALITY IMPACT ASSESSMENT
Wynnstay Grove Public Space Protection Order (PSPO)**

1. Directorate	The Neighbourhoods Service	2. Section	Community Safety Team	3. Name of the function being assessed	Introduction and enforcement of a Public Spaces Protection Order - Wynnstay Grove
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4. Is this a new or existing function?	New function	5. Officer responsible for the assessment	Sara Duckett	6. Lead manager responsible for the assessment	Samantha Stabler
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7. Date assessment commenced	April 2020	8. Date of completion	August 2020	9. Date passed to Equality Team	April 2020
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Summary of Relevance Assessment

<p>1. Has a Stage 1 Equality Analysis: Relevance Assessment document been completed?</p> <p>Yes ✓</p> <p>No</p>

2. Please indicate which **protected characteristics** the relevance assessment identified as relevant to the function that is being assessed (tick below):

Age Disability Race Gender (inc. Gender Reassignment, Pregnancy and Maternity)

Sexual Orientation Religion or Belief (or lack of religion or belief) Marriage or Civil Partnership

3. Please indicate which **aims of the equality duty** the relevance assessment identified as relevant to the function being assessed (tick below):

Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act

Advance equality of opportunity between those who share a protected characteristic and those who do not

Foster good relations between people who share a protected characteristic and those who do not

Equality Impact Assessment

1. About your function

<p>Briefly describe the key delivery objectives of the function being assessed</p>	<p>Background</p> <ul style="list-style-type: none"> • The Antisocial Behaviour, Crime and Policing Act 2014 allows Councils to introduce Public Spaces Protection Orders (PSPO) to place controls on behaviour which is having a detrimental effect, of a persistent or continuing nature, on those in the locality (referred to in this report as “detrimental effect”). An order can be made based upon the Council being satisfied that the test for making a PSPO is met and following statutory consultation with the police, the Police and Crime Commissioner and other relevant bodies including community representatives. • The Council undertook a statutory consultation eight week consultation
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from 20 September 2019 to 15 November 2019. A draft PSPO was provided and consultees were asked for their views. The PSPO defined an area around Wynnstay Grove where the Marie Stopes UK clinic is situated. In addition, the draft PSPO contained proposals for a designated area where protests could continue to take place with certain limitations. A total of 2,172 responses to the consultation were received, which included 2,015 responses completed the survey questionnaires, 152 written submissions, 5 written submissions from organisations with an interest. The Council also received 1098 identical emails objecting to the creation of a PSPO.

- Having completed the analysis of all of the consultation responses the Council proposes to introduce and appropriately enforce a PSPO. The terms of the PSPO have been carefully assessed to ensure that each of the prohibitions and requirements meet the relevant legal threshold.
- The behaviours that will be prohibited through the PSPO (if introduced) are;

protest, namely engage in any act of approval / disapproval or attempted act of approval / disapproval, with respect to issues related to abortion services by any means. This includes but is not limited to graphic, verbal or written means, prayer or counselling.

interfere, or attempt to interfere, whether verbally or physically, with a staff member or service user of the Centre.

intimidate or harass, or attempt to intimidate or harass, a staff member or service user of the Centre.

record or photograph a staff member or service user of the Centre without the explicit consent of that person.

display any text or images relating directly or indirectly to the termination of pregnancy.

distribute any text or images relating directly or indirectly to the termination of pregnancy.

play amplified music, voice or audio recordings with respect to the approval or disapproval of abortion services.

The PSPO (if introduced) requirements are:

A person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon request of that Authorised Person, provide their name, address and date of birth to that Authorised Person.

A requirement under this Article is not valid if the Authorised Person is asked by the person subject to the requirement to show evidence of their authorisation and they fail to do so.

A person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon valid request of an Authorised Person or Constable, leave the Restricted Area within a reasonable time as specified in writing by that Authorised Person and not return within 24 hours.

A requirement under this Article is not valid if the Authorised Person or Constable is asked by the person subject to the requirement to show evidence of their authorisation and they fail to do so.

Key Delivery Objectives

- To introduce the PSPO as an additional tool to enable council and police officers to manage specific types of anti-social behaviour which is having a detrimental effect in the Wynnstay Grove area.
- To raise awareness of the terms of the PSPO with all relevant groups, partners, organisations and residents who may be impacted by an order through engagement and signage prior to commencing formal enforcement. The PSPO would apply to those involved in pro-life and pro-choice activities.
- Prevention of behaviour which is having a detrimental effect in the Wynnstay Grove area.
- For council and police officers to continue the partnership approach to tackling behaviour which is having a detrimental effect in the Wynnstay Grove area and in accordance with the Council's Corporate Enforcement and Anti-Social Behaviour Policies.

	<ul style="list-style-type: none"> • To protect people from behaviour which is having a detrimental effect so they feel safe living in the area, working at or visiting the Wynnstay Grove clinic. • To apply the PSPO prohibitions and requirements to all persons (save for those 17 years and under). • Meet the aims of our Equality Duties.
<p>What are the desired outcomes from this function?</p>	<ul style="list-style-type: none"> • Public awareness of the Wynnstay Grove PSPO. • A reduction in complaints of behaviour having a detrimental impact from those who live in the area, work at or visit the Wynnstay Grove area • Increased public confidence in the ability of the council and police to tackle behaviour which has a detrimental effect in the Wynnstay Grove area. • Consistency in enforcement decisions. • Compliance with the Council's Corporate Enforcement and Anti-Social Behaviour policies. • Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited in the Act. • Advance equality of opportunity between those who share a protected characteristic and those who do not. • Foster good relations between people who share a protected characteristic and those who do not.

2. About your customer

Do you currently monitor the function by the following protected characteristics?	Protected Characteristics	Y/N	If no, please explain why this is the case and / or note how you will prioritise gathering this equality data
	Race	N	This is a new function. We do not believe race is a consideration in this function.
	Gender (inc. gender reassignment, pregnancy and maternity)	N	This is a new function. The feasibility of capturing equality data will be considered 3 months after PSPO enforcement commences.
	Disability	N	This is a new function. We do not believe disability is a consideration in this function.
	Sexuality	N	This is a new function. We do not believe sexuality is a consideration in this function.
	Age	N	This is a new function. We do not believe age is a consideration in this function.
	Religion or belief (or lack of religion or belief)	N	This is a new function. The feasibility of capturing equality data will be considered 3 months after PSPO enforcement commences.
	Marriage or civil partnership	N	This is a new function. We do not believe marriage or civil partnership is a consideration in this function.
<p>4. What information has been analysed to inform the content of this EIA?</p>	<ul style="list-style-type: none"> • Greater Manchester Police data • Manchester City Council data • Wynnstay Grove PSPO Consultation responses • Engagement with organisations, information provided by such organisations during the course of the investigation and organisational consultation responses. 		

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3. Delivery of a customer focused function

Does your analysis indicate a disproportionate impact relating to race ?	Y	N	
		X	

<p>Please describe the nature of any disproportionate impact/s</p>	<p>The proposed PSPO will not directly or indirectly discriminate, or otherwise have a disproportionate impact on grounds of race. The Council will seek to minimise any impact through officer training and awareness. Prior to authorisation all officers will be trained to enforce the order fairly and proportionately. To promote compliance and reduce any disadvantage created by language barriers officers will have training and access to translation services.</p>
<p>Please indicate what actions will be taken to address these</p>	<p>The ONS reports the following statistics on the population of the City of Manchester from the 2011 Census. According to this data Manchester's population breakdown is as follows, the city is made up of 50% males and 50% are females. The typical age of a person in Manchester is 33. Manchester comprises people from varied ethnic groups. Among Manchester population by race, white people make up the biggest proportion 66.7%, from which 59.3% are White British, 2.4% of White are Irish, 0.1% are Gypsy and 4.9% are other White. Residents who identity as Asian make the second biggest proportion at 17.1% of the Manchester populace. Out of which, 8.5% of them are Pakistanis, 2.3% belongs to India, 2.7% of the populace belongs to China, 1.3% are Bangladeshis and 2.7% are other Asians. Black people make up 8.6% of the total population of Manchester, from which 5.1% are Africans, 1.6% of the population are Other Black, 1.9% are Arabs and 1.2% of the populace of Manchester belongs to other varied races.</p> <p>According to the latest statistics from the Department of Health and Social Care Abortion Statistics 2018 (In England and Wales), the ethnicity was recorded on 97% of the service user forms received for 2018. These are broken down as 78% reported as White, 8% as Asian or Asian British, 8% as Black or Black British, 4% as Mixed and 2% as Chinese or other ethnic</p>

group.

Within Marie Stopes UK's consultation response there is information regarding the ethnicity of the clients who have accessed services at the clinic:

Of the over 2,800 visits to the Manchester Centre during January, February, and March 2019, clients identified as being part of the following ethnic groups (Figure 2).

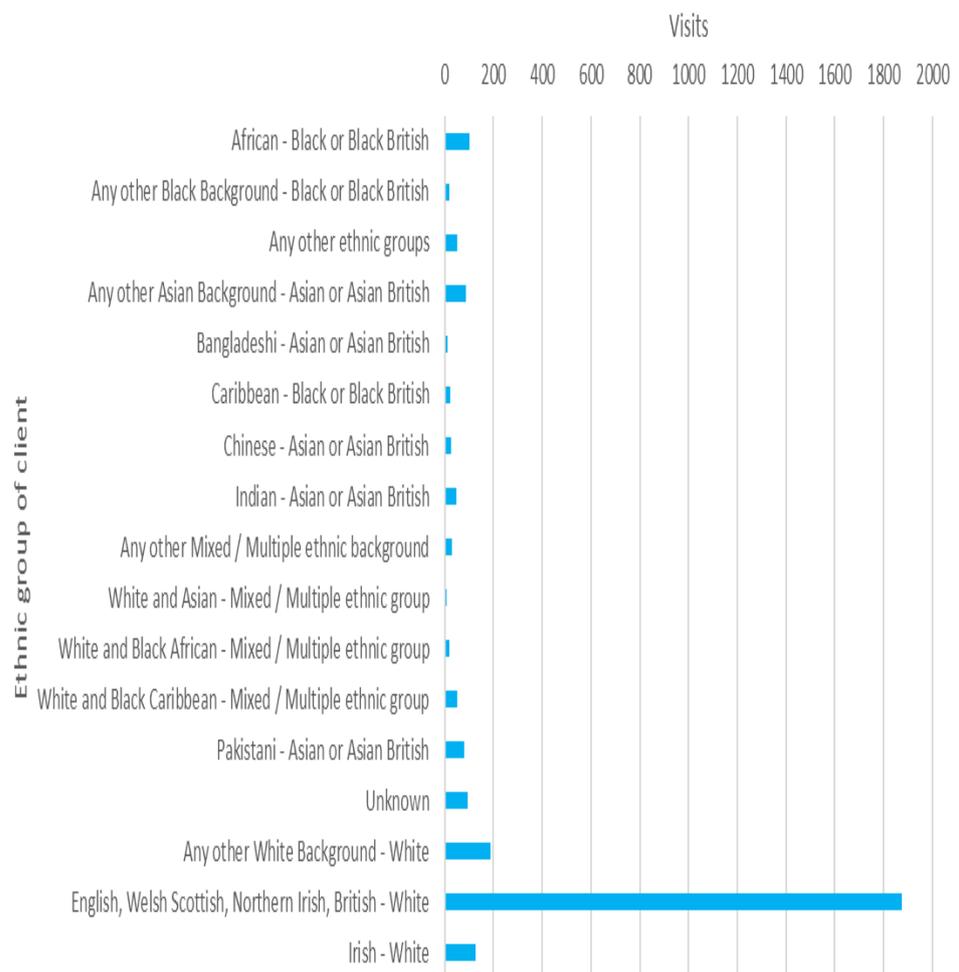


Figure 2. Client ethnicity across 2,889 visits to Marie Stopes Manchester Centre between 1/1/19 – 31/3/19

From the figures above it looks likely that white clients are over-represented in accessing the clinic's services in comparison to the breakdown of the

COM ethnicity population. It is noted that many of Marie Stopes' clients travel from Northern Ireland, and the Republic of Ireland, where the countries' respective restrictions on abortion mean that some people travel to England to be able to access services.

There is no specific ethnic monitoring data available for the people who attend protests / vigils outside the clinic. In the case of individuals attending to represent Pro-choice views, the impact of the PSPO is thought to be neutral as their motivation for attending is likely to be reduced. The impact on those representing Pro-life views is considered negative overall, given the restrictions it will place on their activities. However this impact is not specific to race.

Each behaviour / requirement has been considered in relation to any discrimination or disproportionate impact;

- Protesting, namely engaging in any act of approval / disapproval or attempted act of approval / disapproval, with respect to issues related to abortion services by any means. This includes but is not limited to graphic, verbal or written means, prayer or counselling - This prohibition does not create a disproportionate impact on race.
- Interfering, or attempting to interfere, whether verbally or physically, with a staff member or service user of the Centre - This prohibition does not create a disproportionate impact on race.
- Intimidating or harassing, or attempting to intimidate or harass, a staff member or service user of the Centre - This prohibition does not create a disproportionate impact on race.
- Recording or photographing a staff member or service user of the Centre- This prohibition does not create a disproportionate impact on race.
- Displaying any text or images relating directly or indirectly to the termination of pregnancy, distributing any text or images relating directly or indirectly to the termination of pregnancy; or playing amplified music, voice or audio recordings with respect to the approval or disapproval of abortion services - This prohibition does not create a disproportionate impact on race.
- Any person in a public place in the Restricted Area who an

	<p>Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon request of that Authorised Person, provide their name, address and date of birth to that Authorised Person. This requirement does not create a disproportionate impact on race.</p> <p>- A person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon valid request of an Authorised Person or Constable, leave the Restricted Area within a reasonable time as specified in writing by that Authorised Person and not return within 24 hours. This requirement does not create a disproportionate impact on race.</p>
<p>Which action plans have these actions been transferred to?</p>	<p>Service Plans: Awareness raising regarding the PSPO, development of partnership PSPO enforcement guidance and staff training.</p>

<p>Does your analysis indicate a disproportionate impact relating to disability?</p>	<p>Y</p>	<p>N</p>
<p>Please describe the nature of any disproportionate impact/s</p>	<p></p>	<p>X</p>
	<p>The proposed PSPO will not directly or indirectly discriminate, or otherwise have a disproportionate impact on grounds of disability. The Council will seek to minimise any impact through officer training and awareness. Prior to authorisation all officers will be trained to enforce the order fairly and proportionately. The approach to enforcement will allow officers to consider individual circumstances to determine when help and support is the most appropriate option as an alternative to enforcement.</p> <p>Research completed by Public Health and the NHS highlights that</p>	

Please indicate what actions will be taken to address these

inequalities in sexual health mean certain groups have poorer sexual health outcomes. For example, one identified group with poorer sexual health outcomes is people with learning disabilities. It is possible, that people with learning disabilities may be disproportionality among those accessing the clinic for services, and if so they will be positively affected by the PSPO in that they would be able to access the clinic without having to pass the vigils / protestors and access services more easily and thus there being less detrimental impact on their lives.

Each behaviour / requirement has been considered in relation to any discrimination or disproportionate impact;

- Protesting, namely engaging in any act of approval / disapproval or attempted act of approval / disapproval, with respect to issues related to abortion services by any means. This includes but is not limited to graphic, verbal or written means, prayer or counselling - This prohibition does not create a disproportionate impact on disability.
- Interfering, or attempting to interfere, whether verbally or physically, with a staff member or service user of the Centre - This prohibition does not create a disproportionate impact on disability.
- Intimidating or harassing, or attempting to intimidate or harass, a staff member or service user of the Centre - This prohibition does not create a disproportionate impact on disability.
- Recording or photographing a staff member or service user of the Centre - This prohibition does not create a disproportionate impact on disability.
- Displaying any text or images relating directly or indirectly to the termination of pregnancy - This prohibition does not create a disproportionate impact on disability.
- Distributing any text or images relating directly or indirectly to the termination of pregnancy - This prohibition does not create a disproportionate impact on disability.
- Playing amplified music, voice or audio recordings with respect to the approval or disapproval of abortion services - This prohibition does not create a disproportionate impact on disability.
- Any person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching

	<p>any of the prohibitions or requirements in this Order shall, upon request of that Authorised Person, provide their name, address and date of birth to that Authorised Person. This requirement does not create a disproportionate impact on disability.</p> <p>- A person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon valid request of an Authorised Person or Constable, leave the Restricted Area within a reasonable time as specified in writing by that Authorised Person and not return within 24 hours. This requirement does not create a disproportionate impact on disability. Officers will receive training and be guided to apply their discretion in the amount of time given in the circumstance a person identifies as disabled and is asked to leave the area.</p>	
<p>Which action plans have these actions been transferred to?</p>	<p>Service Plans: Awareness raising regarding the PSPO, development of partnership PSPO enforcement guidance and staff training.</p>	
<p>Does your analysis indicate a disproportionate impact relating to Gender (including gender reassignment or pregnancy and maternity)?</p>	<p>Y</p>	<p>N</p>
	<p>X</p>	

<p>Please describe the nature of any disproportionate impact/s</p> <p>Please indicate what actions will be taken to address these</p>	<p>There is no data available to confirm the gender of those who attend the clinic to protest or hold ‘vigils.’ The evidence suggests that males and females participate in both the Pro-life and Pro-choice protests and although the PSPO places restrictions on their activities, there is no evidence to suggest that these groups will be disproportionately affected by reason of their sex.</p> <p>The overwhelming majority of service users to the clinic are pregnant women and almost all of the staff and contractors working at the clinic are women. In 12 months (from 31/10/18 – 31/10/19) Marie Stopes UK has had over 5,800 clients visit the Manchester Centre for abortion consultation, counselling, abortion treatment, and post-abortion contraception appointments. The impact of a PSPO on this group will be Positive given that women as a group are disproportionately adversely affected by the behaviours the PSPO seeks to address. The PSPO will safeguard and facilitate and allow women to access the clinic without fear of harassment or having to pass a group of protestors or a vigil. The council has to consider the rights of pregnant women to access health care and advice, free from harassment, intimidation, distress and being able to access services with dignity and privacy and it is clear the activities taking place outside the clinic among the groups is having a detrimental impact on the services users lives.</p> <p>The Council have engaged with both groups over the last 18 months and offered a number of alternatives such as mediation. During discussions, the pro-life groups have advised one of the key reasons they gather outside the clinic is so they can offer support, help and counselling to the women accessing the clinic and offer them alternatives to a termination. The Council has considered this representation, but as part of our investigation we have also worked closely with the clinic who have advised that alternatives to a termination are always discussed and considered as part of the counselling and advice services users access with trained staff at the point of accessing services. As far as the Council is aware, the people engaged in Pro-life or Pro-choice protests are not trained to offer counselling. The clinic is obliged to offer non-directive counselling, from trained counsellors, as part of the Required Standard Operating Procedures (RSOPs) which govern it.</p>
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There are a range of regulated professional and voluntary services available that exist to support and help pregnant women who are experiencing crisis (such as domestic abuse, exploitation, sexual assault or financial hardship). The council will always seek to support women who are affected by these issues. However, the evidence overwhelmingly that the council has obtained during the investigation and consultation, is that the women accessing the clinic do not want to be approached when accessing the clinic or leaving the clinic, some women have reported this to be particularly distressing.

The council hopes that the prohibitions in the PSPO will deter and ensure the behaviour from the groups is negated.

This order will affect the protected characteristic for Gender due to pregnancy but will support and help the vast majority of women accessing the services and ensure they can access services free from harassment, intimidation and with privacy.

Each behaviour / requirement has been considered in relation to any discrimination or disproportionate impact;

- Protesting, namely engaging in any act of approval / disapproval or attempted act of approval / disapproval, with respect to issues related to abortion services by any means. This includes but is not limited to graphic, verbal or written means, prayer or counselling – The impact of this prohibition will be positive, as women accessing the services will not have to witness or be intimidated or harassed by protestors outside the clinic which is distressing and impacts on women accessing the services the clinic offers.
- Interfering, or attempting to interfere, whether verbally or physically, with a staff member or service user of the Centre – The impact of this prohibition on women accessing the services of the clinic will be positive, as women will be allowed to freely enter and leave the clinic and not be in fear of intimidation or harassment from protestors, with their privacy respected.
- Intimidating or harassing, or attempting to intimidate or harass, a staff member or service user of the Centre - The impact of this prohibition on women accessing the services of the clinic will be positive, as women will be allowed to freely enter and leave the clinic

	<p>and not be in fear of intimidation or harassment from protestors, with their privacy respected.</p> <ul style="list-style-type: none"> - Recording or photographing a staff member or service user of the Centre - The impact of this prohibition on women accessing the services of the clinic will be positive, as women will be allowed to freely enter and leave the clinic and not be in fear of intimidation or harassment from protestors, with their privacy respected. - Displaying any text or images relating directly or indirectly to the termination of pregnancy; or Distributing any text or images relating directly or indirectly to the termination of pregnancy; or Playing amplified music, voice or audio recordings with respect to the approval or disapproval of abortion services - The impact of this prohibition on women accessing the services of the clinic will be positive, as women will be allowed to freely enter and leave the clinic and not be in fear of intimidation or harassment from protestors, with their privacy respected. - Any person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon request of that Authorised Person, provide their name, address and date of birth to that Authorised Person. The terms of the PSPO apply to all genders. Gender is not a factor when considering any enforcement decisions and therefore this requirement means there will be no disproportionate impact on Gender. - A person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon valid request of an Authorised Person or Constable, leave the Restricted Area within a reasonable time as specified in writing by that Authorised Person and not return within 24 hours. The terms of the PSPO apply to all genders. Gender is not a factor when considering any enforcement decisions and therefore this requirement means there will be no disproportionate impact on Gender.
Which action plans have	Service Plans: Awareness raising regarding the PSPO, development of partnership PSPO enforcement guidance and staff training

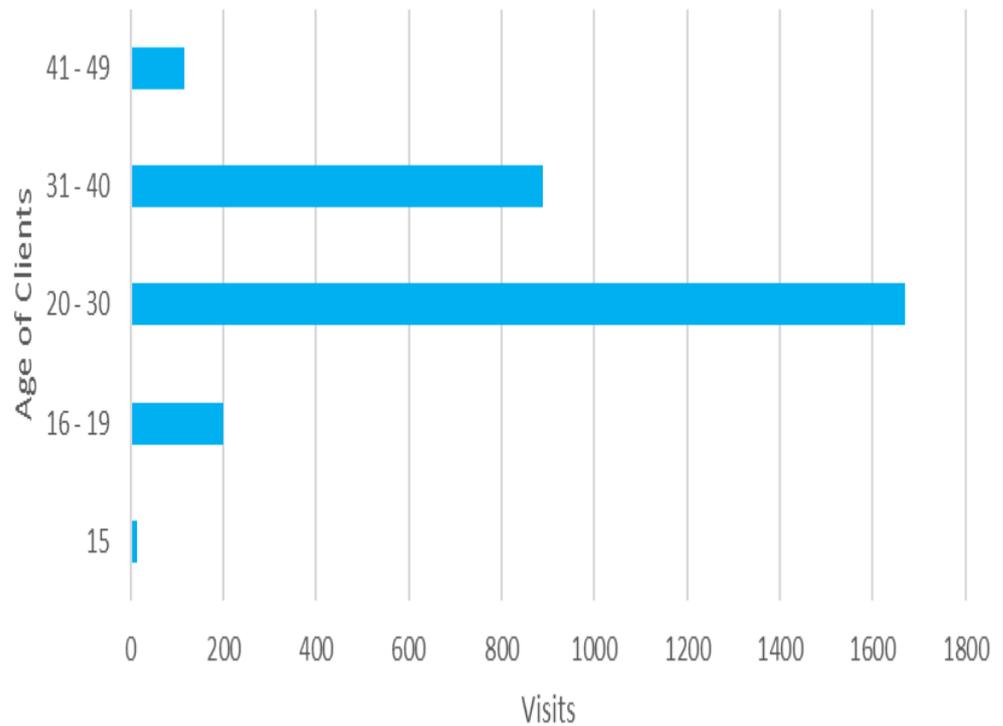


Figure 1. Client age range across 2,889 visits to Marie Stopes Manchester Centre between 1/1/19 – 31/3/19

The PSPO is likely to have a positive impact on women of reproductive age who attend the clinic because the Order would restrict behaviours that have been reported as upsetting and distressing.

We do not hold any data in relation to the age of the individuals from the Pro-life and Pro-choice groups who attend outside the clinic in order to protest and/or hold vigils, or those living in the immediate locality, or staff members. The Council understands that these groups are made up of a diverse range of ages.

The Council believes the behaviours involved in the protests or ‘vigils’ cause or are likely to cause a detrimental impact to people, including women of reproductive age, regardless of their age and therefore there is no disproportionate negative impact of introducing and enforcing a PSPO. The Pro-life and Pro-choice groups/individuals are free to continue their protests and/or vigils anywhere outside of the relatively small restricted area and as a result the impact on them by reason of age is likely to be neutral.

Save for children, age is not a factor that will influence any enforcement decisions. The Council’s approach is not to take PSPO enforcement action

against children aged 10 – 17 years. If a child was engaged in any of the behaviours described an alternative supportive and if appropriate safeguarding response would be followed. There will be no disproportionate impact because the investigation has never found children involved in any of the behaviours detailed in the PSPO.

Although the order will not have a discriminatory or disproportionate impact by reason of Age any possible impact will be minimised through officer training and awareness. Prior to authorisation all officers will be trained to enforce the order fairly and proportionately.

Each behaviour / requirement has been considered in relation to any discrimination or disproportionate impact;

- Protesting, namely engaging in any act of approval / disapproval or attempted act of approval / disapproval, with respect to issues related to abortion services by any means. This includes but is not limited to graphic, verbal or written means, prayer or counselling – There is no disproportionate impact on age.
- Interfering, or attempting to interfere, whether verbally or physically, with a staff member or service user of the Centre – There is no disproportionate impact of age.
- Intimidating or harassing, or attempting to intimidate or harass, a staff member or service user of the Centre – There is no disproportionate impact on age.
- Recording or photographing a staff member or service user of the Centre – There is no disproportionate impact on age.
- Displaying any text or images relating directly or indirectly to the termination of pregnancy – There is no disproportionate impact on age.
- Distributing any text or images relating directly or indirectly to the termination of pregnancy – There is no disproportionate impact on age.
- Playing amplified music, voice or audio recordings with respect to the approval or disapproval of abortion services – There is no disproportionate impact on age.
- Any person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon

	<p>request of that Authorised Person, provide their name, address and date of birth to that Authorised Person – There is no disproportionate impact on age.</p> <ul style="list-style-type: none"> - A person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon valid request of an Authorised Person or Constable, leave the Restricted Area within a reasonable time as specified in writing by that Authorised Person and not return within 24 hours. There is no disproportionate impact on age.
<p>Which action plans have these actions been transferred to?</p>	<p>Service Plans: Awareness raising regarding the PSPO, development of partnership PSPO enforcement guidance and staff training.</p>

<p>Does your analysis indicate a disproportionate impact relating to sexual orientation?</p>	Y	N	
		X	
<p>Please describe the nature of any disproportionate impact/s</p> <p>Please indicate what actions will be taken to</p>	<p>There is no evidence to suggest that lesbian, gay or bi-sexual people are disproportionately represented within any group that will be affected by the PSPO. Although an order will not impact on Sexual Orientation – we will ensure any possible impact is minimised and Authorised officers are given training to enforce any order fairly and proportionately.</p> <p>Each behaviour / requirement has been considered in relation to any discrimination or disproportionate impact;</p> <ul style="list-style-type: none"> - Protesting, namely engaging in any act of approval / disapproval or attempted act of approval / disapproval, with respect to issues related 		

address these

to abortion services by any means. This includes but is not limited to graphic, verbal or written means, prayer or counselling – this prohibition does not create a disproportionate impact on sexual orientation.

- Interfering, or attempting to interfere, whether verbally or physically, with a staff member or service user of the Centre - this prohibition does not create a disproportionate impact on sexual orientation.
- Intimidating or harassing, or attempting to intimidate or harass, a staff member or service user of the Centre - this prohibition does not create a disproportionate impact on sexual orientation.
- Recording or photographing a staff member or service user of the Centre - this prohibition does not create a disproportionate impact on sexual orientation.
- Displaying any text or images relating directly or indirectly to the termination of pregnancy – this prohibition does not create a disproportionate impact on sexual orientation.
- Distributing any text or images relating directly or indirectly to the termination of pregnancy – this prohibition does not create a disproportionate impact on sexual orientation.
- Playing amplified music, voice or audio recordings with respect to the approval or disapproval of abortion services - this prohibition does not create a disproportionate impact on sexual orientation.
- Any person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon request of that Authorised Person, provide their name, address and date of birth to that Authorised Person – this requirement does not create a disproportionate impact on sexual orientation.
- A person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon valid request of an Authorised Person or Constable, leave the Restricted Area within a reasonable time as specified in writing by that Authorised Person and not return within 24 hours – this requirement does not create a

	disproportionate impact on sexual orientation.
Which action plans have these actions been transferred to?	Service Plans: Awareness raising regarding the PSPO, development of partnership PSPO enforcement guidance and staff training.

Does your analysis indicate a disproportionate impact relating to religion and belief (including lack of religion or belief)?	Y	N	
	X		
<p>Please describe the nature of any disproportionate impact/s</p> <p>Please indicate what actions will be taken to address these</p>	<p>The analysis indicates a potential disproportionate impact on Religion and Belief.</p> <p>From the 2011 census City of Manchester residents identity as follows according to their religion or belief:</p> <ul style="list-style-type: none"> - 48.7% Christians - 24.7% Muslim - 1.1% Hindu - 0.8% Buddha - 0.5% Judaism - 0.5% Sikh - 0.5% Atheism <p>We do not hold any specific data relating to the religion or belief of residents, visitors to the PSPO area, staff members of the clinic or clinic users. We have some limited information regarding the represented groups.</p>		

In relation to the service users, some national monitoring by the BPAS in relation to religion and belief shows that in the five year period between 2013 – 2017 services users accessing abortion health care services identified as:

- 59% who identify as no religion
- 21% Christian
- 10% prefer not to say
- 4.5% Muslim
- 2% Hindu
- 1% Sikh

This data highlights that a large proportion of women accessing the clinic identified as 'No religion' this is in contrast to the Manchester figures which does not record this. While the number of those who are identified as Christian is around half the amount of Manchester's residents, it is accepted that most people accessing the clinic are reluctant to disclose personal information. However, the information from the BPAS is useful when considering the type of activities outside the clinic, some which use Christian imagery and language in efforts to influence people leaving or arriving at the clinic. The figures suggest that most people accessing the clinic may not share the same faith or religious beliefs as those protesting or holding vigils.

When considering the views of Pro-choice groups, Sister Supporter, one of the key prochoice groups, states on their website '*We are not anti-religion, nor are we pro-abortion. We are, however, opposed to anyone, with any agenda, placing themselves outside health facilities in order to discourage or deter access. This includes religious groups conducting prayer vigils in the immediate vicinity.*' For these reasons we would consider the effect of a PSPO on this group as neutral in relation to Religious and beliefs as a PSPO will lessen the groups need to attend the clinic.

Those who are part of the Pro-life groups and attend to engage in vigils and protests, we once again hold little information or data on, however it is understood from our engagement and research with those representing the Pro-life groups that most individuals identify as Christian and specifically Roman Catholic. 'The *Good Counsel Network*' state on their website "*They are Pro-life, faithful to catholic teaching. Striving to protect women and*

children from abortion. 'The 40 Days for Life' organisation are a Christian Pro-life organisation of affiliated groups which organises campaigns and groups to protest or have vigils outside or near abortion clinics.

The 40 Days for Life Code of Good Practice states that conduct at vigils should appeal to all Christian denominations and involves catholic prayers.

It is therefore, possible to conclude that the majority of people who visit the area to engage in Pro-life protests and vigils identify as Christian. The proposed PSPO would place restrictions on behaviours in the locality of the Wynnstay Grove clinic that are likely to disadvantage and indirectly discriminate against these groups and individuals.

The PSPO does not interfere with the ability of these groups/individuals to hold a religious belief. However, the primary prohibition on "protest" includes "any act of approval or disapproval, or attempted act of approval or disapproval, with respect to issues related to abortion services by any means". The draft makes express reference to "prayer" as being included when it occurs as a form of protest as defined in the PSPO. As a result the proposed PSPO does not create a blanket ban on "prayer", the primary restriction is on abortion related "protest" which is further defined in the order and this restriction is not connected to any religious belief.

The council is required to balance the competing rights of those individuals who visit an area to express their religious views and beliefs against the rights of people who have experienced or likely to experience a detrimental effect associated with the behaviours involved in such an expression. Human Rights considerations are detailed separately within the Committee report.

A PSPO will have a positive impact on those accessing the clinic for healthcare services, staff members and others within the locality. An order will restrict behaviours which have caused or are likely to cause a detrimental effect inside the restricted area which is relatively small in scope. There are no restrictions on these groups/individuals outside the restricted area

Any indirect discrimination is justified by reason of the need to balance the competing rights. The proposed PSPO is limited in both its terms and its geographical scope and is a proportionate and necessary response to the

	<p>detrimental effect being caused.</p> <p>The Council undertakes to complete a review of the PSPO 6 months after any enforcement commences to include the disproportionate impact on religion and belief.</p> <p>As set out above, all of the prohibitions and requirements of the PSPO may indirectly discriminate on grounds of religion and belief. It is likely that these prohibitions and requirements are most relevant to the Pro-life Christian groups. It is anticipated that if the PSPO is introduced the Pro-choice groups, particularly Sister Supporter, would consider there was a lesser need to have presence in the area. When balanced against the need to protect those accessing lawful healthcare, any indirect discrimination is both necessary and justified.</p>
Which action plans have these actions been transferred to?	Service Plans: Awareness raising regarding the PSPO, development of partnership PSPO enforcement guidance and staff training.

Does your analysis indicate a disproportionate impact relating to marriage or civil partnership ?	Y	N	
		X	
<p>Please describe the nature of any disproportionate impact/s</p> <p>Please indicate what actions will be taken to address these</p>	<ul style="list-style-type: none"> - The proposed PSPO will not directly or indirectly discriminate, or otherwise have a disproportionate impact on grounds related to marriage or civil partnership. Although an order will not have a discriminatory or disproportionate effect on this group, any possible impact will be minimised through officer training and awareness. Prior to authorisation all officers will be trained to enforce the order fairly and proportionately. <p>Each behaviour / requirement has been considered in relation to any discrimination or disproportionate impact;</p> <ul style="list-style-type: none"> - Protesting, namely engaging in any act of approval / disapproval or 		

	<p>attempted act of approval / disapproval, with respect to issues related to abortion services by any means. This includes but is not limited to graphic, verbal or written means, prayer or counselling – this prohibition does not create a disproportionate impact on marriage or civil partnership.</p> <ul style="list-style-type: none">- Interfering, or attempting to interfere, whether verbally or physically, with a staff member or service user of the Centre - – this prohibition does not create a disproportionate impact on marriage or civil partnership.- Intimidating or harassing, or attempting to intimidate or harass, a staff member or service user of the Centre - – this prohibition does not create a disproportionate impact on marriage or civil partnership.- Recording or photographing a staff member or service user of the Centre - – this prohibition does not create a disproportionate impact on marriage or civil partnership.- Displaying any text or images relating directly or indirectly to the termination of pregnancy – – this prohibition does not create a disproportionate impact on marriage or civil partnership.- Distributing any text or images relating directly or indirectly to the termination of pregnancy – this prohibition does not create a disproportionate impact on marriage or civil partnership.- Playing amplified music, voice or audio recordings with respect to the approval or disapproval of abortion services -- this prohibition does not create a disproportionate impact on marriage or civil partnership.- Any person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon request of that Authorised Person, provide their name, address and date of birth to that Authorised Person. This requirement does not create a disproportionate impact on marriage or civil partnership.- A person in a public place in the Restricted Area who an Authorised Person or Constable reasonably suspects of breaching any of the prohibitions or requirements in this Order shall, upon valid request of an Authorised Person or Constable, leave the Restricted Area within a reasonable time as specified in writing by that Authorised Person and not return within 24 hours. This requirement does not create a
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	disproportionate impact on marriage or civil partnership.
Which action plans have these actions been transferred to?	Service Plans: Awareness raising regarding the PSPO, development of partnership PSPO enforcement guidance and staff training.

4. EIA Action Plan

Service / Directorate lead: Samantha Stabler, Community Safety Lead

Strategic Director: Fiona Worrall, Strategic Director - Neighbourhoods

Actions identified from EIA	Target completion date	Responsible Officer	Is this action identified in your Directorate Business Plan and / or Equality Action Plan? (Yes / No / n/a)	Comments
Development of officer training plan	October	Samantha Stabler	N/A	This EIA is part of the Equality Action Plan. This action is part of the service plan.
Development of officer enforcement guidance	October	Samantha Stabler	N/A	This EIA is part of the Equality Action Plan. This action is part of the service plan.
Officer training	November	Samantha Stabler	N/A	This EIA is part of the Equality Action Plan. This action is part of the service plan. Linked to relevant guidance, policies

Actions identified from EIA	Target completion date	Responsible Officer	Is this action identified in your Directorate Business Plan and / or Equality Action Plan? (Yes / No / n/a)	Comments
				procedures and this EIA.
Review the feasibility of capturing equality data	3 months from the date enforcement commences	Samantha Stabler	N/A	This EIA is part of the Equality Action Plan. This action is part of the service plan.

5. Director level sign off

Name: Fiona Worrall, Strategic Director - Neighbourhoods	Date:
Directorate: Neighbourhoods Directorate	Signature:

NB: Sign-off must be in the form of an actual signature; not an emailed authorisation.