

APPENDIX 5 – EQUALITIES IMPACT

STOCKPORT EXCHANGE – IN PRINCIPLE USE OF COMPULSORY PURCHASE POWERS IN RESPECT OF 72/74 WELLINGTON ROAD SOUTH, STOCKPORT

1. EQUALITIES IMPACT

- 1.1. Section 149 of the Equalities Act 2010 created the public sector equality duty (“Public Sector Equality Duty”).
- 1.2. Section 149 states:-
 - (1) A public authority must, in the exercise of its functions, have due regard to the need to:
 - (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
 - (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
 - (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
- 1.3. Paragraph 6 of the CPO Guidance also confirms that in exercising their compulsory purchase and related powers (e.g. powers of entry), acquiring authorities must have regard to the effect of any differential impacts on groups with protected interests.
- 1.4. In deciding whether to resolve to make the CPO and in negotiations with those with an interest in the site, the Council must pay due regard to its Public Sector Equality Duty, as set out in section 149 of the Equalities Act 2010 (summarised above).
- 1.5. An Equalities Impact Assessment will be undertaken on the potential impact of the CPO and any necessary mitigation strategy, to ensure that due regard is taken of the Council's Public Sector Equalities Duty. The Equalities Impact Assessment will be kept under review and the result of any update will be presented to the Cabinet when seeking authorisation to make the CPO. The Equalities Impact Assessment will inform any ongoing decisions in respect of the Scheme, in addition to any negotiations with those with an interest in the Site.