

# OFFICIAL NHS Greater Glasgow and Clyde Equality Impact Assessment Tool

Equality Impact Assessment is a legal requirement as set out in the Equality Act (2010) and the Equality Act 2010 (Specific Duties)(Scotland) regulations 2012 and may be used as evidence for cases referred for further investigation for compliance issues. Please refer to the EQIA Guidance Document while completing this form. Please note that prior to starting an EQIA all Lead Reviewers are required to attend a Lead Reviewer training session or arrange to meet with a member of the Equality and Human Rights Team to discuss the process. Please contact <u>alastair.low@ggc.scot.nhs.uk</u> for further details or call 0141 2014560.

### Name of Policy/Service Review/Service Development/Service Redesign/New Service:

Budget p	roposal for independe	nt sector care home placeme	nts			
Is this a:	Current Service	Service Development	Service Redesign 🗌	New Service	New Policy 🗌	Policy Review 🗌

Description of the service & rationale for selection for EQIA: (Please state if this is part of a Board-wide service or is locally driven).

What does the service or policy do/aim to achieve? Please give as much information as you can, remembering that this document will be published in the public domain and should promote transparency.

The budget that is changing is the Purchased Care Home budget. This is the largest single HSCP budget, has existed for decades and is reviewed each year by social work It is a budget that is utilised to fund nursing and residential care home placements for Glasgow citizens assessed as requiring long-term care who lack the means to fully self-fund. This is approximately 4,000 people at any given point in time.

Due to the reduction in demand, there will be roughly 40 less placement (to be confirmed) per calendar year. The reduction correlates with the covid-19 pandemic, however we will revisit demand and any unanticipated consequences when we revisit this EQIA in 6 months. Should demand change, then due consideration will be given. An anticipation is that demand may increase over the coming years and this is something that we will monitor closely in line with this EQIA. We don't anticipate any consequences on staffing as this proposal has been made as a result of the decline in demand.

Why was this service or policy selected for EQIA? Where does it link to organisational priorities? (If no link, please provide evidence of proportionality, relevance, potential legal risk etc.)

This budget proposal was selected to be EQIA assessed in order to understand if/any implications for individuals who fall into/identify as one of the nine protected characteristic groups. We wanted to understand if there are any implications for the budget proposal; any actions that we may need to take; and, if any gaps existed as we make the changes.

This budget is used to meet the HSCP's duty of care to individuals with an assessed need for long-term care.

The change in the budget poses no proportionate risks and no legal risks for the organisation.

Who is the lead reviewer and when did they attend Lead reviewer Training? (Please note the lead reviewer must be someone in a position to authorise any actions identified as a result of the EQIA)

Name:	Date of Lead Reviewer Training:
Stephen Fitzpatrick	N/A
Callum Lynch	03/03/2022

Please list the staff involved in carrying out this EQIA

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(Where non-NHS staff are involved e.g. third sector reps or patients, please record their organisation or reason for inclusion):

N/A

		Example	Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required
1.	What equalities information	A sexual health service	The change of the budget is not anticipated to have a significant	N/A
	is routinely collected from	collects service user	impact on protected groups. The programme has had an	
	people currently using the	data covering all 9	underspend for the last two years and this reduction will be in	
	service or affected by the	protected	line with recent demand.	
	policy? If this is a new	characteristics to enable		
	service proposal what data	them to monitor patterns	We will continue to monitor the potential impact of the reduction	
	do you have on proposed	of use.	in funding. Should the demand change	
	service user groups. Please			
	note any barriers to		Residential Care home providers will comply with equality	
	collecting this data in your		processes and gather equality information of service users.	
	submitted evidence and an		Furthermore through social work assessments and reviews,	
	explanation for any		demographic information and equality information is collected	
	protected characteristic		through these processes.	
	data omitted.			

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		Example	Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required
2.	Please provide details of how data captured has been/will be used to inform policy content or service design.         Your evidence should show which of the 3 parts of the General Duty have been considered (tick relevant boxes).         1) Remove discrimination, harassment and victimisation         2) Promote equality of opportunity         3) Foster good relations         between protected characteristics.         4) Not applicable	A physical activity programme for people with long term conditions reviewed service user data and found very low uptake by BME (Black and Minority Ethnic) people. Engagement activity found promotional material for the interventions was not representative. As a result an adapted range of materials were introduced with ongoing monitoring of uptake. (Due regard promoting equality of opportunity)	Not applicable as there is no service re-design. However we note the demographic profiles of service users which are overwhelmingly 65+ and overwhelmingly have multiple protected characteristics and meet the criteria. However we will continue to monitor this and take action should any unanticipated impacts arise. Furthermore, between social work assessments and reviews data will be captured of the demographic which will be monitored continuously. The EQIA will be revisited in 6 months and through monitoring of information captured we will look out for any potential impacts.	N/A
		Example	Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required
3.	How have you applied learning from research evidence about the experience of equality groups to the service or	Looked after and accommodated care services reviewed a range of research evidence to help promote	There is no specific engagement on this budget proposal with any groups. This will be something considered moving forward as part of a wider IJB budget-setting engagement process. In due course, the appropriate equality groups and stakeholders with be engaged with. This EQIA will be revisited in due course	N/A

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	Policy? Your evidence should show which of the 3 parts of the General Duty have been considered (tick relevant boxes). 1) Remove discrimination, harassment and victimisation 2) Promote equality of opportunity 3) Foster good relations between protected characteristics 4) Not applicable	a more inclusive care environment. Research suggested that young LGBT+ people had a disproportionately difficult time through exposure to bullying and harassment. As a result staff were trained in LGBT+ issues and were more confident in asking related questions to young people. (Due regard to removing discrimination, harassment and victimisation and fostering good relations).	to identify any actionable engagement required.	
		Example	Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required
4.	Can you give details of how you have engaged with equality groups with regard to the service review or policy development? What did this engagement tell you about user experience and how was this information used? Your evidence should show	A money advice service spoke to lone parents (predominantly women) to better understand barriers to accessing the service. Feedback included concerns about waiting times at the drop in service, made more difficult due to child care issues. As a result the	There is no specific engagement on this budget proposal with any groups. This will be something considered moving forward as part of a wider IJB budget-setting engagement process. In due course, the appropriate equality groups and stakeholders with be engaged with. This EQIA will be revisited in due course to identify any actionable engagement required.	N/A

#### OFFICIAL which of the 3 parts of the service introduced a General Duty have been home visit and telephone considered (tick relevant service which boxes). significantly increased uptake. 1) Remove discrimination, harassment and (Due regard to promoting victimisation equality of opportunity) 2) Promote equality of \* The Child Poverty opportunity (Scotland) Act 2017 requires organisations 3) Foster good relations to take actions to reduce between protected poverty for children in characteristics households at risk of low incomes. 4) Not applicable Service Evidence Provided Possible negative impact and Example **Additional Mitigating Action** Required Is your service physically An access audit of an Independent care homes will have their own organisational N/A 5. accessible to everyone? If outpatient physiotherapy policies to ensure that the service is physically accessible for this is a policy that impacts department found that service users. The budget proposal will not directly affect the on movement of service accessibility to service users. We recognise that the users were required to users through areas are negotiate 2 sets of heavy demographic likely to use the service will have physical disabilities. This is something that is monitored and managed there potential barriers that manual pull doors to need to be addressed? access the service. A through social work assessments and reviews. request was placed to There are no potential barriers to be assessed. Your evidence should show have the doors retained which of the 3 parts of the by magnets that could

#### OFFICIAL deactivate in the event of General Duty have been considered (tick relevant a fire. (Due regard to remove boxes). discrimination. 1) Remove discrimination, harassment and harassment and victimisation). victimisation 2) Promote equality of opportunity 3) Foster good relations between protected characteristics. 4) Not applicable Example Service Evidence Provided Possible negative impact and Additional Mitigating Action Required How will the service change Following a service It is noted that there has been less demand in the service over N/A 6. review, an information or policy development the past two years so the reduction brings in in line with the ensure it does not demand. However, should the demand increases then video to explain new discriminate in the way it procedures was hosted unanticipated impacts will be considered. The HSCP will communicates with service on the organisation's continue to communicate with independent care homes, there is users and staff? YouTube site. This was no redesign for the service simply a change in the volume. accompanied by a BSL Your evidence should show signer to explain service which of the 3 parts of the changes to Deaf service General Duty have been users. considered (tick relevant Written materials were boxes). offered in other 1) Remove discrimination, languages and formats. harassment and victimisation (Due regard to remove

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	<ul> <li>2) Promote equality of opportunity</li> <li>3) Foster good relations between protected characteristics</li> <li>4) Not applicable </li> <li>The British Sign Language (Scotland) Act 2017 aims to raise awareness of British Sign Language and improve access to services for those using the language. Specific attention should be paid in your evidence to show how the service</li> </ul>	discrimination, harassment and victimisation and promote equality of opportunity).		
	review or policy has taken note of this.			
7	Protected Characteristic		Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required
(a)	Age Could the service design or p disproportionate impact on pe age? (Consider any age cut-o service design or policy conte objectively justify in the evide segregation on the grounds o policy or included in the servi	eople due to differences in offs that exist in the ent. You will need to nce section any f age promoted by the	There are no anticipated impacts for service users based on their characteristic of age. Currently, overwhelmingly the age demographic of 65+ is using the nursing/residential care services funded by this budget. The budget ranges between both adult residential care and older people however service users will not be directly affected. The demand for these placements has reduced during the pandemic and the services will still be accessible for people despite their age and the service will continue. Furthermore, following assessment, and	N/A

		OT TOTAL	
	Your evidence should show which of the 3 parts of the General Duty have been considered (tick relevant boxes).	meeting the criteria, all those in need of support will receive it and their needs will be met. We will continue to monitor this and revisit to understand if there are any unanticipated impacts.	
	1) Remove discrimination, harassment and victimisation		
	2) Promote equality of opportunity		
	3) Foster good relations between protected characteristics.		
	4) Not applicable		
			<u> </u>
(b)	Disability	The service will still be available to individuals with disabilities and additional support requirements. The service is not being re-	N/A
	Could the service design or policy content have a	designed therefore they will be in receipt of the same level of	
	disproportionate impact on people due to the protected characteristic of disability?	care as at present. Independent care homes will have their own accessibility policies to ensure that those with physical and	
	Your evidence should show which of the 3 parts of the	mental disabilities are able to access the service. Any requirements based on someone's disability will be identified	
	General Duty have been considered (tick relevant boxes).	through the assessment processes and through social work and any required changes will be made. We know the demographic	
	1) Remove discrimination, harassment and	profile of service users overwhelmingly have disabilities and physical support requirements, therefore this is something that	
	victimisation	will be monitored for any unanticipated consequences.	
	2) Promote equality of opportunity		
	3) Foster good relations between protected characteristics.		
	4) Not applicable		

	Protected Characteristic	Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required
(c)	Gender Identity         Could the service change or policy have a disproportionate impact on people with the protected characteristic of gender identity?         Your evidence should show which of the 3 parts of the General Duty have been considered (tick relevant boxes).         1) Remove discrimination, harassment and victimisation         2) Promote equality of opportunity	There are no anticipated impacts on Gender identity as a result of the budget proposal. Gender identity is something considered within social work assessment, reviews and delivery of the service.	<u>N/A</u>
	<ul> <li>3) Foster good relations between protected characteristics</li> </ul>		
	4) Not applicable		
	Protected Characteristic	Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required
(d)	Marriage and Civil Partnership	No anticipated impact	N/A
	Could the service change or policy have a disproportionate impact on the people with the protected characteristics of Marriage and Civil Partnership?		

	Your evidence should show which of the 3 parts of the General Duty have been considered (tick relevant boxes).		
	1) Remove discrimination, harassment and victimisation		
	2) Promote equality of opportunity		
	3) Foster good relations between protected characteristics		
	4) Not applicable		
(e)	Pregnancy and Maternity	No anticipated impact	N/A
	Could the service change or policy have a disproportionate impact on the people with the protected characteristics of Pregnancy and Maternity?		
	Your evidence should show which of the 3 parts of the General Duty have been considered (tick relevant boxes).		
	1) Remove discrimination, harassment and victimisation		
	2) Promote equality of opportunity		
	3) Foster good relations between protected characteristics.		
	4) Not applicable		

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	Protected Characteristic	Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required		
(f)	Race         Could the service change or policy have a disproportionate impact on people with the protected characteristics of Race?         Your evidence should show which of the 3 parts of the General Duty have been considered (tick relevant boxes).         1) Remove discrimination, harassment and victimisation         2) Promote equality of opportunity         3) Foster good relations between protected characteristics         4) Not applicable	There are anticipated impacts on race from the budget proposal. Race is part of the social work assessment and reviews and it will be consistently monitored.	N/A		
(g)	Religion and Belief         Could the service change or policy have a         disproportionate impact on the people with the         protected characteristic of Religion and Belief?         Your evidence should show which of the 3 parts of the         General Duty have been considered (tick relevant         boxes).         1) Remove discrimination, harassment and         victimisation	Religious beliefs are supported through social work assessment, reviews and the delivery of the service. There are no anticipated impacts on service user's religion and belief from the budget proposal. Independent care homes will have their own policies on supporting service users regarding their religion and beliefs.	N/A		

		····	
	2) Promote equality of opportunity		
	3) Foster good relations between protected		
	characteristics.		
	4) Not applicable		
	Protected Characteristic	Service Evidence Provided	Possible negative impact and Additional Mitigating Action Required
(h)	Sex	There are to anticipated impacts on service users based on their sex. Whilst we recognise that woman are more likely to be in	N/A
	Could the service change or policy have a	receipt of care in 65+ residential homes, the level of care they	
	disproportionate impact on the people with the	receive is of the same standards as those not of the same sex.	
	protected characteristic of Sex?	The care is not provided by the HSCP and care homes will have	
	protected characteristic of Sex?	their own policies in place.	
	Your ovidence should show which of the 2 parts of the		
	Your evidence should show which of the 3 parts of the		
	General Duty have been considered (tick relevant boxes).		
	1) Demove discrimination, however, and		
	1) Remove discrimination, harassment and		
	victimisation		
	2) Promote equality of opportunity		
	3) Foster good relations between protected		
	characteristics.		
	4) Not applicable		
	lossesses		
(i)	Sexual Orientation	There is no anticipated impacts on service users based on their	N/A
(•)		sexual orientation. Sexual orientation is supported through social	
	Could the service change or policy have a	work reviews/assessment processes and the delivery of care.	
	disproportionate impact on the people with the	work reviews/assessment processes and the derivery of date.	
	aishi ahan mulare muhaci an me heahie with me		

### OFFICIAL protected characteristic of Sexual Orientation? Your evidence should show which of the 3 parts of the General Duty have been considered (tick relevant boxes). 1) Remove discrimination, harassment and victimisation 2) Promote equality of opportunity 3) Foster good relations between protected characteristics. 4) Not applicable Protected Characteristic Service Evidence Provided Possible negative impact and Additional Mitigating Action Required Socio – Economic Status & Social Class The change of the budget is not anticipated to have a significant We will revisit the EQIA in 6-12 (i) impact on protected groups. The programme has had an months to identify any unanticipated underspend for the last two years and this reduction will be in Could the proposed service change or policy have a impacts. disproportionate impact on the people because of their line with recent demand. We will continue to monitor the social class or experience of poverty and what potential impact of the reduction in funding. We also recognise mitigating action have you taken/planned? service users accessing the service have lower socio economic status and class, therefore we will revisit the EQIA and monitor The Fairer Scotland Duty (2018) places a duty on public any unanticipated consequences bodies in Scotland to actively consider how they can reduce inequalities of outcome caused by socioeconomic disadvantage in strategic planning. You should evidence here steps taken to assess and mitigate risk of exacerbating inequality on the ground of socio-economic status. (k) Other marginalised groups We have identified other marginalised groups and recognised N/A there are currently no anticipated consequences for any of them. We will continue to monitor this. How have you considered the specific impact on other

### OFFICIAL groups including homeless people, prisoners and exoffenders, ex-service personnel, people with addictions, people involved in prostitution, asylum seekers & refugees and travellers? Does the service change or policy development include The change of the budget is not anticipated to have a significant N/A 8. an element of cost savings? How have you managed impact on protected groups. The programme has had an this in a way that will not disproportionately impact on underspend for the last two years and this reduction will be in protected characteristic groups? line with recent demand. We will continue to monitor the potential impact of the proposed Your evidence should show which of the 3 parts of the funding and consider any unanticipated consequences. General Duty have been considered (tick relevant boxes). 1) Remove discrimination, harassment and victimisation 2) Promote equality of opportunity 3) Foster good relations between protected characteristics. 4) Not applicable Service Evidence Provided Possible negative impact and Additional Mitigating Action Required What investment in learning has been made to prevent Independent care homes have a responsibility for their own N/A discrimination, promote equality of opportunity and policy regarding supporting staff and their equality processes foster good relations between protected characteristic and training. There is no anticipated consequences on care groups? As a minimum include recorded completion homes ability to support staff with equalities and protected rates of statutory and mandatory learning programmes characteristic training. (or local equivalent) covering equality, diversity and human rights.

10. In addition to understanding and responding to legal responsibilities set out in Equality Act (2010), services must pay due regard to ensure a person's human rights are protected in all aspects of health and social care provision. This may be more obvious in some areas than others. For instance, mental health inpatient care or older people's residential care may be considered higher risk in terms of potential human rights breach due to potential removal of liberty, seclusion or application of restraint. However risk may also involve fundamental gaps like not providing access to communication support, not involving patients/service users in decisions relating to their care, making decisions that infringe the rights of carers to participate in society or not respecting someone's right to dignity or privacy.

The Human Rights Act sets out rights in a series of articles – right to Life, right to freedom from torture and inhumane and degrading treatment, freedom from slavery and forced labour, right to liberty and security, right to a fair trial, no punishment without law, right to respect for private and family life, right to freedom of thought, belief and religion, right to freedom of expression, right to freedom of assembly and association, right to marry, right to protection from discrimination.

Please explain in the field below if any risks in relation to the service design or policy were identified which could impact on the human rights of patients, service users or staff.

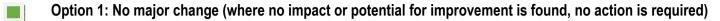
No anticipated consequences to service user's human rights on the basis of the budget proposal. The proposal has been reduced in line with the current demand and there are no anticipated consequences to protected groups. We will revisit and continue to monitor the impacts and revisit the EQIA in 6 months.

Please explain in the field below any human rights based approaches undertaken to better understand rights and responsibilities resulting from the service or policy development and what measures have been taken as a result e.g. applying the PANEL Principles to maximise Participation, Accountability, Non-discrimination and Equality, Empowerment and Legality or FAIR\*.

Further engagement processes, if required will be inclusive of the Panel Approach and take into consideration a human rights based approach. Engagement and consultation will seek to engage with protected characteristic groups and those with lived experience of the services. Furthermore, we will look at any unanticipated consequences on staff and those delivering the service.

- Facts: What is the experience of the individuals involved and what are the important facts to understand?
- Analyse rights: Develop an analysis of the human rights at stake
- Identify responsibilities: Identify what needs to be done and who is responsible for doing it
- Review actions: Make recommendations for action and later recall and evaluate what has happened as a result.

Having completed the EQIA template, please tick which option you (Lead Reviewer) perceive best reflects the findings of the assessment. This can be cross-checked via the Quality Assurance process:



Option 2: Adjust (where a potential or actual negative impact or potential for a more positive impact is found, make changes to mitigate risks or make improvements)

Option 3: Continue (where a potential or actual negative impact or potential for a more positive impact is found but a decision not to make a change can be objectively justified, continue without making changes)

Option 4: Stop and remove (where a serious risk of negative impact is found, the plans, policies etc. being assessed should be halted until these issues can be addressed)

11. If you believe your service is doing something that 'stands out' as an example of good practice - for instance you are routinely collecting patient data on sexual orientation, faith etc. - please use the box below to describe the activity and the benefits this has brought to the service. This information will help others consider opportunities for developments in their own services.

N/A

Actions – from the additional mitigating action requirements boxes completed above, please summarise the actions this service will be taking forward.	Date for completion	Who is responsible?(initials)
Dependant on the outcome of the proposed budget and decision there will be a consideration of the implementation and ongoing monitoring processes. We will be revisiting the EQIA in 6 months for review as a minimum to understand any unanticipated consequences, if any and ensure adequate actions are taking. Currently, there are no anticipated consequences to service users.	07/03/2022	

Ongoing 6 Monthly Review please write your 6 monthly EQIA review date:

Lead Reviewer: EQIA Sign Off: Name Job Title Signature Date

Once complete please e-mail a copy of the assessment to <u>alastair.low@ggc.scot.nhs.uk</u> for quality assurance (QA). Please note QA offers advice on content and is an optional process for HSCPs who can proceed directly to publication if required.

Name Job Title Signature Date



### NHS GREATER GLASGOW AND CLYDE EQUALITY IMPACT ASSESSMENT TOOL MEETING THE NEEDS OF DIVERSE COMMUNITIES 6 MONTHLY REVIEW SHEET

Name of Policy/Current Service/Service Development/Service Redesign:

### Please detail activity undertaken with regard to actions highlighted in the original EQIA for this Service/Policy

	Com	Completed	
	Date	Initials	
Action:			
Status:			
Action:			
Status:			
Action:			
Status:			
Action:			
Status:			

Please detail any outstanding activity with regard to required actions highlighted in the original EQIA process for this Service/Policy and reason for non-completion

	To be Cor	To be Completed by	
	Date	Initials	
Action:			
Reason:			
Action:			
Reason:			

Please detail any new actions required since completing the original EQIA and reasons:

	To be con	To be completed by	
	Date	Initials	
Action:			
Reason:			
Action:			
Reason:			

Please detail any discontinued actions that were originally planned and reasons:

Action:	
Reason:	
Action:	
Reason:	

Please write your next 6-month review date

Name of completing officer:

Date submitted:

Please email a copy of this EQIA to <u>alastair.low@ggc.scot.nhs.uk</u> or send to Equality and Human Rights Team, NHS Greater Glasgow and Clyde, JB Russell House, Gartnavel Royal Hospitals Site, 1055 Great Western Road, G12 0XH. Tel: 0141-201-4817.