

## Equality, Good Relations and Human Rights Screening Template

**\*\*\*Completed Screening Templates are public documents and will be posted on the Trust's website\*\*\***

See [Guidance Notes](#) for further background information on the relevant legislation and for help in answering the questions on this template (follow the links).

### **(1) Information about the Policy/Proposal**

(1.1) Name of the policy/proposal

Chaperone Policy

(1.2) Is this a new, existing or revised policy/proposal?

revised

(1.3) What is it trying to achieve (intended aims/outcomes)?

This policy establishes guidance for the use of chaperones and procedures that should be in place for consultations, examinations, investigations and treatment that are intimate and/or could be misinterpreted. It is intended to safeguard both patients and staff of all ages, gender, race and cultural background

(1.4) Are there any Section 75 categories (see list in 3.1) which might be expected to benefit from the intended policy/proposal?

No Specific 75 categories



(1.5) Who owns and who implements the policy/proposal - where does it originate, for example DHSSPS, HSCB?

**South Eastern Trust**

(1.6) Are there any factors that could contribute to/detract from the intended aim/outcome of the policy/proposal/decision? (Financial, legislative or other constraints?)

No

(1.7) Who are the internal and external stakeholders (actual or potential) that the policy/proposal/decision could impact upon? (staff, service users, other public sector organisations, , trade unions, professional bodies, independent sector, voluntary and community groups etc)

**This document applies to all health and social care professionals working in the South Eastern HSC Trust, including medical staff, nurses, midwives, health/social care assistants, allied health professionals, medical students, radiographers and complementary therapists working with individual patients in surgeries, clinic situations, wards, departments residential/day care settings and in the patient/client's home**

(1.8) Other policies with a bearing on this policy/proposal (for example regional policies) - what are they and who owns them?

**Guide on Consent for Examination, Treatment or Care (DHSSPSNI 2003**

## (2) Available evidence

Evidence to help inform the screening process may take many forms. What evidence/information (both qualitative and quantitative) have you gathered to inform this policy? Specify details for relevant Section 75 categories.

### *Details of evidence/information*

The use of chaperones was originally encouraged by the Ayling Inquiry in September 2004. This report was produced after an independent inquiry had reviewed the way the NHS dealt with allegations about the conduct of Clifford Ayling, a GP from Kent, who was convicted of 13 counts of indecent assault on female patients between 1991 and 1998 and was sent to prison for four years.

The Ayling Inquiry (2004) made a number of recommendations, about the use of chaperones in acute and primary care settings. These include: (i) patients should be able to choose whether to have a chaperone present; (ii) chaperoning should not be undertaken other than by trained staff (staff who have had training so that they understand the role of the chaperone); (iii) NHS trusts should develop a chaperoning policy; and (iv) breaches of the policy should be formally investigated through each trust's risk-management or clinical governance arrangements.

## (3) Needs, experiences and priorities

(3.1) Taking into account the information above what are the different needs, experiences and priorities of each of the Section 75 categories and for both service users and staff.

<b>Category</b>	<b>Needs, experiences and priorities</b>	
	<b>Service users</b>	<b>Staff</b>

Gender	Applicable to male and female	N/A
Age	N/A	N/A
Religion	N/A	N/A
Political Opinion	N/A	N/A
Marital Status	N/A	N/A
Dependent Status	N/A	N/A
Disability	N/A	N/A
Ethnicity	N/A	N/A
Sexual Orientation	N/A	N/A

(3.2) Provide details of how you have involved stakeholders, views of colleagues, service users and staff etc when screening this policy/proposal.

### Trust consultation

## (4) Screening Questions

You now have to assess whether the impact of the policy/proposal is major, minor or none. You will need to make an informed judgement based on the information you have gathered.

**(4.1) What is the likely impact of equality of opportunity for those affected by this policy/proposal, for each of the Section 75 equality categories?**

<b>Section 75 category</b>	<b>Details of policy/proposal impact</b>	<b>Level of impact? Minor/major/none</b>
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	<b>Services Users</b>	<b>Staff</b>	
Gender			NONE
Age			NONE
Religion			NONE
Political Opinion			NONE
Marital Status			NONE
Dependent Status			NONE
Disability			NONE
Ethnicity			NONE
Sexual Orientation			NONE

**(4.2) Are there opportunities to better promote equality of opportunity for people within Section 75 equality categories?**

<b>Section 75 category</b>	<b>Please provide details</b>
Gender	N/A
Age	N/A
Religion	N/A
Political Opinion	N/A
Marital Status	N/A
Dependent Status	N/A
Disability	N/A
Ethnicity	N/A
Sexual Orientation	N/A



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<b>(4.3) To what extent is the policy/proposal likely to impact on good relations between people of different religious belief, political opinion or racial group? minor/major/none</b>		
<b>Good relations category</b>	<b>Details of policy/proposal impact</b>	<b>Level of impact Minor/major/none</b>
Religious belief		None
Political opinion		None
Racial group		None

<b>(4.4) Are there opportunities to better promote good relations between people of different religious belief, political opinion or racial group?</b>	
<b>Good relations category</b>	<b>Please provide details</b>
Religious belief	N/A
Political opinion	N/A
Racial group	N/A

**(5) Consideration of Disability Duties**

**(5.1) How does the policy/proposal encourage disabled people to participate in public life and promote positive attitudes towards disabled people?**

N/A

## (6) Consideration of Human Rights

(6.1) Does the policy/proposal affect anyone's Human Rights?

Complete for each of the articles

Article	Positive impact	Negative impact = human right interfered with or restricted	Neutral impact
Article 2 – Right to life			x
Article 3 – Right to freedom from torture, inhuman or degrading treatment or punishment			x
Article 4 – Right to freedom from slavery, servitude & forced or compulsory labour			x
Article 5 – Right to liberty & security of person			x
Article 6 – Right to a fair & public trial within a reasonable time			x
Article 7 – Right to freedom from retrospective criminal law & no punishment without law			x
Article 8 – Right to respect for private & family life, home and correspondence.			x
Article 9 – Right to freedom of thought, conscience & religion			x
Article 10 – Right to freedom of expression			x
Article 11 – Right to freedom of assembly & association			x
Article 12 – Right to marry & found a family			x
Article 14 – Prohibition of discrimination in the			x



enjoyment of the convention rights			
1 <sup>st</sup> protocol Article 1 – Right to a peaceful enjoyment of possessions & protection of property			x
1 <sup>st</sup> protocol Article 2 – Right of access to education			x

**Please note: If you have identified potential negative impact in relation to any of the Articles in the table above, speak to your line manager and/or Equality Unit. It may also be necessary to seek legal advice.**

(6.2) Please outline any actions you will take to promote awareness of human rights and evidence that human rights have been taken into consideration in decision making processes.

N/A

## (7) Screening Decision

**(7.1) Given the answers in Section 4, how would you categorise the impacts of this policy/proposal?**

Major impact	
Minor impact	
No impact	x

**(7.2) Do you consider the policy/proposal needs to be subjected to ongoing screening**

Yes	
No	x

**(7.3) Do you think the policy/proposal should be subject to and Equality Impact Assessment (EQIA)?**



Yes	
No	x

(7.4) Please give reasons for your decision and detail any mitigation considered.

**(8) Monitoring**

Please detail how you will monitor the effect of the policy/proposal for equality of opportunity and good relations, disability duties and human rights?

N/A

Approved Lead Officer: Liz Campbell

Position: Safe and Effective care manager

Date: 06/02/17

Policy/proposal screened by: Liz Campbell

**Please forward completed schedule to:**

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