

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

Policy for Consent to Examination, Treatment or Care

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

Revised

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

The purpose of the policy (and associated guidance documents) is to ensure that the process of consent becomes properly focused on the rights of individuals and their relatives. The scope of this policy provides direction to relevant health and social care professionals within the Trust on good practice in obtaining consent for examination, treatment or care.

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

This will benefit all staff and service users in terms of the management of consent to examination, treatment and care



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

South Eastern H&SC 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)

The main stakeholders affected by this policy are patients and staff

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

- **Policy on Advance Directives**
 - **Policy on return or disposal of organs, limbs or digits**
 - **Policy on Photography and Video Recordings of Patients: Confidentiality and Consent, Copyright and Storage**
 - **Policy and Development/Presentation of Patient/Client Information Leaflets and Trust Documentation;**
 - **Care Pathway – Treatment without Blood Transfusion; and**
 - **Policy on the Access to Interpreting Services for People from a Minority Ethnic Background**
- Patient Information Policy**

(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.

<i>Details of evidence/information</i>
Trust wide consultation

(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.

Category	Needs, experiences and priorities	
	Service users	Staff
Gender	This policy is designed to meet the needs of both men and women	This policy is designed to meet the needs of both men and women
Age	This policy is designed to meet the needs of all ages	This policy is designed to meet the needs of all ages
Religion	This policy is designed to meet the needs of service users of all religions. The Trust will take into account differing religious opinions	This policy is designed to meet the needs of staff of all religions. The Trust will take into account differing religious opinions
Political Opinion	This policy is designed to meet the needs of service users of all political opinions	This policy is designed to meet the needs of staff of all political opinions
Marital Status	This policy is designed to meet the needs of service	This policy is designed to meet the needs of staff who

	users who are married, single, separated, divorced, widowed or have a partner of the opposite sex	are married, single, separated, divorced, widowed or have a partner of the opposite sex
Dependent Status	This policy is designed to meet the needs of all service users with or without dependents	This policy is designed to meet the needs of all staff with or without dependents
Disability	This policy is designed to meet the needs of all service users with or without disabilities. The Trust will assist service users who have a sensory disability through provision of alternative formats, sign language interpreter, etc	This policy is designed to meet the needs of all staff with or without disabilities. The Trust will assist staff who have a sensory disability through provision of alternative formats, sign language interpreter, etc
Ethnicity	This policy is designed to meet the needs of all service users from all ethnic backgrounds. The Trust will provide interpreters for those who do not speak English as a first language.	This policy is designed to meet the needs of all staff from all ethnic backgrounds. The Trust will provide interpreters for those who do not speak English as a first language.
Sexual Orientation	This policy is designed to meet the needs of all service users including those with same sex partners	This policy is designed to meet the needs of all staff including those with same sex partners

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

Draft policy was shared with relevant staff Trust-wide.

(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?

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

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

Section 75 category	Please provide details
Gender	None

Age	None
Religion	None
Political Opinion	None
Marital Status	None
Dependent Status	None
Disability	None
Ethnicity	None
Sexual Orientation	None

(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

Good relations category	Details of policy/proposal impact	Level of impact Minor/major/none
Religious belief	None	None
Political opinion	None	None
Racial group	The Trust will provide a face to face interpreters when required and provide information in alternate formats on request	None

(4.4) Are there opportunities to better promote good relations between people of different religious belief, political opinion or racial group?

Good relations category	Please provide details
Religious belief	None

Political opinion	None
Racial group	The Trust will provide a face to face interpreters when required and provide information in alternate formats on request

(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?

Not Applicable

(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 enjoyment of the convention rights			X
1 st protocol Article 1 – Right to a peaceful enjoyment of possessions & protection of property			X
1 st 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.

Trust Staff Training Strategy for Equality, Diversity and Human Rights



(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 an Equality Impact Assessment (EQIA)?

Yes	
No	X

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

The Trust has carried out an equality screening of the policy and has not identified a potential adverse impact for the nine equality categories. The Trust undertakes to monitor the application of the policy and review regularly.



(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?

This will be included in the departmental/internal/external audit arrangements for this policy.

Approved Lead Officer: Irene Low
Position: AD, Risk Management & Governance
Date: 9 November 2016
Policy/proposal screened by: Valerie Walker

Please forward completed schedule to:

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