



Fermanagh & Omagh
District Council
Comhairle Ceantair
Fhear Manach agus na hÓmaí

Local Development Plan 2030

Addendum to Equality Screening Report of the LDP Draft Plan Strategy

October 2020

Executive Summary

This document comprises an Addendum to the Draft Plan Strategy Equality Screening Report, October 2018, one of the plan documents prepared for Fermanagh and Omagh District Council's Local Development Plan (LDP) 2015 -2030.

All Representations received during the public consultation exercise held between 26 October and 21 December 2018, and the Council's response to them, are dealt with in the LDP Draft Plan Strategy Consultation Report. No representations were received in relation to the EqIA.

However, following consideration of the Representations received, the Council has recommended a number of 'proposed changes' to the published Draft Plan Strategy. These can be found in the Schedule of Proposed Changes, published alongside this document.

This report assesses these changes through the EqIA process comprising:

- Screening all the proposed changes to policies to identify whether there are any changes to the original screening process; and
- If necessary, to undertake an assessment of the changes that have not been screened out.

The findings are set out in this document in Table 1.

This addendum highlights if any of the proposed changes to the policies of the LDP Draft Plan Strategy have had any impact on the original screening assessment for the EqIA. Following consideration of the updated screening no implications on the overall EqIA of the Draft Plan Strategy were identified.

1. Introduction

- 1.1 The public consultation on the Draft Plan Strategy took place in October-December 2018 and as a result of that exercise the Council wishes to make certain changes to the LDP. All the changes proposed can be found in the 'Schedule of Proposed Changes' Report. The changes include some minor changes and some focussed changes as defined in DPPN 10 Submitting Development Plan Documents for Independent Examination. However, the majority of the changes do not fall within either of those categories but are changes which are considered to represent logical and rational amendments to a policy or policy clarification in response to representations received during the consultation period.
- 1.2 Those Proposed Changes relating to policies and related policy clarification require consideration in order to check if they alter the outcome of the screening process in the published EqIA Report. In particular, the screening process is to identify if any of the changes to policies are likely to have a negative impact on equality of opportunity and/or good relations on any Section 75 Group.
- 1.3 This document forms an Addendum to the October 2018 EqIA and identifies whether the outcomes of that report should be varied from those originally reported as a result of the LDP Proposed Changes. As such, this addendum should be read in conjunction with the EqIA which accompanied the published Draft Plan Strategy.
- 1.4 This Addendum includes the following:
 - Screening of the Proposed Changes to see if they 'materially' change (i.e. change what actions the LDP might inevitably lead to) what the EqIA assessed; and
 - Conclusions to clarify why a full EqIA is not required.

2. Statutory Requirements

- 2.1 Section 75 of the Northern Ireland Act 1998, requires all public authorities in carrying out their functions relating to Northern Ireland to have due regard to the need to promote equality of opportunity between :
 - persons of different religious belief, political opinion, racial group, age, marital status or sexual orientation;
 - men and women generally;
 - persons with a disability and persons without; and
 - persons with dependants and persons without.
- 2.2 In addition, without prejudice to the above obligation, public authorities must, in carrying out their functions relating to Northern Ireland, have regard to the desirability of promoting good relations between persons of different religious belief, political opinion or racial group.

- 2.3 The Disability Discrimination (NI) Order 2006 introduced new duties requiring all public authorities in carrying out their functions relating to Northern Ireland, to have due regard to the need to –
- promote positive attitudes towards disabled people; and
 - encourage participation by disabled people in public life.
- 2.4 By screening the proposed changes to policies, helps us identify any planning issues relating to our Local Development Plan and planning policy contained within it that are likely to have an impact on equality of opportunity and/or good relations.

3. Screening of Proposed Changes

- 3.1 During the Draft Plan Strategy consultation exercise held between 26 October and 21 December 2018, a total of 322 individual Representations raising 659 issues, were made in relation to the DPS and associated assessments. No issues were raised in relation to the EqIA. A copy of all representations received and the Council's response to them are dealt with in the LDP Draft Plan Strategy Consultation Report.
- 3.2 As a result of analysis and consideration of the representations received, the Council has recommended a number of Proposed Changes to the published Draft Plan Strategy. A list of these can be found in the Schedule of Proposed Changes.
- 3.3 All the Proposed Changes to policies relate to changes to the wording of a policy to improve its understanding or, in some minor instances, to address soundness issues and ensure the policy is correctly aligned with the regional policy contained in the Strategic Planning Policy Statement for Northern Ireland (SPPS). Some relate to introductory text, administrative text or to appendices that do not have any relationship to Section 75 groups. However, all have been recorded in Table 1 to provide a record that they have been considered. The minor editing changes are all corrections or minor amendments in the interests of consistency and are not considered further in this addendum.
- 3.4 A 'screening' of all the Proposed Changes to policies was undertaken to identify whether any Section 75 groups had *likely potential* to be impacted (positively or negatively) upon by the amended policy and if there was a different outcome to the assumptions made in the original EqIA screening process. Table 1 refers to the change or changes reference number(s) that apply to Draft Policies or other parts of the draft Plan Strategy. The corresponding details of these changes can be found in the 'Schedule of Proposed Changes'.

4. Conclusions

- 4.1 The proposed amendments to the Draft Plan Strategy (dPS) do not introduce any new policies, rather they represent logical and rational amendments to ensure coherence and consistency.
- 4.2 The aims and influence of the policies are unaltered either by or due to the policy amendments; nor is the overall 'Vision' for the District as set out in the dPS, affected.
- 4.3 Three policies (HOU08, OSR03 and HE01) have been deleted from the dPS, due to them being adequately addressed by other policies within the plan. Their omission does not affect the EqIA of the dPS.
- 4.4 In reassessing the amended policies against the EqIA screening process, the outcomes are unchanged from that originally identified and considered. The conclusions therefore remain unchanged from the original EqIA in that it is anticipated that the Draft Plan Strategy will have no adverse impact with regards to equality and is likely to have a positive impact on all Section 75 groups, both directly and indirectly, by contributing to economic growth and social progress.

Table 1 EqIA Screening of Proposed Changes to draft Plan Strategy

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|-----------------|--|---|--|
| PART ONE | | | |
| 1 | 2.0 Legal Status and Policy Context | No | The proposed amendment will not cause a differential impact on other Section 75 groups. |
| 2 | 3.0 Preparation Process, Consultation and Assessments | No | The proposed amendment will not cause a differential impact on other Section 75 groups. |
| 3,4 | 5.0 The Council's Vision and Strategic Growth Objectives | No | The proposed amendments will not cause a differential impact on other Section 75 groups. |
| 5 | Draft Policy SP01: Furthering Sustainable Development | No | This strategic policy applies to all development, and as such, should have positive benefits for all Section 75 groups. The proposed amendments will not cause a differential impact on other Section 75 groups. |
| 6,7 | Strategic Allocation of Land for Housing | No | The proposed amendments will not cause a differential impact on other Section 75 groups. |

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|-----------------|--|---|--|
| 8-12 | Draft Policy SP03: Strategic Allocation and Management of Housing Supply | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| PART TWO | | | |
| 13 | 1.0 Introduction | No | The proposed amendment to the text within the introduction will have no impact on Section 75 Groups. |
| 14 | Development and Design – Context and Justification | No | The proposed amendment will have no impact in terms of impact on Section 75 Groups. |
| 15,16 | Draft Policy DE01: General Amenity Requirements | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 17 | Draft Policy DE02: Design Quality | No | The proposed amendment will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 18 | Draft Policy DE03: Sustaining Rural Communities | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 19 | Draft Policy DE07: Advertisements | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 20 | Draft Policy DE08: Advertisements and the Historic Environment | No | The proposed amendments will have no different impact than the original policy in terms any impact on Section 75 Groups. |
| 21,22 | Draft Policy HOU01: Housing in Settlements Towns | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 23,24 | Draft Policy HOU03: Affordable Housing in Settlements | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 25 | Draft Policy HOU05: Shaping Our Houses and Homes | No | The proposed amendment will have no different impact than the original policy in terms of impact on Section 75 Groups. |

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|---------------|---|---|---|
| 26 | Draft Policy HOU06: Public Open Space in New Residential Developments | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 27,28 | Draft Policy HOU08: Annex Living | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 29 | Draft Policy HOU09: Rural Replacement Dwellings | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 30 | Draft Policy HOU10: Replacement of Other Rural Buildings | No | The proposed amendments will have no different impact than the original policy in terms any impact on Section 75 Groups. |
| 31 | Draft Policy HOU14: Rounding Off and Infilling | No | The proposed amendments will have no different impact than the original policy in terms of any impact on Section 75 Groups. |
| 32 | Draft Policy HOU17: Affordable Housing | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 33 | Draft Policy CF01: Community Facilities | No | The proposed amendments to the policy will not change the impact on any Section 75 groups. |
| 34,35 | Draft Policy OSR01: Protection of Open Space | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 36,37 | Draft Policy OSR02: Intensive Sports Facilities | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 38 | Draft Policy OSR03: Outdoor Recreation in the Countryside | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|---------------|--|---|---|
| 39,40 | Draft Policy OSR04: Protection of Lough Shores | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 41 | Draft Policy OSR05: Development Adjacent to a Main River | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 42 | Draft Policy RCA01: Rural Community Areas | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 43,44 | Draft Policy IB02: Loss of Industry and Business Uses | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 45 | Draft Policy IB03: Development incompatible with Economic Development Uses | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 46 | Draft Policy IB05: Farm Diversification | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|---------------|--|---|---|
| 47 | Draft Policy IB06: Agricultural and Forestry Development | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 48 | Draft Policy TCR04: Villages and Small Settlements | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 49,50 | Draft Policy TCR05: Petrol Filling Stations | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 51,52, 53 | Draft Policy TOU01: Protection of Tourism Assets and Tourism Development | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 54,55 | Draft Policy TOU02: Tourism Development in Settlements | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 56, 57 | Draft Policy TOU03: New Build Hotel, Guest House and Tourist Hostels outside Settlement Boundaries | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 58,59 | Draft Policy TOU04: Holiday Parks, Touring Caravan and Camping Sites | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 60-62 | Draft Policy MIN01: Minerals Development | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|---------------|--|---|---|
| 63 | Draft Policy MIN04: Unconventional Hydrocarbon Extraction – Policy Clarification | No | The proposed policy clarification amendment will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 64 | Historic Environment – Context and Justification | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 65-67 | Draft Policy HE01: Historic Environment Overarching | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 68-73 | Draft Policy HE02: Archaeology | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 74-78 | Draft Policy HE03: Listed Buildings and their Settings | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 79-82 | Draft Policy HE04: Conservation Areas | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 83-87 | Draft Policy HE05: Areas of Townscape Character (ATCs: and Areas of Village Character (AVCs) | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 88 | Draft Policy HE06: Historic Parks, Gardens and Demesnes | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 89,90 | Draft Policy HE07: Local Landscape Policy Areas (LLPAs) | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 91,92 | Draft Policy HE08: Enabling Development | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 93,94 | Draft Policy HE09: Change of Use, Conversion or Re-use of an Unlisted Locally | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|---------------|---|---|---|
| | Important Building or Vernacular building | | |
| 95 | Draft NE01: Nature Conservation | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 96 | Draft Policy NE02: Protected Species and their Habitats | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 97,98 | Draft Policy NE03: Other Habitats, Species or Features of Natural Heritage Importance | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 99,100 | Draft Policy L01: Development within the Sperrin AONB | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 101,102 | Draft Policy L02: Special Countryside Areas | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 103 | Draft Policy L03: Areas of High Scenic Value (AoHSV) | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 104 | Flood Risk Management – Context and Justification | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 105 - 107 | Draft Policy FLD01: Development in Floodplains | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 108 | Draft Policy FLD02: Development affected by Surface Water Flooding | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|---------------|--|---|---|
| 109 | Draft Policy FLD03: Development Using Sustainable Drainage Systems (SuDs) | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 110 | Draft Policy FLD04: Protection of Flood Defences and Drainage Infrastructure | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 111 | Draft Policy FLD05: Artificial Modifications of Watercourses | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 112-114 | Draft Policy FLD06: Development in Proximity to Reservoirs | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 115 | Renewable Energy – Context and Justification | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 116-122 | Draft Policy RE01: Renewable and Low Carbon Energy Generation | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 123 | Transportation – Context and Justification | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 124, 125 | Draft Policy TR01: Land Use, Transport and Accessibility | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 126,127 | Draft Policy TR02: Car Parks and Service Provision | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 128,129 | Draft Policy TR04: Protected Routes | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |

| Change | Location of Change | Will the proposed change impact on the aim of the Policy Group/Type or Policy? | Comments on likely impacts of the proposed changes. |
|--------------------------------|---|---|---|
| 130 | Draft Policy TR05: Safeguarding New Transport Schemes | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 131 | Draft Policy TR06: Disused Transport Routes | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 132 | Draft Policy WM01: Waste Management Facilities | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 133 | Draft Policy WM03: Development in the vicinity of Waste Management Facilities | No | The proposed amendments will have no different impact than the original policy in terms of impact on Section 75 Groups. |
| 134 | 7.0 MONITORING AND REVIEW | No | The proposed amendments will have no conceivable impact on Section 75 Groups. |
| 135 | Glossary | No | The proposed amendments to the glossary will have no conceivable impact on Section 75 Groups. |
| PART THREE - APPENDICES | | | |
| 136 | Appendix 1 | No | The proposed amendments will have no conceivable impact on Section 75 Groups. |
| 137 | Appendix 5 | No | The proposed amendments will have no conceivable impact on Section 75 Groups. |
| 138 | Appendix 7 | No | The proposed amendments will have no conceivable impact on Section 75 Groups. |