

## South Ayrshire Council

### Report by Head of Legal, HR and Regulatory Services to South Ayrshire Council (Special) of 25 January 2022

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**Subject: Authority to Use the Council's Coat of Arms**

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#### **1. Purpose**

- 1.1 The purpose of this report is to seek Council approval for the Council's Coat of Arms to be reproduced in a foreword to a book of Robert Burns' poems translated into Hindi.

#### **2. Recommendation**

##### **2.1 It is recommended that the Council:**

- 2.1.1 approves the authorisation of the reproduction of the Council's Coat of Arms in a foreword to a book of Robert Burns' poems translated into Hindi, and**
- 2.1.2 upon authority being granted, requests that the publication must state that the Coat of Arms is the property of South Ayrshire Council and is reproduced by permission.**

#### **3. Background**

- 3.1 Following a visit by the former Consul General of India to Scotland to Robert Burns' birthplace in Alloway, she was inspired to translate his poetry into Hindi . As well as increasing access to Burns' poems, the translation is intended to foster relations between India and Scotland.
- 3.2 Having first met Provost Helen Moonie in 2018, the Consul General, Anju Ranjan, approached the Provost to write a foreword to the book, and asked that the foreword include the Council's Coat of Arms. It is intended that once published, a copy of the book will be placed in the Burns Museum in Alloway.
- 3.3 In terms of the Council's Scheme of Delegation, paragraph 19 provides that authorisation of the use of the Council's Coat of Arms is reserved to Council.
- 3.4 The Council's Coat of Arms is registered in the Public Register of All Arms and Bearings in Scotland which affords it protection under the law of Scotland, misappropriation may be reported to the Procurator Fiscal of the Court of the Lord Lyon.

## **4. Proposals**

- 4.1 It is proposed that authority be granted in terms of paragraph 19 of the Scheme of Delegation referred to above, to incorporate the Council's Coat of Arms within a foreword to a book of Robert Burns' poems translated into Hindi by the former Consul General of India to Scotland, Anju Ranjan.
- 4.2 In the event that authority is granted, the publication must state that the Coat of Arms is the property of South Ayrshire Council and is reproduced by permission.

## **5. Legal and Procurement Implications**

- 5.1 The recommendations in this report are consistent with legal requirements
- 5.2 There are no procurement implications arising from this report.

## **6. Financial Implications**

- 6.1 Not applicable

## **7. Human Resources Implications**

- 7.1 Not applicable.

## **8. Risk**

### **8.1 *Risk Implications of Adopting the Recommendations***

- 8.1.1 There are no risks associated with adopting the recommendations.

### **8.2 *Risk Implications of Rejecting the Recommendations***

- 8.2.1 There are no risks associated with the rejection of the recommendations.

## **9. Equalities**

- 9.1 The proposals in this report have been assessed through the Equality Impact Assessment Scoping process. There are no significant potential positive or negative equality impacts of agreeing the recommendations and therefore an Equalities Impact Assessment is not required. A copy of the Equalities Scoping Assessment is attached as [Appendix 1](#).

## **10. Sustainable Development Implications**

- 10.1 ***Considering Strategic Environmental Assessment (SEA)*** - This report does not propose or seek approval for a plan, policy, programme or strategy or document otherwise described which could be considered to constitute a plan, programme, policy or strategy.

## 11. Options Appraisal

11.1 An options appraisal has not been carried out in relation to the subject matter of this report.

## 12. Link to Council Plan

12.1 The matters referred to in this report contribute to Commitment 5 of the Council Plan: Stand up for South Ayrshire/ Increase the profile and reputation of South Ayrshire and the Council.

## 13. Results of Consultation

13.1 There has been no public consultation on the contents of this report.

13.2 Consultation has taken place with Councillor Peter Henderson, Portfolio Holder for Corporate, and the contents of this report reflect any feedback provided.

## 14. Next Steps for Decision Tracking Purposes

14.1 If the recommendation above is approved by Members, the Head of Legal, HR and Regulatory Services will ensure that all necessary steps are taken to communicate the decision to the Consul General within the following timescales, with the completion status reported to the Leadership Panel in the 'Council and Leadership Panel Decision Log'

<i>Implementation</i>	<i>Due date</i>	<i>Managed by</i>
Communicate decision to former Consul General of India to Scotland, Anju Ranjan	31 January 2022	Service Lead – Democratic Governance

**Background Papers**    **None**

**Person to Contact**    **Wynne Carlaw, Service Lead – Democratic Governance**  
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**Date:**    **21 January 2022**

## South Ayrshire Council Equality Impact Assessment Scoping Template

Equality Impact Assessment is a legal requirement under the Public Sector Duty to promote equality of the Equality Act 2010. Separate guidance has been developed on Equality Impact Assessment's which will guide you through the process and is available to view here: [Equality Impact Assessment including Fairer Scotland Duty](#)

Further guidance is available here: [Assessing impact and the Public Sector Equality Duty: a guide for public authorities \(Scotland\)](#)

The Fairer Scotland Duty ('the Duty'), Part 1 of the Equality Act 2010, came into force in Scotland from 1 April 2018. It places a legal responsibility on Councils to actively consider ('pay due regard to') how we can reduce inequalities of outcome caused by socio-economic disadvantage, when making strategic decisions. See information here: [Interim Guidance for Public Bodies](#) in respect of the Duty, was published by the Scottish Government in March 2018.

### 1. Policy details

Policy Title	Special Council Coat of Arms
Lead Officer (Name/Position/Email)	Catriona Caves, Head of Legal, HR and Regulatory Services – catriona.caves@south-ayrshire.gov.uk

### 2. Which communities, groups of people, employees or thematic groups do you think will be, or potentially could be, impacted upon by the implementation of this policy? Please indicate whether these would be positive or negative impacts

Community or Groups of People	Negative Impacts	Positive impacts
Age – men and women, girls & boys	-	-
Disability	-	-
Gender Reassignment (Trans/Transgender Identity)	-	-
Marriage or Civil Partnership	-	-
Pregnancy and Maternity	-	-
Race – people from different racial groups, (BME) ethnic minorities and Gypsy/Travellers	-	-
Religion or Belief (including lack of belief)	-	-
Sex – gender identity (issues specific to women & men or girls & boys)	-	-
Sexual Orientation – person's sexual orientation i.e. LGBT+, lesbian, gay, bi-sexual, heterosexual/straight	-	-
Thematic Groups: Health, Human Rights & Children's Rights	-	-

**3. What likely impact will this policy have on people experiencing different kinds of social disadvantage? (Fairer Scotland Duty). Consideration must be given particularly to children and families.**

Socio-Economic Disadvantage	Negative Impacts	Positive impacts
Low Income/Income Poverty – cannot afford to maintain regular payments such as bills, food, clothing	-	-
Low and/or no wealth – enough money to meet Basic living costs and pay bills but have no savings to deal with any unexpected spends and no provision for the future	-	-
Material Deprivation – being unable to access basic goods and services i.e. financial products like life insurance, repair/replace broken electrical goods, warm home, leisure/hobbies	-	-
Area Deprivation – where you live (rural areas), where you work (accessibility of transport)	-	-
Socio-economic Background – social class i.e. parent’s education, employment and income	-	-

**4. Do you have evidence or reason to believe that the policy will support the Council to:**

General Duty and other Equality Themes Consider the ‘Three Key Needs’ of the Equality Duty	Level of Negative and/or Positive Impact (High, Medium or Low)
Eliminate unlawful discrimination, harassment and victimisation	Low
Advance equality of opportunity between people who share a protected characteristic and those who do not	Low
Foster good relations between people who share a protected characteristic and those who do not. (Does it tackle prejudice and promote a better understanding of equality issues?)	Low
Increase participation of particular communities or groups in public life	Low
Improve the health and wellbeing of particular communities or groups	Low
Promote the human rights of particular communities or groups	Low
Tackle deprivation faced by particular communities or groups	Low

**5. Summary Assessment**

<b>Is a full Equality Impact Assessment required?</b> (A full Equality Impact Assessment must be carried out if impacts identified as <b>Medium and/or High</b> )	<input type="checkbox"/> <b>YES</b>  <input checked="" type="checkbox"/> <b>NO</b>
<b>Rationale for decision:</b>	
<p><b>This report seeks authority to use the Council’s Coat of Arms in a foreword to a book of Burns’ poems translated into Hindi and is not expected to have a significant impact.</b></p>	
<b>Signed :</b> Catriona Caves	<b>Head of Service</b>
<b>Date:</b> 19 January 2022	