

Public Prosecution Service for Northern Ireland

Equality Action Plan 2022/23 – 2023/24



Public
Prosecution
Service

Independent, Fair and Effective

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PPS Purpose

We will provide an independent, fair and effective prosecution service for the people of Northern Ireland. We will act impartially and in the interests of justice at all times, applying the highest professional standards and treating everyone fairly and with respect.

We are at the heart of the criminal justice system and will work with partners to build a safer community in which we respect the law and each other. We will strive to deliver a modern, innovative and transparent service that shows compassion and understanding towards victims of crime while meeting our obligation to ensure fairness to all.

- **Independence**

The Service will be wholly independent of both police and Government; its decisions will be impartial, based on an independent and impartial assessment of the available evidence and the public interest.

- **Fairness**

All actions will be undertaken with complete impartiality, to the highest ethical and professional standards. All persons, including those accused of offences, will be treated fairly. All victims and witnesses will be treated with respect and sensitivity.

- **Effectiveness**

All prosecution decisions will be taken and every prosecution conducted in an effective and efficient manner. We will provide value for money, while delivering a timely and quality service.

Introduction

Section 75 of the Northern Ireland Act

Section 75 of the Northern Ireland Act 1998 requires public authorities to have due regard to the need to promote equality of opportunity and regard to the desirability of promoting good relations across a range of categories outlined in the Act. The Public Prosecution Service for Northern Ireland (PPS) is fully committed to the promotion of equality and good relations, as set out in the Act.¹

The Service works with its criminal justice partners as part of the Criminal Justice System Northern Ireland (CJSNI) to tackle inequalities across the categories specified under Section 75 and to build good relations between persons of differing beliefs, political opinion or racial group. This is achieved through a range of operational mechanisms and policies, and through working in partnership with key stakeholders in the statutory and voluntary and community sectors.

The Public Prosecution Service

The PPS is the principal prosecuting authority in Northern Ireland. In addition to taking decisions as to prosecution in cases investigated by the police in Northern Ireland, it also considers cases investigated by other statutory authorities, such as HM Revenue and Customs.

The primary role of the PPS is to reach decisions to prosecute or not to prosecute and to have responsibility for the conduct of criminal proceedings. A range of additional services are available which have been designed to enhance the effectiveness of the Service, including the provision of prosecutorial and pre-charge advice and an enhanced service to victims and witnesses.

A range of options are also available for dealing with offenders other than through prosecution. These options include informed warnings, cautions and youth conferencing. Prosecutors may also

¹ It should be noted that matters relating to the prosecution of offences are excluded from Section 75 by Section 38 of the Justice (Northern Ireland) Act 2002.

refer offenders to the National Driver Alertness Scheme or to a Community Based Restorative Justice Scheme.

PPS Equality Structures

As part of the commitment to our Section 75 obligations, the Management Board has appointed the Senior Assistant Director for Resources and Change as Equality Champion for the Service, whose role is to oversee all aspects of the process. The Equality Champion is accountable to the Management Board and the Director.

The Equality Champion also chairs the Equality and Diversity Steering Group (EDSG), which is made up of representatives from across the Service's business areas, including volunteer staff members with an interest in equality issues. The group meets on a quarterly basis and monitors progress towards meeting the PPS's equality and diversity agenda, in particular ensuring that Section 75 obligations are fulfilled. EDSG reports regularly to the PPS Management Board and maintains responsibility for ensuring that Equality Action Plan objectives are implemented.

The Equality and Governance Officer, working within the PPS Policy and Information Unit, has day to day responsibility for co-ordinating Section 75 statutory obligations across the PPS. The Equality and Governance Officer also takes a lead role in the promotion and embedding of an equality culture within the PPS, raising awareness of Section 75 through induction or other appropriate training provision, ensuring that the Service's working arrangements and policies engender equality best practice. Both the Equality and Governance Officer and the Head of Policy and Information sit on the EDSG.

All senior managers across the PPS are responsible for ensuring that Section 75 obligations are fully complied with in developing, reviewing and implementing policy decisions within their remit.

The Equality Champion represents the PPS on the Diversity Champions Network (DCN), which brings together senior representatives from across the NI Civil Service and which aims to drive forward the equality and diversity agenda across the system.

The Equality and Governance Officer also sits on the Criminal Justice Equality Network, the purpose of which is to explore cross-sector equality issues.

About this Action Plan

This Action Plan has been produced in accordance with the commitments set out in the PPS's Equality Scheme and has been subject to public consultation. It is based on an assessment by the Service of those areas where outcomes could be improved in terms of our Section 75 responsibilities.

The PPS Equality Action Plan is normally aligned with the Service's business planning cycle; that is, it will usually cover a three-year period, mirroring the PPS Corporate Plan.

For the 2022/23 and 2023/24 financial years, the focus of corporate planning is restricted to single years, with separate business plans produced annually in April. This is driven by the current budgetary position where a multi-year funding settlement has not been agreed.

In light of this, the Service has also developed a two-year Equality Action Plan to the end of March 2024.

Next Steps

The PPS will monitor progress on the delivery of its action measures and update the plan as necessary to ensure that it remains effective and relevant to its functions and duties.

While the Service will work to meet the specific deliverables set out in this plan, efforts to promote equality across the Section 75 categories will continue in all aspects of the Service's business.

The PPS will also report formally to the Equality Commission as part of its Annual Progress Report.

**PPS Action Plan
2022/23 – 2023/24**

PPS Priority 2:

Building confidence in the independence, fairness and effectiveness of the Service

Outcome	Action Measures	Performance Indicator	Section 75 Group impacted upon	Responsibility for taking actions forward
1. Raised public awareness of the role of the PPS and the standard of services expected among S75 groups and the wider public	1.1 Through outreach events and meetings, staff will take every opportunity to address the perceptions of people in affected S75 groups about Hate Crime and the prosecution of offenders, and to explain the PPS role in the overall criminal justice process. ²	Increased awareness of the PPS (NI Life and Times Survey).	All Section 75 groups.	SAD Serious Crime and Regions / SAD Resources and Change (All Assistant Directors / Head of Policy and Information)
	1.2 PPS website to maintain improved access to information and policies and better signposting to services.	Monitoring of website usage.	All Section 75 groups.	SAD Resources and Change (Head of ICT / Head of Communications)
	1.3 Release of information and key updates via social media.	Monitoring of social media interaction.	All Section 75 groups.	SAD Resources and Change (Head of Communications)

² Events in which the PPS will participate annually over this period will include the Belfast Pride and Mela festivals.

Outcome	Action Measures	Performance Indicator	Section 75 Group impacted upon	Responsibility for taking actions forward
1. Raised public awareness of the role of the PPS and the standard of services expected among S75 groups and the wider public (Continued)	1.4 Publication of Annual Rape / Sexual Offences statistics.	Publication of Annual Statistical Bulletins.	All Section 75 groups but in particular: Gender.	SAD Resources and Change (Head of Policy and Information)
	1.5 Publication of Annual Hate Crime / 'Aggravated by Hostility' statistics.	Publication of Annual Statistical Bulletins.	Race Disability Religion Sexual Orientation.	SAD Resources and Change (Head of Policy and Information)
	1.6 Respond to the findings of the Life and Times Survey, in particular public awareness of the PPS and its role among S75 groups and take action accordingly.	Publication of Annual Statistical Bulletins.	All Section 75 groups.	SAD Resources and Change (Head of Policy and Information)

Outcome	Action Measures	Performance Indicator	Section 75 Group impacted upon	Responsibility for taking actions forward
2. Increased satisfaction and confidence among S75 groups and members of the wider public	2.1 Consider findings of the annual Life and Times Survey with regards the public perception of the PPS in S75 groups, and in particular our fairness, effectiveness and impartiality, and take action accordingly.	Reports on findings of the PPS Life and Times Survey produced annually for review by the Management Board.	All Section 75 groups.	SAD Resources and Change (Head of Policy and Information)
	2.2 Monitor and assess feedback complaints from service users, including S75 data where available.	Feedback and complaints received from service users will be monitored in order to identify potential improvements in service delivery.	All Section 75 groups.	SAD Resources and Change (Head of Policy and Information)

Outcome	Action Measures	Performance Indicator	Section 75 Group impacted upon	Responsibility for taking actions forward
3. Improve the range of legal policy guidance available in respect of S75 groups, in consultation with our stakeholders	3.1 Publication for consultation of PPS Policy for Prosecuting Cases of Domestic Abuse.	Review and publication of consultation responses. Publication of final policy.	All Section 75 groups	SAD Resources and Change (Head of Policy and Information)
	3.2 Publication for consultation of PPS Policy for Prosecuting Sexual Offences.	Review and publication of consultation responses. Publication of final policy.	All Section 75 groups.	SAD Resources and Change (Assistant Director, Serious Crime Unit)
	3.3 Publication for consultation of PPS Policy for Prosecuting Cases Involving Stalking.	Review and publication of consultation responses. Publication of final policy.	All Section 75 groups.	SAD Resources and Change (Head of Policy and Information)

PPS Priority 3:
Meeting the needs of victims and witnesses

Outcome	Action Measures	Performance Indicator	Section 75 Group impacted upon	Responsibility for taking actions forward
4. Improved services, communication and support provided to victims and witnesses, across all Section 75 groups in Northern Ireland	4.1 Provide ongoing support for the Registered Intermediaries Scheme in the Crown and Magistrates' Courts.	The scheme will be monitored internally and issues escalated as appropriate - to inform DOJ's evaluation / key decisions in relation to the future direction of the scheme.	All Section 75 groups.	SAD Serious Crime and Regions / SAD Resources and Change (Regional Assistant Directors / Head of Policy and Information)
	4.2 Carry out needs assessments for all victims and witnesses and ensure that applications for special measures are made as required.	Percentage compliance as measured via internal monitoring.	All Section 75 groups but in particular: Age, Disability, Dependants.	SAD Serious Crime and Regions / SAD Resources and Change (Head of VWCU)
	4.3 Respond to findings from Criminal Justice Inspection's Reports.	Findings from the inspections to be reviewed by senior management, and issues addressed as appropriate via an action plan.	All Section 75 groups.	SAD Serious Crime and Regions / SAD Resources and Change (Head of Policy and Information / Head of VWCU)

PPS Strategic Priority 5
Supporting and Empowering our People

Outcome	Action Measures	Performance Indicator	Section 75 Group impacted upon	Responsibility for taking actions forward
5. Increased staff awareness in respect of equality, disability and diversity issues and the importance of promoting equality of opportunity	5.1 Provide mandatory e-learning training for all staff in Section 75 matters.	Percentage of available staff trained in Section 75 matters.	All Section 75 groups.	SAD Resources and Change (Line Managers)
	5.2 Provide 'Unconscious Bias' training for all new staff.	Percentage of new staff members trained in Section 75 matters.	All Section 75 groups.	SAD Resources and Change (Line Managers)
	5.3 Provide 'Unconscious Bias' refresher training as appropriate.	Number of staff receiving training.	All Section 75 groups.	SAD Resources and Change (Line Managers)

Annex 1 Action Rationale

This section details the underlying evidence identified to support each action described in the main section of this report.

Linked Outcome	Supporting Evidence	Inequality or issue to be addressed
<p>1. Raised public awareness of the role of the PPS and the standard of services expected among S75 groups and the wider public</p>	<p><u>The NI Life and Times Survey 2021</u></p> <p>In particular analysis of findings to Question 2:</p> <p><i>“Have you heard of the Public Prosecution Service for Northern Ireland “The PPS”?”</i></p>	<p>Increase awareness of the PPS, its role and services, among all S75 groups.</p> <p><i>Of the respondents, 87.2% had heard of the PPS. the age group 45-64 contained the largest proportion (96.6%) with those aged under 25 containing the lowest (62.9%). A higher proportion of males (90%) than females (84%) reported that they had heard of the PPS. A higher proportion of Protestants (91%) than Catholics (86%) also stated that they had heard of the PPS.</i></p>
<p>2. Increased satisfaction and confidence among S75 groups and members of the wider public</p>	<p><u>The NI Life and Times Survey 2021</u></p> <p>In particular analysis of findings to Question 4:</p> <p><i>“How confident are you that the PPS provides a fair and impartial prosecution service?”</i></p>	<p>Increase public confidence in the PPS.</p> <p><i>Sixty-one percent were very or fairly confident that the PPS provides a fair and impartial service. Those aged 65+ showed most confidence with 69.6% stating that they were either very or fairly confident. More than three fifths of Protestant respondents (63.5%) felt very or fairly confident. The proportion of Catholic respondents who were very or fairly confident was 57.9%.</i></p>

Linked Outcome	Supporting Evidence	Inequality or issue to be addressed
<p>2. Increased satisfaction and confidence among S75 groups and members of the wider public</p>	<p><u>PPS Complaints Database</u></p> <p>All complaints received from stakeholders and the public are recorded and monitored on an ongoing basis.</p>	<p>Improve understanding of key service delivery issues from a S75 perspective.</p> <p><i>The numbers of complaints dealt with by the PPS on an annual basis remains small (49 in 2021/22). However individual complainants can raise specific issues, for example in respect of the quality of correspondence (e.g. is it clear and easy to understand).</i></p>
<p>4. Improved services, communication and support provided to victims and witnesses, across all Section 75 groups in Northern Ireland</p>	<p><u>NI Victim and Witness Survey (NIVAWS) 2019/20</u></p> <p>The 2019/20 Survey included a range of questions in relation to the standards of information provision and services provided by the VWCU and the PPS as a whole. For example, questions address satisfaction levels with the information provided regarding particular needs and uptake in terms of referrals to the NSPCC's Young Witness Service.</p>	<p>The need to improve awareness of the Victim and Witness Care Unit.</p> <p><i>All respondents in 2019/20 were asked 'Have you heard of the Victim and Witness Care Unit'? 26% reported that they had heard of the VWCU while 74% had not.</i></p>

Linked Outcome	Supporting Evidence	Inequality or issue to be addressed
<p>5. Increased staff awareness in respect of equality and diversity issues and the importance of promoting equality of opportunity</p>	<p><u>NICS People Survey 2021</u></p> <p>The 2021 NICS People Survey included questions regarding staff members' experiences of discrimination on the basis of a range of S75 categories.</p>	<p>Provide opportunities to increase staff awareness / knowledge of equality and diversity and equal opportunities issues.</p> <p><i>Overall, 9% reported some form of discrimination over the previous 12 months (NICS 8%).</i></p>

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