

Human Rights Screening Tool

To be used by staff who have received human rights training

- Be alert to any possibility that services in the bid may **discriminate** against someone in the exercise of their rights.
- Legal advice may still be necessary.
- Things may change and you may need to reassess the situation.

What is the area of care being commissioned?
What is the objective of the bid?
Who will be affected by the bid?

Is the impact on human rights in regard to either:

- The right to life.
- The right to not be subjected to torture, inhuman or degrading treatment.

YES

NO

Will the bid result in an **interference** with any other human rights?

YES

Is there a legal basis for the interference?

- Only to the extent set out in the relevant Article.
or
- Only to the extent that it is necessary in a democratic society and proportionate to the legitimate aim, if allowed for in the relevant Article.

NO

YES

NO

Are any of the rights that are impacted subject to progressive realisation?

YES

Will acceptance of this bid maintain the status quo or increase fulfilment of these rights?

No

No

Yes

Bid is likely to be human rights compliant.

Bid is not likely to be human rights compliant.