



**Stand-by-me**  
Bereavement Support

# Equality & Diversity Policy

| Revision History |         |                                          |        |
|------------------|---------|------------------------------------------|--------|
| Version          | Date    | Revision description/ summary of changes | Author |
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Registered Charity number 1161035

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## 1.0. Policy Brief & Purpose

Stand-by-me Bereavement Services for Children (Stand-by-me) is committed to equality in its provision of services and in all its employment practices, policies and procedures. This includes recruitment, training, remuneration and promotion and equal terms and conditions of employment. It is committed to the creation of a non-discriminatory working environment.

This policy applies to employees whether part-time, full-time, fixed term or temporary, contractors, volunteers and trustees.

## 2.0. Statement of values

Stand-by-me aims to support bereaved children and young people in North Hertfordshire & Stevenage. We are committed to social justice and working with those who are most excluded and disadvantaged.

Stand-by-me celebrates our society as diverse in race, culture, faith and other beliefs, sexuality, abilities, gender and age.

Stand-by-me is committed to challenging disadvantage and inequality and aims to promote diversity and equality in all areas of its work and structures.

Stand-by-me believes:

- In working towards a just, fair and participatory society
- That all people have equal rights to work towards social justice and to participate in decision-making processes and local action
- That priority should be given to working with communities and groups whose full participation in society is limited by economic disadvantage or discrimination.

## 3.0. Discrimination: Clarification of terms

- **Direct Discrimination** is when you treat someone less favourably than others for unlawful means, for example not employing someone because of their gender or disability. Stand-by-me will treat direct discrimination as a disciplinary matter.
- **Indirect Discrimination** is when a policy, practice or procedure that applies to everyone might disadvantage a particular group, and which cannot be justified in relation to the job. Stand-by-me will monitor and regularly review its policies, practices and procedures in order to ensure that they do not disadvantage any particular group.

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- **Discrimination by association** is direct discrimination against someone because they associate with another person who possesses one of the applicable protected characteristics (age, disability, gender reassignment, sex, race, religion or belief and sexual orientation). It is unlawful and Stand-by-me will treat it as a disciplinary manner.
  - **Perception discrimination** is direct discrimination against an individual because others think they possess a particular protected characteristic. It applies even if the person does not possess that characteristic. It is unlawful and Stand-by-me will treat it as a disciplinary matter in relation to age, race, religion or belief, sexual orientation, disability, gender reassignment and sex.
  - **Harassment** is unwanted conduct that violates a person's dignity or creates an intimidating, hostile, degrading, humiliating or offensive working environment. Stand-by-me will treat harassment as a disciplinary matter.
  - **Victimisation** is when you treat someone less favourably or discriminate against them because they have pursued or intend to pursue their rights relating to alleged discrimination. Stand-by-me will treat victimisation as a disciplinary matter.
  - **Positive discrimination** is unlawful. However, positive action to address imbalances in the workforce is allowed in particular circumstances. Examples would include setting equality targets (but *not* quotas which are unlawful); encouraging people from particular groups to apply where they are under-represented; training for promotion or skill training for employees from under-represented groups who show potential. Stand-by-me will use positive action to address imbalances that are apparent from monitoring data.

#### 4.0. Statement of intent

- Our intention is to ensure that no user of Stand-by-me services, job applicant, employee, trustee or volunteer receives less favourable treatment due to a protected characteristic (i.e., age, disability, gender identification, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation), unrelated criminal convictions, or membership or non-membership of a trade union. All employees have a responsibility to co-operate with measures to ensure equal opportunity and non-discrimination.
- We aim to create a culture that respects and values each other's differences, that promotes dignity, equality and diversity, and that encourages individuals to develop and maximise their true potential.

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- We aim to remove any barriers, bias or discrimination that prevent individuals or groups from realising their potential and contributing fully to Stand-by-me's performance and to develop an organisational culture that positively values diversity.
  - We are committed wherever practicable, to achieving and maintaining a workforce that broadly reflects the local community in which we operate.
  - Every possible step will be taken to ensure that individuals are treated fairly as users of Stand-by-me services and in all aspects of their employment at Stand-by-me.

## 5.0. Legislation

Whilst an employer can be held liable in law for acts of discrimination committed by employees, individual employees, Trustees, and volunteers can also be held personally liable in law for acts of discrimination that they commit, authorise, contribute to or condone.

Employees, Trustees, and volunteers should therefore be aware that the following acts are unlawful and would constitute misconduct or gross misconduct liable to disciplinary action, which may include summary dismissal:

- Discriminating in the course of employment or prospective employment against fellow or future employees in job, transfer or promotion applications on the grounds established in this Equality Policy.
- Inducing or attempting to induce employees to practise unlawful discrimination.
- Indulging in verbal or physical, sexual or racial harassment of a nature that is known, or should be known, to be offensive to the victim.
- Victimising individuals who have made allegations or complaints of any discrimination or harassment or provided information about such discrimination or harassment.

Every employee, Trustee, and volunteer is responsible for ensuring Stand-by-me's Equality Policy is applied to our dealings with our clients and suppliers and should, in addition, be aware that it is unlawful to commit, authorise, contribute to or condone acts of discrimination on the grounds of a protected characteristic (i.e. age, disability, gender identification, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation), in the provision of goods and services. Breaches of the policy by suppliers could result in termination of contracts for services.

Full details of relevant legislation that Stand-by-me will apply can be found in Appendix 1.

## 6.0. Implementation

- The Chair of Trustees is responsible for the policy's day-to-day implementation. Stand-by-me will collect monitoring information about the implementation of this policy and from this information will produce an action plan detailing how it will promote equality through its work.
- To achieve a workforce that is truly representative of all sections of society selection for employment or promotion or any other benefit will be on the basis of merit and ability only. Selection for training will be on the basis of job requirements only. Intimidation, harassment and bullying will not be tolerated and may lead to disciplinary action.
- If employees, volunteers or Trustees perceive a problem in recruitment, selection, training, promotion or the application of terms and conditions of employment they should raise it in the first instance with their line manager or with the Chair of Trustees.
- All cases of such behaviour will be investigated, and we will treat all complaints fairly, quickly and with confidentiality. Any grievance arising from the Equality Policy will be dealt with using the existing Grievance Procedure.
- Any employee who has taken action, in good faith, over allegations of discrimination or harassment, will not be victimised by being treated any less favourably than any other employee as a consequence of taking such action. Stand-by-me will monitor the practical effects of the policy by regularly collecting and reviewing relevant information. You are expected to co-operate in work being undertaken to monitor, review and implement this policy.
- Information relating to ethnicity is requested from service users and from applicants for volunteer and paid roles (on an optional basis). This information is completely anonymous and kept separate from any identifiable information.
- We will use our induction, supervision, appraisal and learning and development policies to ensure that staff and trustees have the skills to support good practice on equality and diversity.
- We will use the supervision and appraisal process to encourage staff to make suggestions and contribute to the ways in which we promote equality as an organisation and with the users of our services.
- We will ensure that venues that we use for meetings, workshops and training events are accessible and will make reasonable adjustments where necessary.
- We will aim to ensure that our communications are accessible, including our website and other communications.

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- We will bring this policy to the attention of our trustees, staff, volunteers, suppliers and service users when they join Stand-by-me and by making use of our communications.
  - We will monitor the use of our services and make use of this monitoring information when planning future developments.

## 7.0. Review

The Trustee Board will keep this policy under review, with input from the Management Team and staff. This review and our action plan will be included as part of our Business Plan.

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In its employment practices and service provision Stand-by-me will take full account of the following legislation:

### The Equality Act 2010

- Consolidates previous legislation. It is unlawful to treat somebody less favourably than another person because of a protected characteristic i.e., race; age; disability; gender reassignment; religion or belief; sex; sexual orientation; marriage and civil partnership; and pregnancy and maternity.
- It is unlawful to discriminate against somebody because they associate with another person on grounds of age, disability, gender reassignment, race, religion or belief, sex, sexual orientation.
- It is unlawful to discriminate against somebody because others think they possess one of these protected characteristics: Age, disability, gender reassignment, race, religion or belief, sex, sexual orientation.
- It is unlawful to have a rule or policy that applies to everyone but disadvantages people with the following protected characteristics: Age, disability, gender reassignment, race, religion or belief, sex, sexual orientation; marriage and civil partnership.
- Employees can complain about behaviour that they find offensive even if it is not directed at them on the basis of the following protected characteristics: Age, disability, gender reassignment, race, religion or belief, sex, sexual orientation.
- Employers are potentially liable for harassment of their staff by people they don't employ on the basis of the following protected characteristics: Age, disability, gender reassignment, race, religion or belief, sex, sexual orientation.
- It is unlawful to treat somebody badly (victimisation) because they have made or supported a complaint or grievance under the Act (applies to all protected characteristics)

### Rehabilitation of Offenders Act 1974

- Ex-offenders have certain employment rights if their convictions become 'spent', including not having to declare spent convictions and protecting them against dismissal or exclusion (with certain exceptions such as for those working with children).

### Part-time Workers (Prevention of Less Favourable Treatment) Regulations 2000

- The regulations aim to ensure that part-time workers are not treated less favourably than comparable full-time workers, including having the same rates of pay and pro rata holiday entitlement.

## Fixed-term Employees (Prevention of Less Favourable Treatment) Regulations 2002

- The regulations aim to ensure that employees on fixed-term contracts are treated no less favourably than comparable permanent employees, including having the same terms and conditions of employment.

## The Asylum and Immigration Act 1996

- This places a responsibility on employers to ensure that all employees are not in breach of immigration rules. It covers the checks that an employer must do to ensure that employees are eligible to work in the UK, checking passports, visas etc.