Delivering equality and diversity
We inform, advise, train and work with you

Every year Acas helps employers and employees from thousands of workplaces. That means we keep right up-to-date with today’s employment relations issues – such as discipline and grievance handling, preventing discrimination and communicating effectively in workplaces. Make the most of our practical experience for your organisation – find out what we can do for you.

We inform
We answer your questions, give you the facts you need and talk through your options. You can then make informed decisions. Contact us to keep on top of what employment rights legislation means in practice – before it gets on top of you. Call our helpline 0300 123 1100 for free confidential advice (open 8am-8pm, Monday to Friday and 9am-1pm Saturday) or visit our website www.acas.org.uk.

We advise and guide
We give you practical know-how on setting up and keeping good relations in your organisation. Download one of our helpful publications from our website or call our Customer Services Team on 0300 123 1150 and ask to be put you in touch with your local Acas adviser.

We train
From a two-hour session on the key points of new legislation or employing people to courses specially designed for people in your organisation, we offer training to suit you. Go to www.acas.org.uk/training to find out more.

We work with you
We offer hands-on practical help and support to tackle issues in your business with you. This might be through one of our well-known problem-solving services. Or a programme we have worked out together to put your business firmly on track for effective employment relations. You will meet your Acas adviser and discuss exactly what is needed before giving any go-ahead. Go to www.acas.org.uk/businesssolutions for more details.

Why not keep up-to-date with Acas news and notifications by signing up for our popular e-newsletter. Visit www.acas.org.uk/subscribe.
Delivering equality and diversity
– a summary guide

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About this guide

This is a quick-start guide for smaller businesses wanting to deliver on equality. It looks at three key steps you can take:

1. **Review your existing equality policy and action plan** – or write a new policy if you don’t have one

2. **Monitor how the policy is working in practice** – this is the critical stage in delivering equality in the workplace

3. **Take action**, where it is needed, to address inequality or promote diversity.

This quick-start guide takes you though these areas and gets you started. For a full good practice guide covering all aspects see the Acas guide on *Delivering equality and diversity* go to www.acas.org.uk/publications.

1. **Review your equality policy and action plan**

The starting point to address fairness at work is an equality policy with an action plan to back it up.

Your policy should contain:

- a statement of your aim to encourage, value and manage diversity
- your commitment to providing equality for all
- your wish to attain a workforce that is representative of the communities from which it is drawn to secure the widest pool of talent possible.
Sample equality policy

(Company name) is committed to eliminating discrimination and encouraging diversity amongst our workforce. Our aim is that our workforce will be truly representative of all sections of society and each employee feels respected and able to give of their best.

To that end the purpose of this policy is to provide equality and fairness for all in our employment and not to discriminate on grounds of gender, gender reassignment, marital status (including civil partnerships), race, ethnic origin, colour, nationality, national origin, disability, sexual orientation, religion or age. We oppose all forms of unlawful and unfair discrimination.

All employees, whether part-time, full-time or temporary, will be treated fairly and with respect. Selection for employment, promotion, training or any other benefit will be on the basis of aptitude and ability. All employees will be helped and encouraged to develop their full potential and the talents and resources of the workforce will be fully utilised to maximise the efficiency of the organisation.

Our commitment:

- To create an environment in which individual differences and the contributions of all our staff are recognised and valued.
- Every employee is entitled to a working environment that promotes dignity and respect to all. No form of intimidation, bullying or harassment will be tolerated.
- Training, development and progression opportunities are available to all staff.
- Equality in the workplace is good management practice and makes sound business sense.
- We will review all our employment practices and procedures to ensure fairness.
- Breaches of our equality policy will be regarded as misconduct and could lead to disciplinary proceedings.
- This policy is fully supported by senior management and has been agreed with trade unions and/or employee representatives. (Insert details if appropriate).
- The policy will be monitored and reviewed annually.
What about the action plan?

Your action should be a simple list about what will be done, by when and by whom. You can:

- set dates on when you will do the things such as monitoring, reviewing procedures, and training
- expand on how these will be done and by whom
- set your measures of success – how you will evaluate them and how and when will you review the overall working of your policy?

2. Monitor how the policy is working

What is monitoring and why should I do it?

The purpose of monitoring is to enable you to make sure your policy and action plan are working. If they are not working well you need to ask yourself ‘why?’ and do something to put it right.

Monitoring involves gathering individual personal information on the diversity of your potential recruits or existing employees at certain times and then comparing and analysing this against:
- other groups of employees in your company
- jobseekers in your local community or even
- the broader national labour market.
What information should I collect?

Only collect information you are going to use. Collecting information for its own sake is pointless and will not help your planning or decision-making. Organisations will often collect information on:

- gender
- race
- disability
- age

You can monitor sexual orientation, gender identity and religion and belief. If you want more information about how to do this see the Acas guide on *Delivering equality and diversity* go to www.acas.org.uk/publications.

Ask job applicants for monitoring data on a sheet that can be detached from the application form. That way the information can be kept separate from the selection process. It should be made clear that the information will only be used for equality monitoring and not in the short-listing process.

To get an accurate picture of your organisation and to identify any inequalities you will also need to monitor the existing workforce. Once again, explain your reasons for monitoring. Make it clear that you are trying to ensure that every employee has the same access to training, promotion and other opportunities.

Framework monitoring form

How to use this form

Overleaf is a simple monitoring form you can use the whole form or only use particular sections of it to construct your own monitoring form tailored to your company requirements. For information on monitoring sexual orientation, religion and belief and gender identity, see the Acas guide *Delivering equality and diversity* go to www.acas.org.uk/publications.
Sample monitoring form:

Employee Pay Number ----/------ (please enter)

Our guidance throughout recognises that monitoring is strictly confidential but not anonymous. Pay numbers are a way to identify employees for monitoring purposes to ensure fairness and access to opportunity. For job applicants, you should enter the job applied for title.

Monitoring ethnicity

How would you describe yourself?
Choose ONE section from A to E, and then tick the appropriate box

A  □ White
    □ British
    □ Irish
    □ Scottish
    □ English
    □ Welsh
    Any other White background, please write in box

B  □ Mixed Heritage
    □ White and Black Caribbean
    □ White and Black African
    □ White and Asian
    Any other Mixed background, please write in box

C  □ Asian or Asian British
    □ Indian
    □ Pakistani
    □ Bangladeshi
    Any other Asian background, please write in box
D  □ Black or Black British
    □ Caribbean
    □ African
    Any other Black background, please write in box

E  □ Chinese or other ethnic group
    □ Chinese
    Any other, please write in box

F  □ Prefer not to say

Disability monitoring
Do you consider yourself to have a disability or a long-term health condition?
□ Yes  □ No

What is the effect or impact of your disability or health condition?

□ Prefer not to say

Gender monitoring
Would you describe yourself as:
□ Male  □ Female?

□ Prefer not to say

Age monitoring
What is your Date of Birth?
□ □ / □ □ / □ □ □ □ (dd/mm/year or age bands – see Acas guidance on age)

□ Prefer not to say
Understanding the data – what does monitoring tell me?

It is unlikely that you will find exactly the same proportions of men and women or other groups. Monitoring is about looking for significant differences between groups and then asking yourself the question, why is this so?

It is important to bear in mind that any difference, in itself is not bad, indeed it would be more surprising if all the figures were the same!

A widely used rule of thumb to assess difference is known as the four-fifths rule. The four-fifths rule suggests that if any group is less than four-fifths of the rate of the group with the highest success rate, it may indicate bias.

Example

Williams and Co, a call centre operation recruited for 30 new posts and interviewed 200 people who were equally split between men and women – 20 men and 10 women were offered appointments.

- Male success rate 20/100 (as a percentage) = 20%
- Female success rate 10/100 (as a percentage) = 10%
- 4/5ths of highest success rate = 16%

In the example, there is significant disparity because the female success rate (10%) is less than four-fifths the male success rate (16%). Further investigation is needed to understand this difference. But remember, there may be entirely reasonable and non-discriminatory reasons for this difference. Do not jump to conclusions!

The four-fifths rule can be used at each stage of a selection process or any other monitoring you may do.
3. Take action

If you find that:

- your organisation is not attracting the jobseekers you might expect or
- sections of your workforce are not progressing within the company
do not impose rapid, false solutions.

Look at your recruitment and selection procedures. Is one group benefiting at the expense of another? Does any particular group appear to be disadvantaged?

If monitoring shows that people from some groups do not appear to succeed as well as others:

- review your procedures and practices
- consider using legal Positive Action where appropriate. For further information on this, see the Acas guide *Delivering equality and diversity*.

**Take action:**

- Encourage more people to apply for posts by considering job-sharing and part-time working
- Advertise widely to attract a diverse workforce
- Publish recruitment results internally where appropriate – it will help promote transparency
- Maintain confidentiality – individuals should not be identified
- Offer work experience opportunities or mentoring for students
- Work with community groups and arrange local sponsorships.
Appendix: Important changes to making Employment Tribunal claims

Previously, an employee could go straight to the tribunal service, but this will change. From 6 April 2014, if an employee is considering making an Employment Tribunal claim against their employer, they should notify Acas that they intend to submit a claim.

Details of how and where to do this are given below.

Acas will, in most circumstances, offer to assist in settling differences between employee and employer. Employers intending to make a counter-claim against an employee must follow a similar procedure.

The process for agreeing settlement is called Early Conciliation. It is handled by experienced Acas conciliators and support officers and is:

- free of charge
- impartial and non-judgmental
- confidential
- independent of the Employment Tribunal service
- offered in addition to existing conciliation services.

Early Conciliation focuses on resolving matters on terms that employee and employer agree.

Early Conciliation may not resolve matters in every claim. When this is the case Acas will issue a certificate that is now required for a claim to be submitted to an Employment Tribunal.
From July 2013, employees have been required to pay a fee to “lodge” a claim at the Employment Tribunal, followed by another fee if the claim progresses to a tribunal hearing. In some cases, other fees may also apply. If a claim is successful, the employee may apply for the costs of the fees to be covered by the employer. Some employees, including those on low incomes, may be exempt from fees.

Remember, when a claim is lodged with a tribunal, Acas will continue to offer conciliation to both sides until the tribunal makes a judgment and, if the claim is successful, a remedy decision (usually financial compensation) has been made.

To find out more about Early Conciliation, go to www.acas.org.uk/earlyconciliation

To find out more about Employment Tribunal fees, go to www.justice.gov.uk/tribunals/employment
Acas Training

Our training is carried out by experienced Acas staff who work with businesses every day. They will show you the value to your business of following best practice in employment matters and how to avoid the common pitfalls. We also run special training sessions on new legislation.

Look at the Acas website for up-to-date information about all our training or if you want to book a place online, just go to www.acas.org.uk/training or call the Acas customer services team on 0300 123 1150.

Training sessions are specially designed for smaller companies and our current programme includes:

- Managing discipline and grievances at work
- Managing absence at work
- Employment law update
- HR management for beginners
- Having difficult conversations
- Contracts of employment: how to get it right
- New employment legislation
- Redundancy and restructuring.

We also have free online learning to help you – just go to www.acas.org.uk and click on e-learning to look at the topics covered.
Information in this booklet has been revised up to the date of the last reprint – see date below. For more up-to-date information go to the Acas website www.acas.org.uk.

Legal information is provided for guidance only and should not be regarded as an authoritative statement of the law, which can only be made by reference to the particular circumstances which apply. It may, therefore, be wise to seek legal advice.

Acas aims to improve organisations and working life through better employment relations. We provide up-to-date information, independent advice, high quality training and we work with employers and employees to solve problems and improve performance.

We are an independent, publicly-funded organisation and many of our services are free.

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0300 123 1150
Acas Customer Services Team who can provide details of services and training in your area or visit www.acas.org.uk/training

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for questions on managing equality in the workplace

www.acas.org.uk

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