

## **Equality and Inclusion Policy**

### **1. Our Aim**

- (1) In carrying out its functions Tees Valley Arts is committed to promoting equality of opportunity for all, and to ensuring that no individual is discriminated against in the planning and delivery of any of our activities.
- (2) We therefore aim to ensure that the values of equality and respect for all are embedded into everything that we do.

### **2. About Our Policy**

- (1) This policy is intended to demonstrate Tees Valley Arts' commitment to eliminating discrimination and encouraging and valuing diversity among trustees, employees, volunteers and service users.
- (2) We recognise our responsibilities under the Equality Act 2010 and are committed to meeting them in full. We believe that an inclusive culture that embraces equality and values diversity will help us to ensure that everyone feels involved and included in our plans, programmes and activities.
- (3) We aim to create an environment which respects and welcomes everyone, and in which no form of bullying, harassment, disrespectful or discriminatory behaviour is tolerated by anyone towards anyone. This particularly applies in relation to the 'protected characteristics' named in the Equality Act 2010:

Age, disability, gender reassignment, income, marriage or civil partnership status, pregnancy and maternity, race, religion or belief, sex and sexual orientation, (see below for explanations).

- (4) We aim to fully embrace the Public Sector Equality Duty:
  - Eliminate unlawful discrimination, harassment and victimisation and other conduct that is prohibited by the Act;
  - Advance equality of opportunity between people who share a characteristic and those who don't;
  - Foster good relations between people who share a characteristic and those who don't.

### **3. Our Responsibilities**

- (1) Tees Valley Arts understands that for equality to be achieved this policy needs to be made understandable to, and embraced by among trustees, employees, volunteers and service users.
- (2) This policy will be subject to agreement with any trade union which employees choose to join or to which they belong. The policy is fully supported and welcomed by all employees and has been agreed by the trustees.
- (3) All trustees, employees, volunteers and service users have a responsibility to ensure that their own language and actions are consistent with the spirit as well as the contents of this policy.
- (4) Overall responsibility for the implementation of this policy lies with Tees Valley Arts' trustees and senior employees.

### **4. Our Commitments**

- (1) Tees Valley Arts recognises that an Equality and Inclusion Policy alone is not enough to ensure that equality and inclusion are central to everything that we do.

- (2) We will seek to create an inclusive environment in which diversity and the contributions of all trustees, employees, volunteers and service users are recognised and valued in all that we do. In this way we hope to provide an example of good equality practice and promote community cohesion within Tees Valley.
- (3) In introducing this policy, we recognise that many people are unfamiliar with the ways in which discrimination and disadvantage affect people's health, well-being and quality of life. We will therefore support people to develop equalities awareness and understanding.
- (4) To ensure that we are meeting the aims and the spirit of this policy we will:
  - (a) Discuss and review how well we are implementing this policy, and (adjust our practices/develop an action plan) where necessary;
  - (b) Assess any significant new or revised policies and procedures for their impact on equality;
  - (c) Embed equality, diversity and inclusion into our development plans;
  - (d) Ensure our employment practices and procedures are consistent with the aims of this policy.

## 5. Working with contractors, suppliers and partners

- (1) It is important to us that suppliers, contractors and any other individual or organisation working on behalf of Tees Valley Arts are aware of and agree to comply with our Equality and Inclusion Policy while that work is underway. In addition, we are committed to:
  - using accessible venues for events and meetings;
  - using plain English, and offering accessible communications, for example, emails, letters, reports and publicity materials as far as it is within our means to do so.

## 6. Review and Action

- (1) We recognise that it is important for us to regularly review this policy to ensure that it reflects up to date equality legislation and best practice.
- (2) A review of our Equality and Inclusion Policy will be carried out on an annual basis as a minimum and any necessary actions taken.

**Adopted:** 6<sup>th</sup> June 2018  
**Last Revised:** 16<sup>th</sup> August 2018

**Source:** Prepared by trustee Jim Ainslie on behalf of the trustees  
 Amended for Statutory Compliance by Peter Neal  
 Amended to replace diversity with inclusion by Peter Neal

## Equality Act 2010 Guidance for Protected Characteristics

1. **Age:** an age group includes people of the same age and people of a particular range of ages. Where people fall in the same age group they share the protected characteristic of age.

Examples: An age group would include “over fifties” or twenty-one year olds. A person aged twenty-one does not share the same characteristic of age with “people in their forties”. However, a person aged twenty-one and people in their forties can share the characteristic of being in the “under fifty” age range.

2. **Disability:** a person has a disability if they have a physical or mental impairment, and the impairment as a substantial and long-term adverse effect on their ability to carry out normal day-to-day activities.

This section replaces similar provisions in the Disability Discrimination Act 1995 and provisions in secondary legislation made under that Act.

3. **Gender Reassignment:** a person has the protected characteristic of gender reassignment if the person is proposing to undergo, is undergoing or has undergone a process (or part of a process) for the purpose of reassigning the person’s sex by changing physiological or other attributes of sex.
4. **Marriage and Civil Partnership:** a person has the protected characteristic of marriage and civil partnership if the person is married or is a civil partner.
  - a) A person who is engaged to be married is not married and therefore does not have this protected characteristic.
  - b) A divorcee or a person whose civil partnership has been dissolved is not married or in a civil partnership and therefore does not have this protected characteristic.

5. **Pregnancy and maternity:** women who are pregnant or have given birth.

6. **Race includes:**

- a) **Colour**
- b) **Nationality**
- c) **Ethnic or National Origins**

7. **Religion or Belief:** means any religion and a reference to religion includes a reference to a lack of religion.

(1) **A Religion** must have a clear structure and belief system. Denominations or sects within a religion can be considered to be a religion or belief, such as Protestants and Catholics within Christianity.

(2) **A belief** means any religious or philosophical belief and a reference to belief includes a reference to a lack of belief.

**A “philosophical belief”** must

- a) Be genuinely held;
- b) Be a belief and not an opinion or viewpoint based on the present state of information available;
- c) Be a weighty and substantial aspect of human life and behaviour;
- d) Attain a certain level of cogency, seriousness, cohesion and importance;
- e) Be worthy of respect in a democratic society, compatible with human dignity and not conflict with the fundamental rights of others.

Any cult involved in illegal activities is not covered. Beliefs such as humanism and atheism would be covered.

This section replaces similar provisions in the Employment Equality (Religion or Belief) Regulations 2003 and the Equality Act 2006.

**8. Sex**

- a) a reference to a person who has a particular protected characteristic is a reference to a man or to a woman;
- b) a reference to persons who share a protected characteristic is a reference to persons of the same sex.

**9. Sexual Orientation: is a person's sexual orientation towards**

- a) people of the same sex as him or her (in other words the person is a gay man or a lesbian)
- b) people of the opposite sex from him or her (the person is heterosexual)
- c) people of both sexes (the person is bisexual).

The definition is designed to replicate the effect of similar provisions in the Employment Equality (Sexual Orientation) Regulations 2003 and the Equality Act 2006.