



**MALBYLEARNINGTRUST**  
Exceptional Experiences. Successful Lives.

# The Public Sector Equality Duty

## Equality Information

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**Responsibility for review of Equality Information – MLT Trust Board – Reviewed annually**

Date of Last Review: November 2022

**Responsibility for review of Equality Objectives – Local Governance Committee – Progress reviewed annually, then objectives updated every four years**

Date of Last Review: November 2022

# EQUALITY INFORMATION

## 1. VISION

**VISION**  
Delivering exceptional learning experiences that **enable all young people to thrive in a competitive world** and live successful and fulfilling lives

**MALTBYLEARNINGTRUST**  
Exceptional Experiences. Successful Lives.

**MORAL PURPOSE**  
Act in ways that are principled, built upon a clear set of personal values.  
Passionate about making a positive difference to the lives of all children, families and communities.

**VALUES**

- Investing in the Right People**
- Committing to the Learning Community**
- Empowering All to Lead and Grow**

**BEHAVIOURS**

- Self Awareness**  
*Reflective, tactful and emotionally intelligent*
- Integrity**  
*Honest, fair, transparent and principled*
- Positivity**  
*Optimistic, hopeful, confident, solution driven and resilient*
- Personal Drive**  
*Innovative, self motivated, energetic and ambitious*
- Alignment**  
*Dedicated, loyal and committed to the organisation*
- Responsibility**  
*Dependable, organised, flexible and accountable*
- Relationships**  
*Respectful, good listener, authentic*
- Collaboration**  
*Supportive, inclusive and coherent team player*
- Holding to Account**  
*Challenges, supports, provides clarity and consistency*
- Impact and Influence**  
*Persuasive, compelling, relentless, credible and adds value*
- Inspiring Others**  
*Enthusiastic, energised and champions others*
- Developing Others**  
*Empowers, enables, provides support and challenges others*

**INVESTED - COMMITTED - EMPOWERED**  
**MLT VALUES**

At Maltby Learning Trust (MLT) we celebrate diversity and relentlessly focus on the highest standards of student achievement and our practice is thoroughly rooted in this approach.

At MLT, we are committed to ensuring equality of education and opportunity for all students, staff, parents and carers irrespective of race, gender, disability, religion and belief, or socio-economic background. We aim to develop a culture of inclusion and diversity in which all those connected to the Trust feel proud of their identity and can participate fully.

The achievement of students will be monitored by race, gender and disability and we will use this data to support students, raise standards and ensure inclusive teaching. We will tackle discrimination by the positive promotion of equality, challenging bullying and stereotypes and creating an environment which champions respect for all. At MLT we believe that diversity is a strength, which should be respected and celebrated by all those who learn, teach and visit here.

## 2. MAINSTREAMING EQUALITY INTO POLICY AND PRACTICE

As well as the specific objectives set out beneath this information; the Trust operates equality of opportunity in its day-to-day practice in the following ways.

### TEACHING AND LEARNING

We aim to provide all our students with the opportunity to succeed, and to reach the highest level of personal achievement. To do this, we will:

- Use contextual data to improve the ways in which we provide support to individuals and groups of students.
- Monitor achievement data by ethnicity, gender and disability and action any gaps.
- Take account of the achievement of all students when planning for future learning and setting challenging targets.
- Ensure equality of access for all students and prepare them for life in a diverse society.
- Use materials that reflect the diversity of each Academy, population and local community in terms of race, gender and disability, without stereotyping.
- Promote attitudes and values that will challenge racist and other discriminatory behaviour or prejudice.
- Provide opportunities for students to appreciate their own culture and celebrate the diversity of other cultures.
- Seek to involve all parents/carers in supporting their child's education.
- Encourage classroom and staffroom discussion of equality issues which reflect on social stereotypes, expectations and the impact on learning.
- Use teaching and classroom-based approaches appropriate for each Academy population, which are inclusive and reflective of the students.

### ADMISSIONS AND EXCLUSIONS

Our admissions arrangements are fair and transparent, and do not discriminate on race, gender, disability or socio-economic factors.

Exclusions will always be based on each Academy's Behaviour for Learning Policy. We will closely monitor exclusions to avoid any potential adverse impact and ensure any discrepancies are identified and dealt with.

### RECRUITMENT

We recognise that by valuing and promoting equality and diversity for all employees and job applicants, and avoiding unlawful discrimination in employment and delivery of services, we will be able to deliver first class education.

To do this we will:

- Appoint on the basis of merit and ability and in compliance with the law. However, we will ensure wherever possible, that the staffing in each of the Academies reflects the diversity of the community.
- Review our recruitment procedures and documents regularly to ensure that individuals are treated on the basis of their relevant skills and abilities and documents avoid stereotyping or use of words that may discourage groups with protected characteristics from applying.
- Ensure shortlisting is completed by more than one person wherever possible.
- Take reasonable steps to ensure that our vacancies are advertised to a diverse labour market.
- Ensure that applicants are not asked about a health or disability before a job offer is made other than where necessary to establish if an applicant can perform an intrinsic part of the job (subject to

reasonable adjustments), to establish reasonable adjustments for fair interview and/or to carry out equal opportunities monitoring (which will not form part of the decision-making process).

- Ensure applicants are not asked questions about protected characteristics (see page 4).
- Not make assumptions about immigration status based on appearance or apparent nationality. All employees regardless of nationality will be required to produce specified documents before employment to satisfy current legislation.
- Monitor diversity data as part of recruitment to help us avoid discrimination and improve equality and diversity.
- Consider equality aspects such as 'equality cohorts' when appointing staff to ensure decisions are free of discrimination.

### 3. EQUAL OPPORTUNITIES FOR STAFF

This section deals with aspects of equal opportunities relating to staff at MLT, including: training and development; opportunity for promotion; conditions of service; pay and benefits; and termination of employment. The policy covers staff working at all levels and includes Trustees, Governors, Consultants, Contractors, Trainees and Agency Workers.

We are committed to the implementation of equal opportunities principles and the monitoring and active promotion of equality in all aspects of staffing and employment.

#### EMPLOYER DUTIES

As an employer we need to ensure that we eliminate discrimination and harassment in our employment practice and actively promote equality across all groups within our workforce.

Actions to ensure this commitment is met include:

- All staff promotions are made on the basis of merit and ability and in compliance with the law.
- Monitoring of potential bullying and harassment of staff.
- Continued professional development opportunities for all staff identified through appraisal. All staff will be given appropriate access to training for their job in order to enable them to progress.
- Monitoring of performance for pay and promotion decisions.
- Review of conditions of service, benefits and facilities to ensure they are available to all employees and there are no unlawful obstacles to accessing them.
- Monitoring of physical features of premises to consider whether they place disabled employees or applicants at a disadvantage.
- Ensuring redundancy criteria and procedures are fair and objective and are not discriminatory.
- Ensuring disciplinary procedures and penalties are applied without discrimination whether they result in warning, dismissal or other action.
- Senior Leadership Team support to ensure equality of opportunity for all.

### 4. EQUALITY AND THE LAW

There are a number of statutory duties that must be met by every school in line with legislation from the Disability Equality Duty (2005), Equality Act (2006) and the Equality Act (2010).

#### PUBLIC SECTOR EQUALITY DUTY

Under the Equality Act 2010, it is unlawful to discriminate against a student or prospective student by treating them less favourably on the basis of a 'protected characteristic.' The protected characteristics are:

- Sex

- Race
- Disability
- Religion or belief
- Sexual orientation
- Gender reassignment
- Pregnancy or maternity

A person's age is also a protected characteristic in relation to employment, and in regard to the provision for goods and services. It does not however apply to students, and so each Academy is free to arrange students in classes based on their age group with materials appropriate to them.

The Equality Act 2010 introduced a single Public Sector Equality Duty, which applies to all schools, including both LA maintained and Academies. The Trust must have due regard to the need to:

- Eliminate discrimination and other conduct that is prohibited by the act.
- Advance equality and opportunity between people who share a prohibited characteristic and people who do not share it.
- Foster good relationships across all characteristics, between people who share a protected characteristic and people who do not share it.
- Having due regard in this context means that when significant decisions are being taken, thought must be given to the equality implications.

## RACE EQUALITY

The definition of race includes colour, nationality and ethnic or national origins.

## DISABILITY

This section should be read in conjunction with each Academy's Special Educational Needs Policy and Accessibility Plan.

The Equality Act 2010 defines a disabled person as someone who has 'a physical or mental impairment which has a substantial or long-term adverse effect on his or her ability to carry out normal day-to-day activities'.

People with HIV, multiple sclerosis and cancer (although not all cancers) are deemed disabled before they experience the long-term and substantial adverse effect on their activities.

Section 18 has been amended so that individuals with a mental illness no longer have to demonstrate that it is "clinically well-recognised", although the person must still demonstrate a long term and substantial adverse impact on his/her ability to carry out normal day-to-day activities.

The Equality Act 2010 places a general duty on schools, requiring them to have due regard for the following when carrying out and delivering services:

- Promoting equality of opportunity between disabled people and other people.
- Eliminating discrimination and harassment of disabled people that is related to their disability.
- Promoting positive attitudes towards disabled people.
- Encouraging participation in public life by disabled people.
- Taking steps to meet disabled people's needs, even if this requires more favourable treatment. Under our specific duty we will:
  - Prepare and publish equality information and objectives identifying our disability equality goals and actions to meet them and review and revise this scheme every four years.

## GENDER EQUALITY

The Gender Equality Duty 2006 places a general and specific duty on schools to eliminate unlawful discrimination and harassment on the grounds of gender and to promote equality of opportunity between female and male students and between women and men and transgender people.

Under our general duty we will actively seek to:

- Eliminate unlawful discrimination and harassment on grounds of sex and gender reassignment. To promote equality between men and women under our specific duty we will:
  - Prepare and publish equality information and objectives identifying our gender equality goals and actions to meet them.
  - Review and revise this Scheme every four years.

## SEXUAL ORIENTATION

The Equality Act 2006 made provision for regulations to be introduced to extend protection against discrimination on grounds of religion or belief to sexual orientation.

The Equality Act (Sexual Orientation) Regulations 2007 came into force on 30 April 2007, and they make discrimination unlawful in the area of goods, facilities and services on grounds of sexual orientation. For schools this means admissions, benefits and services for students and treatment of students.

## COMMUNITY COHESION

The Education and Inspections Act 2006 inserted a new section 21 (5) to the Education Act 2002, introducing a duty on the governing bodies of maintained schools to promote community cohesion. Community cohesion encompasses promoting good relations between students from different races, faiths/beliefs and socio-economic backgrounds. The duty came into force on 1 September 2007.

The duty to prevent extremism became law in 2015 following the Counter-Terrorism & Security Act 2015.

## 5. CONSULTATION AND INVOLVEMENT

It is a requirement that the development of this information and the objectives within it have been informed by the input of staff, students and parents/carers. We have achieved this by using the following to shape the information and objectives:

- Feedback from parent/carer questionnaires, parents' evening, parent and community advisory board (PCAB) meetings or governors' parent-consultation meetings.
- Input from staff surveys or through staff meetings / INSET.
- Feedback from the student council, PSHE lessons, whole Academy surveys on children's attitudes to self and school.
- Issues raised in annual reviews or reviews of progress on Individual Education Plans / Personalised Provision Maps, mentoring and support. Feedback at Board/LGC meetings.

## 6. ROLES AND RESPONSIBILITIES

### THE ROLE OF THE MLT TRUST BOARD

- Set out their commitment to equal opportunities in this document and continue to do all they can to ensure that the Trust is fully inclusive to students, and responsive to their needs based on the protected characteristics. This 'Equality Information' document will be reviewed annually.
- Seek to ensure that people are not discriminated against when applying for jobs on the grounds of the protected characteristics.
- Take all reasonable steps to ensure that the environment gives access to people with disabilities, and also strive to make communications as inclusive as possible for all stakeholders.
- Welcome all applications to join the Trust, whatever a child's socio-economic background, race, gender or disability.
- Ensure that no child is discriminated against on account of their race, sex or disability, gender, religion and belief or the fact that they are pregnant or are undergoing gender reassignment.

## THE ROLE OF THE LOCAL GOVERNANCE COMMITTEES

- Along with Academy Principals, set the Academy's 'Equality Objectives'. Equality objectives will be reviewed every four years. Progress towards these objectives will then be reviewed annually.

## THE ROLE OF THE EXECUTIVE LEADERS

- Ensure that all appointment panels give due regard to the equality information and objectives, so that no-one is discriminated against when it comes to employment or training opportunities.
- Promote the principle of equal opportunity when developing each Academy's curriculum, and promotes respect for other people and equal opportunities to participate in all aspects of school life.
- Treat all incidents of unfair treatment and any incidents of bullying or discrimination, including racist incidents, with due seriousness.

## THE ROLE OF THE PRINCIPALS

- Implement the Academy's equality objectives with the support of the Local Governance Committee.
- Ensure that all staff are aware of the equality objectives, and that all staff apply these guidelines fairly in all situations.

## 6E THE ROLE OF ALL STAFF (TEACHING AND NON-TEACHING)

- Ensure that all students are treated fairly, equally and with respect, and will maintain awareness of the Academy's equality information and objectives.
- Strive to provide material that gives positive images based on race, gender and disability, and challenges stereotypical images.
- Challenge any incidents of prejudice, racism or homophobia, and record any serious incidents, drawing them to the attention of the leaders.
- Teachers support the work of ancillary or support staff and encourage them to intervene in a positive way against any discriminatory incidents.

## 7. TACKLING DISCRIMINATION

Harassment or victimisation on account of race, gender, disability or sexual orientation, gender reassignment or pregnancy is unacceptable and is not tolerated within the Trust. All staff are expected to deal with any discriminatory incidents that may occur. They are expected to know how to identify and challenge prejudice

and stereotyping; and to support the full range of diverse needs according to a student's individual circumstances.

Staff, Trustees and governors should be aware of both direct and indirect discrimination and understand the differences.

- Direct discrimination occurs when one person treats another less favourably because of a protected characteristic. In limited circumstances, employers can directly discriminate against an individual for a reason related to any of the protected characteristics where there is genuine occupational requirement. This must be crucial to the post and a proportionate means of achieving a legitimate aim. This will only be used in exceptional circumstances at MLT.
- Indirect discrimination occurs when a 'provision, criterion or practice' is applied generally but has the effect of putting people with a particular characteristic at a disadvantage.
- Associative discrimination is where an individual is directly discriminated against or harassed for association with another individual who has a protected characteristic. Perceptive discrimination is where an individual is directly discriminated against or harassed based on a perception that a person has a protected characteristic irrespective of whether they do (this does not include marriage/civil partnership and pregnancy/maternity).
- Third party harassment occurs where an employee is harassed in relation to a protected characteristic (other than marriage / civil partnership and pregnancy / maternity) by third parties such as parents / carers, clients or customers.

Racist and homophobic incidents and other incidents of harassment or bullying are dealt with by the member of staff present, escalating to a line manager / Principal where necessary. All incidents are reported to the Academy Principals and racist incidents are reported to the Local Governance Committees and local authority on a termly basis.

#### WHAT IS A DISCRIMINATORY INCIDENT?

Harassment is defined in the Equality Act 2010 as "unwanted conduct, related to a relevant protected characteristic, which has the purpose or effect of violating a person's dignity or an intimidating, hostile, degrading, humiliating or offensive environment for that person".

Victimisation occurs when a person is treated less favourably, than they otherwise would have been because of something they have done ("a prohibited act") in connection with the Act. For example, making an allegation of discrimination.

#### TYPES OF DISCRIMINATORY INCIDENTS THAT CAN OCCUR ARE:

- Physical assault against a person or group because of their colour, ethnicity, nationality, disability, sexual orientation or gender.
- Use of derogatory names, insults and jokes.
- Racist, sexist, homophobic or discriminatory graffiti.
- Provocative behaviour such as wearing racist, sexist, homophobic or discriminatory badges or insignia.
- Bringing discriminatory material into the Trust. Verbal abuse and threats.
- Incitement of others to discriminate or bully due to victim's race, disability, gender or sexual orientation.
- Discriminatory comments in the course of discussion.
- Attempts to recruit others to discriminatory organisations and groups.
- Ridicule of an individual for difference e.g. food, music, religion, dress etc.
- Refusal to co-operate with other people on grounds of race, gender, disability or sexual orientation.



## RESPONDING TO AND REPORTING INCIDENTS

It should be clear to students and staff how they report incidents. All staff, teaching and non-teaching, should view dealing with incidents as vital to the well-being of the whole Trust.

Our procedure for responding and reporting is outlined below:

- Incident.
- Member of staff to investigate further (if incident reported) or challenge behaviour immediately.
- Response to victim and family.
- Response to perpetrator and family.
- Incident form to be completed and filed.
- Incidents to be reported to Local Governance Committee on a termly basis.
- Action taken to address issue with students/staff.

As a member of staff, if you believe that you have been discriminated against, you are encouraged to raise the matter through our grievance procedure. If you are uncertain or need advice on how you should proceed, you should speak to the central HR team.

## 8. REVIEW OF PROGRESS AND IMPACT

Our Local Governance Committee, with the Academy Principal has agreed the equality objectives. We have a rolling programme for reviewing our policies and their impact. In line with legislative requirements, we will review progress against our equality objectives annually and review the entire information and objectives on a four-year cycle.

We make regular assessments of students' learning and use this information to track student progress. As part of this process, we regularly monitor achievement by ethnicity, gender and disability, to ensure that all groups of students are making the best possible progress, and take appropriate action to address any gaps.

## 9. PUBLISHING THE OBJECTIVES AND DEMONSTRATING COMPLIANCE

In order to meet the statutory requirements to publish information to demonstrate how they are complying with the Public Sector Equality Duty and to prepare and publish objectives, we will:

- Publish our information and objectives on the Academy website.
- Raise awareness of the objectives through newsletters, assemblies, staff meetings and other communications.
- Make sure hard copies are available.