

# **LINLITHGOW SPORTS CLUB**

## **Equality and Diversity Policy**

### **Equality and Diversity Policy Statement**

The aim of this policy is to ensure that everyone is treated fairly and with respect and that members, non-members and visiting clubs and teams are not denied access to Linlithgow Sports Club (LSC) because of a discriminatory reason.

- a) LSC is responsible for setting standards and values to apply throughout the club at every level. Sport should be enjoyed by everyone who wants to play the game.
- b) Our commitment is to eliminate discrimination by reason of gender, sexual orientation, race, nationality, ethnic origin, religion or belief, ability or disability and to encourage equal opportunities.
- c) This policy is fully supported by the LSC management committee and any development committee (which is responsible for the implementation and review of this policy).
- d) LSC, in all its activities, will not discriminate or in any way treat anyone less favourably, on grounds of gender, sexual orientation, race, nationality, ethnic origin, religion or belief, ability or disability. The LSC will ensure that it treats its employees, members, non-members and visiting clubs and teams fairly and with respect and will ensure that all members of the community have access to and have opportunities to take part in, and enjoy, its programmes of activities, competitions and events.
- e) LSC will not tolerate harassment, bullying, abuse or victimisation of an individual (which the LSC regards as forms of discrimination). This includes sexual or racially based harassment or other discriminatory behaviour, whether physical or verbal. LSC will work to ensure that such behaviour is met with appropriate action in whatever context it occurs.
- f) LSC commits itself to the immediate investigation of any complaints of discrimination on the above grounds, once they are brought to its attention. Complaints will be dealt with in accordance with its complaints policy and, where such a complaint is upheld, the LTC may impose such sanction as it considers appropriate and proportionate to discriminatory behaviour.
- g) LSC is committed to taking positive action where inequalities exist and the development of a programme of on-going training and awareness in order to promote the eradication of discrimination and to promote equality and diversity in tennis.
- h) LSC is committed to a policy of equal treatment of all members and employees and requires all members and employees to abide by and adhere to these policies and the requirements of the relevant equalities legislation, including the Race Relations Act 1976, Sex Discrimination Act 1975, Disability Discrimination Act 1995, Age Discrimination Act 2006 as well as any amendments to these acts and any new legislation.

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### Club complaints procedure

In the event that any employee, member, visitor or visiting team feels that he, she or it has suffered discrimination or harassment in any way or that the club policies, rules or code of conduct have been broken they should follow the procedures below.

1. The Complainant should report the matter in writing to the Club Secretary.

Email address: .The report should include:

- (a) details of what occurred;
- (b) details of when and where the occurrence took place
- (c) any witness details and copies of any witness statements;
- (d) names of any others who have been treated in a similar way (provided that those people consent to their names being disclosed).
- e) details of any former complaints made about the incident, including the date and to whom such complaint was made; and an indication as to the desired outcome.

2. If the person accused of discriminatory behaviour is an employee of the Club, the Club will regard the incident as a disciplinary issue and will follow any disciplinary procedure set out for employees or (if none exists) the statutory disciplinary procedure applies

3 If the person accused of discriminatory behaviour is a non-employee, the Club's management committee or representatives of the committee:

- will request that both parties to the complaint submit written evidence regarding the incident(s);
- may decide (at its sole discretion) to uphold or dismiss the complaint without holding a hearing;
- may (at its sole discretion) hold a hearing (whether or not such a hearing is requested by either party) at which both parties will be entitled to attend and present their case;
- will have the power to impose any one or more of the following sanctions on any person found to be in breach of any Club policy, (including the Equality Policy):
  - (a) warn as to future conduct;
  - (b) suspend from membership;
  - (c) remove from membership exclude a non-member from the Club, either temporarily or permanently (through the Sports Club Board of Management)
  - (d) turn down a non-member's current and/or future membership applications (through the Club Board of Management)
- will provide both parties with written reasons for its decision to uphold or dismiss the complaint within one (1) calendar month of such a decision being made;

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Either party may appeal a decision of the committee in writing to their club registered body (including a decision not to hold a hearing) within 3 months of the Club's decision being notified to that party.

4. If the nature of the complaint is with regard to the club's management committee or other body or group in the club, the member/visitor has the right to report the discrimination or harassment directly to their club registered body

### **Terminologies and descriptors**

**Disability** under the Equality Act 2010 is defined as:

*'a physical or mental impairment that has a substantial and long-term adverse effect on the ability to carry out normal day-to-day activities. 'Substantial means more than minor or trivial. 'Impairment' covers, for example, long-term medical conditions such as asthma and diabetes, and fluctuating or progressive conditions such as rheumatoid arthritis or motor neurone disease. A mental impairment includes mental health conditions (such as bipolar disorder or depression), learning difficulties (such as dyslexia) and learning disabilities (such as autism and Down's syndrome). Some people, including those with cancer, multiple sclerosis and HIV/AIDS, are automatically protected as disabled people by the Act. People with severe disfigurement will be protected as disabled without needing to show that it has a substantial adverse effect on day-to-day activities.'*

**Direct discrimination** occurs where a person is treated less favourably than another person because of a protected characteristic, such as their race, gender, disability or sexuality.

**Indirect discrimination** occurs where the effect of certain requirements, provision or practices imposed by an organisation has an adverse impact disproportionately on one group or other. Indirect discrimination generally occurs when a rule or condition, which is applied equally to everyone, can be met by a considerably smaller proportion of people from a particular group; the rule is to their advantage and it cannot be justified on other grounds.

**Positive discrimination** is illegal under UK anti-discrimination law and should not be confused with Positive Action. Positive discrimination generally means being favourable towards an individual or group for whatever reason, especially in the provision of social and educational facilities and employment opportunities.

**Positive Action** is legal and describes measures targeted at a particular group under represented in a particular programme or aspect of a sport. The term 'positive action' refers to a number of methods designed to counteract the effects of discrimination and to help eradicate stereotyping. It can be initiatives or activities that attempt to redress imbalances by providing extra help, doing things in a different way or promoting opportunities in targeted places and to targeted groups. Under this broad meaning, positive action may include actions such as the introduction of discriminatory selection procedures, and training programmes or policies aimed at preventing sexual harassment. An example of positive

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*action being taken is the employment of a female coach to lead a session aimed at women, to specifically encourage uptake and participation by female members.*

**Harassment** - *Harassment can be described as inappropriate actions, behaviour, comments or physical contact, which may cause offence i.e. mental or physical anxiety or hurt to an individual:*

*It may be related to gender, race disability, sexuality, age, religion, nationality or any personal characteristic of an individual.*

*Under the terms of the Criminal Justice Act 1994, harassment was made a criminal offence, punishable by a fine of up to £5,000 and/or a prison sentence of up to six months.*

**Victimisation** *can be described as treating an individual less favourably than one would treat others because the individual has made a complaint of discrimination, given evidence about such a complaint or raised a concern under the Public Interest (Disclosure) Act 1998.*

**Prejudice** *is literally pre-judging someone. It is usually led by negative, irrational feelings, resulting from preconceived attitudes and opinions.*

**Stereotyping** *is grouping or labelling people because they are members of a particular 'visible' group, and assuming that they have particular traits that are considered to be characteristics of that group.*

**Dignity** *is about respectful, responsible, fair and humane behaviour, something that is reflected in the club's constitution.*

**Disadvantage** *is where, as a result of discrimination, an individual or group is deprived of some or all resources and opportunities. This may affect people directly or indirectly.*

**Social exclusion** *is when people or areas suffer from one or a combination of linked problems such as unemployment, poor skills, low income, high crime environments or lack of facilities.*

**The LTA's equality and diversity policy** [www.lta.org/equality](http://www.lta.org/equality) *sets out our commitment to opposing all forms of discrimination. The LTA will ensure that its employees, members, volunteers, players, officials, affiliated clubs and customers are not discriminated against on the basis of any of the following:*

- *race, colour, ethnic group or national origin*
- *gender or marital status*
- *disability*
- *sexuality or sexual orientation*
- *age*
- *employment status*
- *actual/suspected HIV/AIDS*
- *religion and faith*
- *unrelated criminal offences/ex-offenders (subject to any legal or public interest constraints)*
- *responsibilities for children or dependents*

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BOM Approval: ..... *Brian Kelly* President  
..... *Laurie McKeown* via President + Welfare Officer  
..... *M.M. Beake* (Treasurer)  
..... *M. Murray* Membership Secretary  
..... *Gordon White* Secretary