



People and Culture Policy Workplace Discrimination and Harassment Policy

Garib Unnayan Sangstha (GUS)

1. Purpose

The purpose of this document is to:

- state GUS policy on prohibited behavior including workplace harassment, sexual harassment, discrimination and bullying;
- outline what constitutes prohibited behavior in the workplace and assist stakeholders' understanding of related issues

2. Scope

This policy applies to:

- board members
- all employees GUS and GUS Trading, including: managers and supervisors; full-time, part-time or casual, temporary or permanent employees; job candidates; student placements, contractors, sub-contractors and volunteers
- how GUS provides services to clients and how it interacts with other members of the public
- all aspects of employment, including but not limited to: recruitment and selection; conditions and benefits; training and promotion; task allocation; shifts; hours; leave arrangements; workload; equipment and transport
- on-site, off-site or after hours work; work-related social functions; conferences – wherever and whenever employees may be as a result of their GUS duties
- Employee's treatment of other employees, of clients, and of other members of the public encountered in the course of their GUS duties.

3. Policy Statement

GUS is committed to providing a safe, flexible and respectful environment for employees and clients free from all forms of discrimination, harassment and bullying.

All GUS employees are required to treat others with dignity, courtesy and respect.

By effectively implementing our **Workplace Discrimination and Harassment Policy** we will attract and retain talented employees and create a positive environment for everyone

Employee Rights and Responsibilities

All employees are entitled to:

- recruitment and selection decisions based on merit and not affected by irrelevant personal characteristics
- work free from incivility, discrimination, bullying and sexual harassment
- the right to raise issues or to make an enquiry or complaint in a reasonable and respectful manner without being victimized
- Reasonable flexibility in working arrangements, especially where needed to accommodate their family responsibilities, disability, religious beliefs or culture.

All employees must:

- follow the standards of behavior outlined in this policy
- offer support to people who experience discrimination, bullying or sexual harassment, including providing information about how to make a complaint
- avoid gossip and respect the confidentiality of complaint resolution procedures
- Treat everyone with dignity, courtesy and respect.

Additional responsibilities of managers and supervisors

Managers and supervisors must also:

- model appropriate standards of behavior
- take steps to educate and make employees aware of their obligations under this policy and the law
- intervene quickly and appropriately when they become aware of inappropriate behavior
- act fairly to resolve issues and enforce workplace behavioral standards, making sure relevant parties are heard
- help employees resolve complaints informally
- refer formal complaints about breaches of this policy to the appropriate complaint handling officer for investigation
- ensure employees who raise an issue or make a complaint are not victimized
- ensure that recruitment decisions are based on merit and that no discriminatory requests for information are made
- Seriously consider requests for flexible work arrangements.

3.Unacceptable Workplace Conduct

Discrimination, bullying, harassment and sexual harassment are unacceptable at GUS and are unlawful under the following legislation:

- *Sex Discrimination Act 1984* (Cth)
- *Racial Discrimination Act 1975* (Cth)
- *Disability Discrimination Act 1992* (Cth)
- *Age Discrimination Act 2004* (Cth)
- *Australian Human Rights Commission Act 1986* (Cth).

Employees (including managers) found to have engaged in such conduct might be counseled, warned or disciplined. Severe or repeated breaches can lead to formal discipline up to and including dismissal.

Discrimination:

Discrimination is treating, or proposing to treat, someone unfavorably because of a personal characteristic protected by the law, such as sex, age, race or disability.

Discrimination can occur:

Directly, when a person or group is treated less favourably than another person or group in a similar situation because of a personal characteristic protected by law (see list below). For example,

- An employee is harassed and humiliated because of their race, or
- A worker employee is refused promotion because they are 'too old'

Indirectly, when an unreasonable requirement, condition or practice is imposed that has, or is likely to have, the effect of disadvantaging people with a personal characteristic protected by law (see list below).

For example, redundancy is decided based on people who have had a worker's compensation claim rather than on merit.

Protected personal characteristics under Federal discrimination law include:

- a disability, disease or injury, including work-related injury
- parental status or status as a caregiver, for example, because they are responsible for caring for children or other family members
- race, colour, descent, national origin, or ethnic background
- age, whether young or old, or because of age in general
- sex
- industrial activity, including being a member of an industrial organisation like a trade union or taking part in industrial activity, or deciding not to join a union
- religion
- pregnancy and breastfeeding
- sexual orientation, intersex status or gender identity, including gay, lesbian, bisexual, transsexual, transgender, queer and heterosexual
- marital status, whether married, divorced, unmarried or in a de facto relationship or same sex relationship
- political opinion
- social origin
- medical record
- an association with someone who has, or is assumed to have, one of these characteristics, such as being the parent of a child with a disability.

It is also against the law to treat someone unfavorably because you assume they have a personal characteristic or they may have it at some time in the future.

Bullying:

Bullying happens when someone in the workplace repeatedly behaves unreasonably towards another person or group of people and causes a risk to health and safety in the workplace. This behavior doesn't have to be related to the person or group's characteristics but is considered bullying if:

- a person or group of people repeatedly act unreasonably towards them or a group of workers
- the behavior creates a risk to health and safety

Unreasonable behavior includes victimizing, humiliating, intimidating or threatening. Whether a behavior is unreasonable can depend on whether a reasonable person might see the behavior as unreasonable in the circumstances. Examples of bullying behavior may include:

- behaving aggressively
- teasing or practical jokes
- pressuring someone to behave inappropriately
- excluding someone from work-related events or
- Unreasonable work demands.

(Bullying extract from: <https://www.fairwork.gov.au/employee-entitlements/bullying-and-harassment#what-is-bullying>)

Workplace Harassment

Workplace harassment is where a person is subjected to behavior, (other than sexual harassment) that:

- is repeated, unwelcome and unsolicited;
- the person considers it to be offensive, intimidating, humiliating or threatening;
- A reasonable person would consider it to be offensive, humiliating, intimidating or threatening.

Workplace harassment can be committed by: an employer, worker, co-worker, group of co-workers, partner, donor or a member of the public.

Workplace harassment covers a wide range of behaviors. Some examples include (but are not limited to:-

- abusing a person loudly, usually when others are present;
- repeated threats of dismissal or other severe punishment, that do not follow OAU's standard disciplinary procedures;
- making/sending offensive messages (e.g. via email, telephone or other means);
- significantly impairing the person's work in any way such as withholding information, removing content or altering the intent of the person's work;
- maliciously excluding and isolating a person from workplace activities that they would normally be involved in;
- persistent and unjustified criticisms, often about petty, irrelevant or insignificant matters;
- humiliating a person through gestures, sarcasm, criticism and insults, often in front of others;
- Spreading false information.

Sexual Harassment:

The Protection from Sexual Exploitation and Abuse (including sexual harassment) is a GUS policy that covers everyone listed under the Scope of this policy. Staff should refer to this policy for information and support, as well as the process for reporting. Staff is encouraged to speak with a Safeguarding Focal Point to receive information and support.

Victimization

Victimization is subjecting or threatening to subject someone to a detriment because they have asserted their rights under equal opportunity law, made a complaint, helped someone else make a complaint, or refused to do something because it would be discrimination, sexual harassment or victimization. Victimization is against the law.

It is also victimization to threaten someone (such as a witness) who may be involved in investigating an equal opportunity concern or complaint.

Victimization is a very serious breach of this policy and is likely (depending on the severity and circumstances) to result in formal discipline against the perpetrator.

GUS has a zero tolerance approach to victimization.

Gossip

It is unacceptable for employees at GUS to talk with other employees, clients or suppliers about any complaint of discrimination or harassment.

Breaching the confidentiality of a formal complaint investigation or inappropriately disclosing personal information obtained in a professional role (for example, as a manager) is a serious breach of this policy and may lead to formal discipline.

2. Merit at GUS

All recruitment and job selection decisions at GUS will be based on merit – the skills and abilities of the candidate as measured against the inherent requirements of the position – regardless of personal characteristics.

It is unacceptable and may be against the law to ask job candidates questions, or to in any other way seek information, about their personal characteristics, unless this can be shown to be directly relevant to a genuine requirement of the position.

3. Resolving issues at GUS

GUS strongly encourages any employee who believes they have been discriminated against, bullied, sexually harassed or victimized to take appropriate action by first speaking directly with the person or persons involved and requesting they cease the behavior or rise with your manager.

Employees who do not feel safe or confident to take such action may seek assistance from their People & Culture Business Partner or a Contact Officer for advice and support or action on their behalf.

Contact Officers

GUS have Contact Officers who have been trained to provide employees with information and support about discrimination, bullying and harassment including options for dealing with these behaviors in the workplace. Details for the Contact Officers can be found on the Intranet at.

Lodging and managing complaints

Employees who wish to lodge a complaint should be directed to the Section Director or the Associate Director People & Culture.

All complaints received from internal or external persons are taken seriously. If upon receipt of a complaint it is determined that an investigation is required, the GUS Investigation Procedure will be followed. All cases are registered with the People & Culture Unit to ensure a fair and transparent process is undertaken. The Associate Director People & Culture will determine if an internal or external investigator is appointed. All investigations are allocated a Case Manager who will oversee the investigation from start to finish. If a case is substantiated it may result in disciplinary action.

Employees who wish to lodge an anonymous complaint may do so via the Whispli portal. This anonymous option is confidential and is available on the home page of the GUS Intranet and External GUS Bangladesh webpage.

Employee assistance program (EAP)

GUS employees and their immediate family are entitled to access EAP support. This is a confidential, independent and professional counseling service. This is available regardless of whether the issue is related to a workplace problem or some other issue. To access the EAP, contact Number: +8801744496771, +8801716754772, Whatsapp: +88001744496771, +8801716754772, Imo: +8801744496771, +8801716754772, Skype: latif.gus or asaduzzaman.ripon12, Facebook ID: Garib Unnayan Sangstha, Youtube Channel: Garib unnayan sangstha(GUS). E-mail: latifgus@gmail.com Website: www.gus.org.bd

3. Related Documents

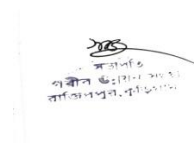
This policy is to be read in conjunction with:

- 1) GUS Protection from Sexual Exploitation and Abuse Policy
- 2) GUS Investigation Procedure
- 3) GUS Enterprise Agreement
- 4) Recruitment & Selection Policy
- 5) Trading PPP Guidelines
- 6) GUS Office Handbooks
- 7) Expatriate Contracts.



Md. Abdul Latif
Executive Director
Garib Unnayan Sangstha (GUS)

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Executive Director
Garib Unnayan Sangstha (GUS)



Md. Sajedul Islam
Chair person- Board of Trustee
Garib Unnayan Sangstha (GUS)

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