



# **Equal Opportunity and Diversity, Equity & Inclusion Guide**

# Contents

<b>Contents</b> .....	<b>2</b>
<b>Forms</b> .....	<b>3</b>
<b>Section One – Equal Opportunity</b> .....	<b>5</b>
What is Discrimination? .....	5
Types of Discrimination.....	5
Legislation and Prohibited Grounds .....	8
When is it Lawful to Discriminate? .....	12
Employment Considerations for Particular Demographics .....	18
Other Reporting Obligations.....	22
Penalties .....	29
Where Can Complaints be Made? .....	30
Recruitment.....	32
Pro-forma Equal Employment Opportunity Policies.....	32
<b>Section Two – Harassment &amp; Workplace Bullying</b> .....	<b>34</b>
Codes of Practice .....	34
Harassment in the Workplace .....	37
Liability.....	42
Workplace Bullying .....	54
Develop and Implement Policy and Procedures.....	57
How to Minimise Workplace Bullying.....	58
Complaints .....	58
Investigating Complaints of Harassment, Workplace Bullying or Victimisation.....	60
<b>Section Three – Diversity, Equity, &amp; Inclusion</b> .....	<b>64</b>
What is Diversity, Equity, and Inclusion?.....	64
The Key to Inclusive Organisations .....	68
What is Inclusive Leadership? .....	69
Mindsets of Inclusive Leadership .....	69
How Can Organisations Encourage Inclusive Leadership? .....	70
DEI Councils.....	71
Developing a Policy.....	72
Benefits of DEI.....	76
DEI Initiatives.....	78
<b>Schedule One - Important Terminology</b> .....	<b>88</b>

## Forms

Checklist – Recruitment – Process

Checklist – Recruitment – Employing Overseas Workers

Form – Recruitment – Interview Questions

Form – Recruitment – Immigration Status

Form – HR – Employee Complaint

Letter – HR – Requestion for Flexible Working Arrangements

Letter – HR – Acceptance of Flexible Working Arrangements

Letter – HR – Refusing Request for Flexible Working Arrangements

Template – Contract of Employment – Individual Flexibility Arrangement National System Award Covered

Policy – HR – Code of Conduct

Policy – HR – Cultural/Ceremonial Leave

Policy – HR – Diversity and Inclusion

Policy – HR – Equal Opportunity Policy

Policy – HR – National System Family and Domestic Violence Leave Policy

Policy – HR – Sexual Harassment Policy

Policy – HR – Workplace Bullying and Harassment Policy