

# **EQUAL OPPORTUNITIES POLICY & GUIDELINES**

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## CONTENTS

|  |   |
|--|---|
| DOCUMENT CHANGE CONTROL .....                            | 3 |
| 1. EQUAL OPPORTUNITIES STATEMENT .....                   | 4 |
| 2. ABOUT THIS POLICY .....                               | 4 |
| 3. WHO IS RESPONSIBLE FOR THIS POLICY? .....             | 4 |
| 4. DISCRIMINATION .....                                  | 4 |
| 5. RECRUITMENT AND SELECTION.....                        | 5 |
| 6. TRAINING AND PROMOTION AND CONDITIONS OF SERVICE..... | 6 |
| 7. TERMINATION OF EMPLOYMENT .....                       | 6 |
| 8. DISABILITIES .....                                    | 6 |
| 9. PART-TIME AND FIXED-TERM WORK.....                    | 6 |
| 10. BREACHES OF THIS POLICY.....                         | 7 |

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### Document Change Control

All changes are to be agreed and authorised by the CEO.

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|     | Signed  | Date          |
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All changes are logged in the Policies Document Control Register.

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## 1. EQUAL OPPORTUNITIES STATEMENT

- 1.1 Brockwell Energy Limited, including all of its subsidiaries, (the “Company”) is committed to promoting equal opportunities in employment. You and any job applicants will receive equal treatment regardless of age, disability, gender reassignment, marital or civil partner status, pregnancy or maternity, race, colour, nationality, ethnic or national origin, religion or belief, sex or sexual orientation (the “**Protected Characteristics**”).

## 2. ABOUT THIS POLICY

- 2.1 This policy sets out the Company’s approach to equal opportunities and the avoidance of discrimination at work. It applies to all aspects of employment with the Company, including recruitment, pay and conditions, training, appraisals, promotion, conduct at work, disciplinary and grievance procedures, and termination of employment.
- 2.2 This policy covers all employees, officers, consultants, contractors, volunteers, interns, casual workers and agency workers.
- 2.3 This policy does not form part of any employee's contract of employment and the Company may amend it at any time.

## 3. WHO IS RESPONSIBLE FOR THIS POLICY?

- 3.1 The Company’s board of directors (the board) has overall responsibility for the effective operation of this policy and for ensuring compliance with discrimination law.
- 3.2 All managers must set an appropriate standard of behaviour, lead by example, and ensure that those they manage adhere to the policy and promote the Company’s aims and objectives with regard to equal opportunities. Managers will be given appropriate training on equal opportunities awareness and equal opportunities recruitment and selection best practice.
- 3.3 If you have any questions about the content or application of this policy, you should contact the Company’s Chief Financial Officer (**CFO**) to request training or further information.
- 3.4 Staff are invited to comment on this policy and suggest ways in which it might be improved by contacting the Company’s CFO.

## 4. DISCRIMINATION

- 4.1 You must not unlawfully discriminate against or harass other people including current and former employees, job applicants, clients, customers, suppliers and visitors. This applies in the workplace, outside the workplace (when dealing with customers, suppliers or other work-related contacts or when wearing a work uniform), and on work-related trips or events including social events.
- 4.2 The following forms of discrimination are prohibited under this policy and are unlawful:
- a) **Direct discrimination:** treating someone less favourably because of a Protected Characteristic. For example, rejecting a job applicant because of their religious views or because they are (or are perceived to be) gay.
  - b) **Indirect discrimination:** a provision, criterion or practice (PCP) that applies to everyone but adversely (negatively) affects people with a particular Protected Characteristic more than others and is not justified. For example, requiring a job to be done full-time rather than part-

time would adversely affect women because they generally have greater childcare commitments than men. Such a requirement would be discriminatory unless it can be justified.

- c) **Harassment:** this includes sexual harassment but covers all unwanted conduct related to a Protected Characteristic, which has the purpose or effect of violating someone's dignity or creating an intimidating, hostile, degrading, humiliating or offensive environment for them. Harassment is dealt with further in the Company's Positive Work Environment Policy.
- d) **Victimisation:** retaliation against someone who has complained or has supported someone else's complaint about discrimination or harassment.
- e) **Disability discrimination:** this includes direct and indirect discrimination, any unjustified less favourable treatment because of the effects of a disability, and failure to make reasonable adjustments to alleviate any substantial disadvantages at work resulting from a disability.

## 5. RECRUITMENT AND SELECTION

- 5.1 Recruitment, promotion, and other selection exercises such as redundancy selection will be conducted on the basis of merit, against objective criteria that avoid discrimination. Shortlisting should be done by more than one person where possible. The Company's recruitment procedures should be reviewed regularly to ensure that individuals are treated on the basis of their relevant merits and abilities.
- 5.2 Vacancies should generally be advertised to a diverse section of the labour market. Advertisements should avoid stereotyping or using wording that may discourage particular groups from applying (or may seek and encourage people from under-represented groups to apply). They should include a short policy statement on equal opportunities and a copy of this policy will be made available on request.
- 5.3 Job applicants should not be asked questions which might suggest an intention to discriminate on grounds of a Protected Characteristic. For example, applicants should not be asked whether they are pregnant or planning to have children.
- 5.4 Job applicants should not be asked about health or disability before a job offer is made. There are limited exceptions which should only be used with the approval of the Company. For example:
  - a) Questions necessary to establish if an applicant can perform an intrinsic part of the job (subject to any reasonable adjustments).
  - b) Questions to establish if an applicant is fit to attend an assessment or any reasonable adjustments that may be needed at interview or assessment.
  - c) Positive action to recruit disabled persons.
  - d) Equal opportunities monitoring (which will not form part of the selection or decision-making process).

Where necessary, job offers can be made conditional on a satisfactory medical check.

- 5.5 The Company is required by law to ensure that all employees are entitled to work in the UK. Assumptions about immigration status should not be made based on appearance or apparent nationality. All prospective employees, regardless of nationality, must be able to produce original documents (such as a passport or full birth certificate + their NI Number)) before employment starts, to satisfy current immigration legislation. The list of acceptable documents is available from UK Visas and Immigration.

- 5.6 To ensure that this policy is operating effectively, and to identify groups that may be underrepresented or disadvantaged in the Company organisation, the Company monitors applicants' ethnic group, gender, disability, sexual orientation, religion and age as part of the recruitment procedure. Provision of this information is voluntary, and it will not adversely affect an individual's chances of recruitment or any other decision related to their employment.

The information is removed from applications before shortlisting and kept in an anonymised format solely for the purposes stated in this policy. Analysing this data helps the Company take appropriate steps to avoid discrimination and improve equality and diversity at recruitment and also at all levels in our organisation.

## **6. TRAINING AND PROMOTION AND CONDITIONS OF SERVICE**

- 6.1 Training needs will be identified through regular appraisals. You will be given appropriate access to training to enable you to progress within the organisation and all promotion decisions will be made on the basis of merit.
- 6.2 The Company's conditions of service, benefits and facilities are reviewed regularly to ensure that they are available to all of you who should have access to them and that there are no unlawful obstacles to accessing them.

## **7. TERMINATION OF EMPLOYMENT**

- 7.1 The Company will ensure that redundancy criteria and procedures are fair and objective and are not directly or indirectly discriminatory.
- 7.2 The Company will also ensure that disciplinary procedures and penalties are applied without discrimination, whether they result in disciplinary warnings, dismissal or other disciplinary action.

## **8. DISABILITIES**

- 8.1 If you are disabled or become disabled, the Company encourages you to tell it about your condition so that the Company can support you as appropriate.
- 8.2 If you experience difficulties (disadvantages) at work because of your disability, you may wish to contact the Company to discuss any reasonable adjustments that would help overcome or minimise the difficulty or disadvantage. The Company may wish to consult with you and your medical adviser about possible adjustments. The Company will consider the matter carefully and try to accommodate your needs within reason. If the Company considers a particular adjustment would not be reasonable it will explain its reasons and try to find an alternative solution where possible.
- 8.3 The Company will monitor the physical features of its premises to consider whether they might place anyone with a disability at a substantial disadvantage. Where necessary, the Company will take reasonable steps to improve access.

## **9. PART-TIME AND FIXED-TERM WORK**

- 9.1 Part-time and fixed-term staff should be treated the same as comparable full-time or permanent staff and enjoy no less favourable terms and conditions (on a pro-rata basis where appropriate), unless different treatment is justified.

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## 10. BREACHES OF THIS POLICY

- 10.1 The Company takes a strict approach to breaches of this policy, which will be dealt with in accordance with its Disciplinary Procedure. Serious cases of deliberate discrimination may amount to gross misconduct resulting in dismissal.
- 10.2 If you believe that you have suffered discrimination you can raise the matter through the Company's Grievance Procedure or through the Company's Positive Work Environment Policy as appropriate. Complaints will be treated in confidence and investigated as appropriate.
- 10.3 There must be no victimisation or retaliation against staff who complain about discrimination. However, making a false allegation deliberately and in bad faith will be treated as misconduct and dealt with under the Company Disciplinary Procedure.