



**Victorian Equal Opportunity
& Human Rights Commission**

INDEPENDENT REVIEW INTO

Workplace Equality in Ambulance Victoria

RECOMMENDATIONS

Published by the Victorian Equal Opportunity and Human Rights Commission,
Level 3, 204 Lygon Street, Carlton, Victoria 3053. March 2022.

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The Victorian Equal Opportunity and Human Rights Commission acknowledges and celebrates the Traditional Owners of the lands throughout Victoria and we pay our respects to their Elders, past and present.



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RECOMMENDATIONS

Recommendation 1

Learning through reflective practice

- (a) Ambulance Victoria's Chief Executive Officer should, as soon as practicable following the publication of Volume I of this final report:
 - (i) arrange for the Executive Committee to participate in a reflective practice workshop on the learnings from the *Independent review into workplace equality in Ambulance Victoria*, led by an independent and suitably skilled facilitator
 - (ii) together with the Executive Committee, develop and implement a plan to support all senior leaders and managers to engage in reflective practice discussions with their respective teams.
- (b) Ambulance Victoria should embed reflective practice into its forthcoming program of work to implement the recommendations in this final report.

Recommendation 2

Bearing witness, learning through listening and acknowledging through restorative justice

Ambulance Victoria should:

- (a) as soon as practicable following the publication of Volume I of this final report and subject to the provision of appropriate, dedicated funding, establish an independent restorative engagement scheme for current and former employees and first responders who have experienced past discrimination, sexual harassment, bullying and victimisation at Ambulance Victoria, to be administered by an appropriate external provider and operate for 18 months from when it commences
- (b) co-design the scheme with representatives of the scheme administrator, current and former members of the workforce, the various unions and professional associations and the Department of Health, applying the principles of restorative justice and victim-centred approaches to responding to unlawful and harmful workplace conduct and aligned with leading practice and lessons learned from restorative approaches within emergency services and other contexts
- (c) select members of the Executive Committee and other senior leaders to participate in the scheme and facilitate training for them in how to apply the principles of restorative justice and victim-centred approaches
- (d) together with the various unions and professional associations, promote the scheme widely to current and former employees and first responders
- (e) report regularly to the workforce on the de-identified outcomes of the scheme.

Recommendation 3

A holistic, evidence-based prevention plan

Ambulance Victoria should develop a comprehensive prevention plan targeting discrimination, sexual harassment, bullying, victimisation and other harmful workplace conduct, like incivility, within six months of the publication of Volume II of the final report. At a minimum, the plan should:

- (a) address the specific drivers and risk factors identified in this volume of the report
- (b) be informed by early and ongoing consultation with the workforce, the relevant unions and professional associations and the Department of Health
- (c) integrate and/or align prevention measures with any existing or new diversity and inclusion strategies, including the organisation's forthcoming Gender Equality Action Plan for the *Gender Equality Act 2020* (Vic)
- (d) include key accountabilities for leaders and managers and require ongoing monitoring and evaluation and continuous improvement efforts, to be led by the new dedicated division responsible for leading implementation of the Commission's recommendations (see Recommendation 11).

Recommendation 4

Communicating regularly and proactively about prevention

Ambulance Victoria should develop a schedule of opportunities to regularly and proactively:

- (a) reiterate its commitment to building and maintaining a safe working environment, free from discrimination, sexual harassment, bullying and victimisation
- (b) reiterate that discrimination, sexual harassment, bullying and victimisation are unlawful under the *Equal Opportunity Act 2010* (Vic) and related laws and contrary to the organisation's values and expected standards of conduct
- (c) improve awareness and understanding of its comprehensive prevention plan, as well as the available reporting, complaint and support pathways for employees and first responders.

Recommendation 5

The critical role of unions and professional associations in prevention

- (a) Ambulance Victoria should work together with Ambulance Employees Australia Victoria, Professionals Australia, the Victorian Ambulance Union Incorporated and other relevant unions and professional associations to enable them to inform their respective members of the organisation's response to the key findings and recommendations in this final report
- (b) Ambulance Employees Australia Victoria, Professionals Australia, the Victorian Ambulance Union Incorporated and other relevant unions and professional associations should:
 - (i) seek regular opportunities to reiterate their commitment to workplace equality, including through their continued support of the Independent review into workplace equality in Ambulance Victoria
 - (ii) ensure their staff receive regular training on the *Equal Opportunity Act 2010 (Vic)* and related laws, so that they can best advise their respective members on their rights and responsibilities
 - (iii) seek regular opportunities to inform their respective members about where they can access information and support about their rights and responsibilities under the *Equal Opportunity Act 2010 (Vic)* and related laws.

Recommendation 6

Protecting safety in isolated environments

Ambulance Victoria should, as soon as practicable, undertake a security audit of all isolated work environments within the organisation, with a view to identifying any necessary security measures (for example, locks, duress alarms), during which it should consult with other industry leaders who similarly oversee workers in unsupervised and isolated environments.

Recommendation 7

Resetting and embedding organisational values

Ambulance Victoria should:

- (a) adopt a new set of organisational values to guide and prioritise appropriate behaviour in a modern, professional and inclusive ambulance service
- (b) co-design its new organisational values with representatives of the organisation's workforce, with input from key partners, including the relevant unions and professional associations, the Department of Health and service users
- (c) publish a draft of its proposed new organisational values, invite internal and external feedback on the adequacy of those values and actively consider any feedback provided
- (d) develop a comprehensive plan to communicate and embed the new values across the employment lifecycle, from recruiting individuals who can show they are aligned with the organisation's values through to making adherence with the organisational values a relevant consideration in decisions related to termination
- (e) ensure accountability for demonstrating values-driven behaviour, including at a minimum through mandated performance metrics in individual performance development plans.

Recommendation 8

Encouraging a 'speak-up' culture

Ambulance Victoria should:

- (a) detail in its comprehensive prevention plan, to be developed pursuant to Recommendation 3:
 - (i) the critical role of each member of the workforce in taking action if they are a bystander to workplace discrimination, sexual harassment, bullying or victimisation
 - (ii) information about how bystanders can raise concerns or make informal reports or complaints about such conduct and practical examples of the actions they might take
 - (iii) the supports available to bystanders who do take action.
- (b) embed the Upstander program as part of its regular training program and ensure a minimum completion rate of 75% of the workforce within two years of the publication of Volume II of this final report
- (c) ensure that the revised complaint policy (see Recommendation 16) recognises the important role of bystanders and aligns the information included with its comprehensive prevention plan.

Recommendation 9

Contact Officers and Local Champions Network

Ambulance Victoria should:

- (a) reintroduce Workplace Equality Contact Officers, embedded in each region and, in doing so:
 - (i) develop new, standard Position Descriptions detailing their role and invite expressions of interest from operational and corporate staff, encouraging people of diverse backgrounds to apply
 - (ii) support the selected Contact Officers to access regular, quality training and resources on the *Equal Opportunity Act 2010 (Vic)* and related laws and participate in communities of practice and other forums to keep abreast of changes in the law and emerging leading practice
 - (iii) establish an internal network of Contact Officers that meets regularly
 - (iv) actively and regularly promote the names and contact information of Contact Officers to the workforce and ensure this information is updated regularly
- (b) implement a Champions of Change model to drive the reforms needed in the organisation to foster and maintain a culture of safety and equality in the workplace.

Recommendation 10

Valuing those who care

- (a) The Ambulance Victoria Board and the Minister for Ambulance Services should ensure that future statements of priorities are informed by an annual discussion on how to appropriately balance the importance of Ambulance Victoria meeting operational KPIs with the health, safety and wellbeing of the organisation's workforce and the need to create a positive workplace culture, building on the 2019-20 and 2020-21 agreements.
- (a) Ambulance Victoria should ensure that it affords appropriate weight to priorities designed to ensure the health, safety and wellbeing of the organisation's workforce, in addition to those related to operational KPIs.

Recommendation 11

Establish a dedicated division to drive reform

Ambulance Victoria should, within three months of the publication of Volume II of the final report, establish a centralised, dedicated division that:

- (a) drives and coordinates implementation of the Commission's recommendations
- (b) reports to an Executive Director and is directly accountable to the Chief Executive Officer
- (c) is comprised of subject matter experts with skills and expertise in equal opportunity issues (including discrimination, sexual harassment, bullying and victimisation) as well as diversity and inclusion strategies, employee engagement and large-scale organisational change and project management.

Recommendation 12

Supporting robust governance and oversight of reforms

Ambulance Victoria should, within three months of the publication of Volume II of the final report, establish a Steering Committee that:

- (a) monitors and oversees the implementation of the Commission's recommendations and organisational reforms as a whole
- (b) consists of a range of internal and external representatives from the Executive Committee, the workforce, unions and professional associations, the Department of Health and subject matter experts.

Recommendation 13

A victim-centred and fair report and complaint system

Ambulance Victoria should establish a new organisational response to reports and complaints of unlawful and harmful conduct that consists of:

- (a) a Workplace Harm Unit that –
 - (i) provides the first point of contact for reports and complaints of unlawful and harmful conduct to be made
 - (ii) provides impartial, confidential, timely information and advice about the report and complaint system, including about complaint pathways, processes and procedures
 - (iii) assesses and triages reports and complaints, taking necessary steps to ensure the safety and wellbeing of those involved, including through formal referral mechanisms to appropriate internal or external providers and agencies and escalating more serious matters for formal action as necessary
 - (iv) facilitates informal resolutions using flexible dispute resolution and restorative practices
 - (v) ensures that all relevant report and complaint policies, procedures, information and communication available to staff are up-to-date
 - (vi) collects and analyses data to identify trends and emerging risks that are assessed and compared with available data from the health sector and shared with the Chief Executive Officer, the Executive Committee and the Board on a quarterly basis, together with any actions implemented to respond to trends of concern
 - (vii) is an advocate for leading practice complaint handling and standards within Ambulance Victoria
- (b) a Specialist Support Unit to provide advocacy and direct support for those who have experienced unlawful and harmful conduct
- (c) an Investigations Unit that consists of specialist investigators and is responsible for the investigation of complaints.

The new organisational response should be developed in consultation with the workforce, and with relevant unions and professional associations.

Recommendation 14

Enhancing perceptions of independence and supporting capability for the new organisational response to reports and complaints of unlawful conduct

In establishing the new organisational model to respond to reports and complaints of unlawful conduct, Ambulance Victoria should:

- (a) develop position descriptions for key roles within the new organisational model that reflect the key attributes, skills and expertise necessary for staff in complaint handling roles
- (b) ensure that the staff appointed have a range of skills and experiences – such as professional experts in human resources, equal opportunity issues, bullying, discrimination, dispute resolution and restorative approaches, as well as data analytics and investigations expertise – and are a blend of internally and externally appointed staff
- (c) ensure sufficient resourcing is available to meet demand and established service standards (see Recommendation 20)
- (d) create a distinct reporting structure outside existing operational divisions that reports directly to the Chief Operations Officer.

Recommendation 15

Supporting staff to confidently report through anonymous pathways

Ambulance Victoria should introduce internal and external anonymous reporting pathways and communicate and promote these avenues to staff within three months of the publication of Volume I of the final report.

Recommendation 16

Embedding a victim-centred approach to processes and procedures

Ambulance Victoria should amend and consolidate its complaint handling policies and procedures into a single policy that, at a minimum, covers:

- (a) a comprehensive list of how, where and to whom a complaint can be made, including the available internal and external reporting options
- (b) information about the availability and role of support services
- (c) the multiple options available to resolve a report or complaint, from informal resolutions through to formal reports and complaints
- (d) how a complaint will be managed, the steps involved, the roles and responsibilities of key staff and service standards that clearly set out what to expect
- (e) the range of outcomes that may be achieved
- (f) guidance about when a complaint will be immediately escalated to a formal complaint process or referred to an external agency, such as Victoria Police
- (g) guidance on when internal and external investigators may be appropriate, including for complaints about senior staff members
- (h) how information will be recorded or taken and the confidentiality safeguards in place
- (i) information about victimisation, including a clear statement that it is unlawful
- (j) how the performance of the report and complaint system will be monitored.

Recommendation 17

Supporting choice and control and addressing harm at the earliest opportunity

Ambulance Victoria should:

- (a) develop options to support people to resolve reports of unlawful and harmful conduct informally
- (b) document in its complaint policies and procedures guidance for complainants and managers on when an informal resolution is safe and appropriate.

Recommendation 18

Developing resources to support accessibility of the report and complaint system

Ambulance Victoria should:

- (a) develop information guides and fact sheets that clearly outline:
 - (i) the internal and external pathways to make a complaint
 - (ii) the support services available to all those involved in report and complaint processes, including complainants, respondents and witnesses
 - (iii) what complainants, respondents and witnesses involved in a complaint process should expect, such as timeframes, what information they will receive, expected standards of service and how their information will be handled
 - (iv) the outcomes available through a report or complaint process.
- (b) ensure that the information guides and fact sheets are available across workplaces, including electronically and as physical hard copies, and updated annually.

Recommendation 19

Supporting transparency and developing learning tools

Ambulance Victoria should:

- (a) regularly create and publish de-identified case studies of the outcomes of reports and complaints, to create better understanding among the workforce of the steps it takes to address unlawful and harmful workplace conduct and as learning tools to educate all employees and first responders on acceptable standards of behaviour
- (b) regularly publish information about the performance and complaint system against the benchmarks recommended (see Recommendation 20) to the workforce and public

Recommendation 20

Understanding how the report and complaint system is working

Ambulance Victoria should establish agreed benchmarks to measure the performance of its report and complaint system that include:

- (a) timelines for key steps and actions in the report and complaint process, including:
 - (i) acknowledgment of receipt
 - (ii) resolution of 'simple' reports or complaints
 - (iii) resolution of urgent or priority reports or complaints
 - (iv) trigger points for notification of delays
- (b) satisfaction of the report and complaint process and outcomes for those involved (including complainants, respondents and witnesses)
- (c) quality measurements, such as the ease of using the report and complaint system, the fairness of the process and the clarity of communication.

In establishing these benchmarks, Ambulance Victoria should, with the assistance of the Department of Health, seek to consult with and, where possible, agree on common benchmarks to measure performance throughout the health sector.

Recommendation 21

Learning lessons and improving service delivery at the earliest opportunity

Ambulance Victoria should:

- (a) develop standard processes for seeking feedback from all parties involved in a complaint, with a view to identifying and intervening against any victimisation and informing practice and service improvements
- (b) provide guidance to those who manage and handle complaints on the factors that should inform analysis of organisational and systemic issues
- (c) ensure that staff members with complaint handling and management responsibilities hold relevant skills, training and expertise to undertake root cause analysis of organisational and systemic issues.

Recommendation 22

Creating and maintaining records and data to improve analytical capability

Ambulance Victoria should ensure that:

- (a) its policies and procedures clearly require the creation and appropriate maintenance of records of all incidents, complaints, responses and decisions related to unlawful and harmful conduct, including those reported informally
- (b) the Workplace Harm Unit, the Specialist Support Unit, and the Investigations Unit are equipped with a single, centralised and secure information technology system that adheres to best practice information management requirements.

Recommendation 23

Supporting the effective delivery of reporting and complaint reforms

Ambulance Victoria should establish an Expert Advisory Group to:

- (a) provide advice and support on the implementation of reforms to its report and complaint system, including key developments such as establishing self-resolution and informal reporting processes
- (b) support the development of revised procedures and processes to ensure their continued alignment and with leading practice
- (c) be comprised of subject matter experts in complaint handling, unlawful conduct and/or restorative practices, as well as nominated representatives from relevant unions and the workforce.

Recommendation 24

Enhancing accountability of the report and complaint system

Ambulance Victoria should revise the Terms of Reference of the Professional Conduct Committee to:

- (a) ensure a unified approach to data collection and analysis of the handling of reports and complaints
- (b) regularly review reports and complaints data to identify patterns, trends, systemic issues and measures to continuously improve efforts to prevent and respond to unlawful conduct
- (c) monitor the performance of the report and complaint system against a range of benchmarks, including timeliness, quality and satisfaction.

Recommendation 25

Increasing diversity on the Ambulance Victoria Board

- (a) The Ambulance Victoria Board and the Victorian Department of Health should expand and align the demographic data they collect about incoming directors and work together to develop and maintain an integrated diversity and skills matrix for the Ambulance Victoria Board. At a minimum, the matrix should include information about Aboriginality, age, disability, ethnicity, gender identity, race, religion and sexual orientation (in addition to director skills), with options for directors 'not to disclose'.
- (b) Ambulance Victoria should work closely with the Victorian Government to explore amending section 17(3) of the *Ambulance Services Act 1986 (Vic)* to require the Minister to have regard to diversity when recommending appointments to the Ambulance Victoria Board.
- (c) The Ambulance Victoria Board should proactively assess and promote its demographic diversity as part of existing annual Board evaluations, informed by the integrated diversity and skills matrix.
- (d) Ambulance Victoria should include a dedicated section in its annual report detailing the aggregate gender and diversity composition of the organisation's Board and how the Board and the organisation have promoted and prioritised workplace equality.

Recommendation 26

Disrupting harmful stereotypes

As part of its efforts to reset and embed organisational values, as required by Recommendation 7, and ongoing efforts to embed workplace equality, Ambulance Victoria should seek to proactively disrupt harmful stereotypical views and:

- (a) build a new organisational vision concerning the expertise, capabilities and personal attributes that are needed to succeed in any role and at any level of the organisation
- (b) send a clear message about the value it attaches to all cohorts and roles within the organisation.

Recommendation 27

Prioritising conscious inclusion throughout the recruitment lifecycle

Ambulance Victoria should:

- (a) embed conscious inclusion initiatives at each stage of the recruitment lifecycle, to help attract candidates from diverse backgrounds and offer them support during the recruitment process
- (b) encourage the greater use of external advertising and (external) lateral recruitment to diversify its workforce and future leadership talent pool
- (c) set clear and progressive targets within its forthcoming Gender Equality Action Plan to increase the representation of women in operational leadership roles at the middle, senior and executive management levels and among MICA Paramedics and MICA Paramedic Educators.

Recommendation 28

Removing structural barriers to career advancement

Ambulance Victoria should:

- (a) consider opportunities to actively promote and support the ability for paramedics to complete the MICA program while working flexibly
- (b) as soon as practicable remove all remaining requirements for managerial endorsement across career advancement opportunities, including from its Recognition and Development Process
- (c) amend its Recognition and Development Process to remove sick leave patterns as a consideration and include exemptions to the '12-month rule' for employees who have been on parental leave or working flexibly during the prior 12 months and enable alternative assessment.

Recommendation 29

Advancing equal pay

Ambulance Victoria should consider the following actions when developing its Gender Equality Action Plan under the *Gender Equality Act 2020* (Vic):

- (a) develop an equal pay policy and seek to include an equal pay clause in future enterprise agreements
- (b) introduce targets to reduce the gender pay gap and report against these targets annually
- (c) allocate sufficient resources to rectify pay gaps identified through pay gap analyses
- (d) support managers and hold them accountable for achieving equal pay including, at a minimum, through incorporating the issue of equal pay into broader training and resources for managers and requiring managers to demonstrate as part of their annual performance appraisals how they have sought to ensure pay equality
- (e) establish processes to raise concerns or make unequal pay complaints
- (f) target the underlying drivers of unequal pay at Ambulance Victoria including by expediting more inclusive recruitment and promotion practices as set out in these recommendations
- (g) expand workforce demographic data collection and monitoring to identify any other pay gaps.

Recommendation 30

Removing structural barriers and embedding flexibility into immediate and long-term workforce planning and the employment lifecycle

Ambulance Victoria should:

- (a) together with Ambulance Employees Australia Victoria, Professionals Australia and the Victorian Ambulance Union Incorporated, evaluate the impacts (positive and negative) of the rolled-in rate, including the degree to which all impacts are experienced equally by all staff, and the impact of the rolled-in rate on implementing new approaches to enhance workplace flexibility
- (b) reconsider the use of the shift-weighting calculator in determining flexible work applications so that individual needs and other relevant factors are given equal consideration to fair distribution of shifts
- (c) embed workplace flexibility into the future design of all shifts and rosters by:
 - (i) assuming that a significant percentage of the workforce will require flexibility (to be drawn from consultation with staff and unions about current and future needs) and that this will increase incrementally
 - (ii) establishing a community of practice across the health sector to learn of innovative local approaches to shift and roster design
 - (iii) diversifying roster design and shift length to ensure demand for emergency health services continues to be met, while enabling workforce participation by employees who require the most flexibility, rather than only employees who require limited or no flexibility
 - (iv) exploring options to give managers more input into roster design to ensure flexible work and local solutions are implemented
- (d) consider flexibility as a default position when designing all roles and actively increase the cohort of part-time workers to attract a more diverse workforce, formally allowing for transition to future, full-time work, and ensuring equal access to professional development and career advancement opportunities.

Recommendation 31

Implementing and tailoring the Think Flex First Framework

Ambulance Victoria should:

- (a) review, update and fully implement its Think Flex First Framework, including updating all relevant policies, procedures, systems, guidance material and training to ensure flexibility becomes embedded in the culture of the organisation
- (b) enhance the role of those working in the People and Culture division in the process and procedure for applying for a flexible working agreement by including them as subject matter experts in discussions between managers and employees (at the request of either party) to support more creative and viable flexibility options and review all refusals to ensure legal compliance
- (c) adopt the VPS 'all roles flex' approach for corporate staff and include this approach in its forthcoming Gender Equality Action Plan as part of its compliance with the *Gender Equality Act 2020 (Vic)*. Adopting an 'all roles flex' approach includes reviewing and amending flexible working arrangement processes and procedures for those staff so they:
 - (i) encourage informal flexibility and distinguish it from a formal flexible working agreement
 - (ii) provide practical guidance on how to use existing and new technology to collaborate and communicate virtually
 - (iii) centre flexibility discussions around workers' productivity, impact and outputs, instead of when and where work is conducted
- (d) continue to identify options to increase flexibility for all staff members by supporting teams (in both operational and corporate settings) to trial localised strategies, test them with simple evaluation tools and share successes, particularly during enterprise bargaining
- (e) ensure the new centralised, dedicated division established to drive and coordinate implementation of the Commission's recommendations (see Recommendation 11) has the resourcing and capability to support and monitor the implementation of Recommendation 31(a) – (d), including reporting to the Executive and Board
- (f) as a priority, seek from the Victorian Government the funding required to support the implementation of greater workplace flexibility across the organisation, including funding for necessary staff in core teams (including People and Culture and the new Division), followed by funding for other necessary resources required to accommodate a more flexible workforce.

Recommendation 32

Monitoring the legal compliance and continual improvement of flexible work practices

- (a) The Ambulance Victoria Board should receive quarterly reporting of de-identified flexible work data as a key metric and ultimately be responsible for ensuring compliance with the law and continual improvement. At a minimum, reporting should:
 - (i) refer to the quantity and basis for applications, approvals and refusals
 - (ii) be analysed in conjunction with other data to accurately assess the ongoing impact of workplace flexibility on key indicators, including (but not limited to) service delivery, staff recruitment, turnover and retention, promotion and progression, and staff health, safety and wellbeing
 - (iii) inform continuous improvement workforce planning (see Recommendation 33).
- (b) Ambulance Victoria should finalise the development of the Chris21 system and:
 - (i) embed responsibility for the People and Culture Division within the process to record all data pertaining to requests for flexible working arrangements, approvals and refusals (including reasons for refusal)
 - (ii) provide regular, accurate data reporting to the Board and Executive Committee and make de-identified flexibility data transparent to staff via internal communication.

Recommendation 33

Building knowledge, capability and accountability

Ambulance Victoria should:

- (a) ensure all employees are aware of the organisation's commitment to flexibility by embedding relevant content pertaining to rights and obligations under the Think Flex First Framework, the *Equal Opportunity Act 2010* (Vic), the *Fair Work Act 2009* (Cth), the Ambulance Victoria Enterprise Agreement 2020 (and other industrial agreements) into induction and other relevant training for graduate paramedics and new employees
- (b) build capability for managers by:
 - (i) embedding relevant content referred to in recommendation (a) above and content that better enables managers to promote workplace flexibility and respond to and support flexible working arrangements requests in new targeted workplace equality training for managers referred to in Section 12.5.1
 - (ii) developing fit-for-purpose resources and tools for employees, managers and teams to ensure managers apply the Think Flex First Framework and ensure all staff have equal access to flexibility.
- (c) embed workplace flexibility key performance indicators for managers to formally incentivise and acknowledge inclusive leadership behaviour and identify managers who require additional capability and support:
 - (i) managers who do not record written reasons for refusals should be assessed as not meeting core behavioural and risk KPIs
 - (ii) actively role modelling flexibility and/or endeavours to introduce team-led advancements in flexibility should be identified as an example of meeting core behavioural KPIs.

Recommendation 34

Creating reasonable adjustment policies, expertise and strategy

Ambulance Victoria should embed leading practice expertise and practice with regard to reasonable adjustments by:

- (a) developing a stand-alone overarching Reasonable Adjustments Policy and Procedure that incorporates the Fitness For Duty Policy and Procedure and Return to Work Policy and is informed by consultation with union representatives, external experts and staff who have sought reasonable adjustments
- (b) incorporating detailed guidance in the new Reasonable Adjustments Policy on what reasonable adjustments may constitute for a potential or existing employee, and how to identify reasonable adjustments as a first step
- (c) amending the Fitness for Duty process in the new policy so that employees are only required to undertake an assessment when they disclose a condition that prevents them from adequately performing the 'genuine and reasonable' requirements of their role, and providing examples and guidance for this in the case of operational staff
- (d) collecting and capturing data relating to applications, approvals, types of reasonable adjustments provided, and refusals, not only for reporting purposes but for the purposes of continuous improvement
- (e) taking steps to expand capability within the People and Culture division, so the people working in this sector are better equipped to support the organisation to adopt leading practice approaches
- (f) embedding content to promote and implement the new policy into existing, relevant training.

Recommendation 35

Improving long-term planning for transition to retirement

Ambulance Victoria should:

- (a) factor transition to retirement for its existing and future employees into long-term workforce planning via a transition to retirement strategy, informed by sector peers, staff and unions and professional associations, so that systems and options are in place to maximise the contribution of workers as they near retirement, while supporting their health and wellbeing
- (b) review and update its arrangements relating to transition to retirement, so that:
 - (i) regular mechanisms are in place to seek staff and union input into improvements to transition to retirement options and support
 - (ii) employees who are considering retirement have access to dedicated and specialist counsellors who can assist them and their manager prepare a long-term plan.

Recommendation 36

Strengthening workplace equality education and training

Ambulance Victoria should:

- (a) work in partnership with an external training provider with expertise in leading practice approaches to workplace equality and leadership development, to re-develop and deliver live (in-person or virtually) and as part of induction and otherwise annually:
 - (i) a workplace equality training program for all employees and first responders
 - (ii) an advanced, tailored training program for leaders and managers that reinforces their key responsibilities under the *Equal Opportunity Act 2010 (Vic)* and builds core workplace equality competencies, including managing challenging conversations and addressing conflict, engaging the workforce in safe discussions about workplace equality, monitoring and mitigating risks of unlawful and harmful workplace conduct, taking a victim-centric and trauma-informed approach to reports and complaints of unlawful and harmful workplace conduct, which includes understanding intersectionality and the particular needs of different staff cohorts, and anticipating and addressing backlash.
- (b) also develop practical tools and resources to support the workforce and leaders and managers to apply key learnings from these programs
- (c) ensure its systems allow training completion rates to be adequately monitored and reported on.

The training should be rolled out sequentially, with the advanced management training program delivered by December 2022, followed by universal workplace equality training for all employees and first responders to be delivered by July 2023.

Recommendation 37

Embedding sustained learning and development

Ambulance Victoria should continue to deliver the Leading Together Program to middle and frontline managers, while also taking other immediate steps to support managers to develop and demonstrate improved people management capabilities and inclusive leadership, including by:

- (a) ensuring managers have performance development plans in place by December 2022 with standardised KPIs for workplace equality and people management
- (b) trialling the use of a 360-feedback tool to support ongoing development in the first instance, with further consideration to using such tools for performance appraisal in future
- (c) requiring individuals who are assessed as eligible to act in a management role but have not yet completed leadership and people management training to do so as soon as practicable and assigning all acting managers a mentor while acting in a management role
- (d) exploring ways to provide diverse learning opportunities and exposure to a variety of leadership and management approaches, for example through regular external secondments or external, cross-sector communities of practice
- (e) conducting a comprehensive capability audit following the delivery of the Leading Together program to assess its impact and apply lessons to future iterations of the program.

Recommendation 38

Creating an operating environment where capabilities can be realised

In consultation with the Department of Health, Ambulance Victoria should consider how it can enable and support more regular contact and engagement between managers and their team members (including ensuring sufficient time and capacity) to allow them to deliver on a fair, equal and inclusive workplace.

Recommendation 39

Fully embedding workplace safety and equality in risk management and health and safety systems

Ambulance Victoria – led by its Board – should review, further develop and use its risk management and health and safety systems to

- (a) ensure the drivers of workplace harm identified in this review are identified, visible and escalated at an enterprise level
- (b) reduce the risks to workplace equality and safety and enable continuous improvement.

Recommendation 40

Updating and strengthening governance documents

Ambulance Victoria should review key corporate documents to ensure explicit, consistent and strong statements of commitment to and shared responsibility for workplace equality and safety that underpins other corporate priorities (see Recommendation 10). Priority should be given to updating:

- (a) the Board charter and/or governance policy
- (b) Board committee terms of reference
- (c) core corporate governance frameworks and policies.

Such statements should be included in the new Strategic Plan and future annual reports.

Recommendation 41

Board learning through reflective practice

The Ambulance Victoria Board should undertake a reflective, facilitated workshop to review and discuss how the drivers of discrimination, sexual harassment, bullying and victimisation identified in this report:

- (a) have shaped workforce equality experience in practice and Board governance and oversight of this issue
- (b) are likely to influence implementation of reforms and continual improvement
- (c) may affect other, interdependent aspects of organisational performance.

Such reflective practice should be built into regular, annual strategic reviews at the Board and Executive Committee level.

Recommendation 42

Organisational healing and culture change through reflective practice

Ambulance Victoria, as part of the new prevention plan called for in Recommendation 3, should:

- (a) design and implement a cross-organisation program of structured, facilitated reflections on the findings of this review, including the key drivers of harm and inequality
- (b) ensure this process is victim and trauma-informed, aware of power imbalances and seeks to create safe spaces and practices for reflection and discussion
- (c) enable expression of the range of positive and negative experiences of Ambulance Victoria's workforce
- (d) consider models such as 'roadshows' across different geographic areas, functions and staff representative groups
- (e) be informed by research and models on organisational healing and cultural change
- (f) reiterate the Board's and the CEO's commitment to change to address the review's findings and to implement the review's recommendations.

Recommendation 43

A holistic and evidence-based information and data plan and communications strategy

Ambulance Victoria should formally adopt the outcomes framework in Appendix E to address unlawful and harmful workplace conduct and inequality as part of the new prevention plan called for in Recommendation 3.

As part of this plan and aligned to the outcomes framework, Ambulance Victoria should develop an integrated, holistic, evidence-based:

- (a) information and data plan for workplace safety and equality
- (b) communications strategy for workplace safety and equality

Ambulance Victoria should design these with employee and first responder and stakeholder input.

Contact us

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