



CODE OF CONDUCT

FOR

EMPLOYEES

SEPTEMBER 2020

Contents	Page
Introduction	3-4
<ul style="list-style-type: none"> ▪ Who the Code applies to ▪ How the Code is structured 	<p>3</p> <p>4</p>
The Principles	5-10
<u>Honesty and Integrity</u>	
<ul style="list-style-type: none"> ▪ Gifts and hospitality ▪ Prevention of bribery ▪ Personal benefit ▪ Resources, facilities and premises ▪ Funds and expenses ▪ Tenants/service users and money ▪ General responsibilities 	<p>5</p> <p>5</p> <p>5</p> <p>6</p> <p>6</p> <p>6</p> <p>6</p>
<u>Openness and Accountability</u>	
<ul style="list-style-type: none"> ▪ Declaring interests ▪ Handling information ▪ Respecting confidentiality ▪ Using social media ▪ Reporting concerns 	<p>7</p> <p>7</p> <p>7</p> <p>8</p> <p>8</p>
<u>Selflessness, Objectivity, Leadership</u>	
<ul style="list-style-type: none"> ▪ Fulfilling your role ▪ Working with tenants and other service users ▪ Upholding our reputation ▪ Showing respect for others 	<p>9</p> <p>10</p> <p>10</p> <p>10</p>
Breach of the Code	11
Statement of Acceptance	12
Appendix 1: Declaring and managing personal interests	13-15

1. Introduction

There are references throughout this Code of Conduct (the Code) to 'you' and 'your' which means the employee of Almond Housing Association Limited (AHA Ltd) who has signed this Code. References to 'we', 'us' and 'our' mean Almond Housing Association Limited.

- 1.1 AHA Ltd attaches the greatest importance to ensuring that high standards of behaviour are demonstrated by all of our people and in all of our activities.
- 1.2 This Code of Conduct sets out the standards of conduct required of you as an AHA Ltd employee.
- 1.3 As a Registered Social Landlord (RSL), AHA Ltd is required to adopt and comply with an appropriate Code of Conduct¹. This Code is based on the Model Code of Conduct produced by the Scottish Federation of Housing Associations and Employers in Voluntary Housing. The Scottish Housing Regulator (SHR) has confirmed that this Code fully complies with its Regulatory Standards.
- 1.4 You must make yourself familiar with the terms of this Code and act in accordance with its requirements at all times. You are required to sign the Code (see the Statement of Acceptance at the end) to confirm that you have read and understood the terms of the Code, and you have a personal responsibility to uphold the requirements of this Code.
- 1.5 You must ensure you are familiar with and comply with all AHA Ltd's policies and procedures.
- 1.6 If you are unclear about any aspects of this Code, or any of the related policies or procedures, you must seek guidance from your manager. Your manager, or the Head of Corporate Services, will also be able to give guidance where you are unsure how the Code or related policies apply in a particular situation.

Who the Code applies to

- 1.7 This Code of Conduct applies to everyone who works for AHA Ltd, whether employed directly or otherwise.
- 1.8 A copy of this Code will be given to every person to which it applies.

¹ Scottish Housing Regulator, February 2019, <https://www.housingregulator.gov.scot/for-landlords/regulatory-framework#section-3>: Standard 5 and guidance 5.2.

How the Code is structured

1.9 The Code is based on the Nolan Principles on Standards in Public Life² which are recognised as defining good conduct for those who work for the public using public money.

1.10 AHA Ltd has defined three groups of principles as the basis for this Code:

- | | | |
|----------|--|------------|
| A | Honesty and Integrity | pages 5-6 |
| B | Openness and Accountability | pages 7-8 |
| C | Selflessness, Objectivity, Leadership | pages 9-10 |

1.11 Each of the three sections begins with a statement of principle. This is followed by several provisions which set out the requirements of the Code in more detail.

This Code is not exhaustive and it should be remembered that all employees of RSLs are responsible for ensuring their conduct always meets the high standards that the RSL sector is recognised for upholding. As well as observing the detail of the Code, you should apply its intention and spirit to all situations in your employment.

You are required to sign the Statement of Acceptance on page 11, which also outlines the implications for any breach of the Code.

² Committee for Standards in Public Life 1994, <https://www.gov.uk/government/publications/the-7-principles-of-public-life/the-7-principles-of-public-life--2>

2. The Principles

A. Honesty and Integrity: You must always act with honesty and integrity. You must not use, or seek to use, your position to gain financial or other benefit for yourself, your family or friends.

Gifts and hospitality

- A.1 You must act, and be seen to act, wholly in the interests of AHA Ltd, our tenants and any other service users. You should not benefit improperly from your position.
- A.2 You must not accept any offers of gifts or hospitality from individuals or organisations which might reasonably create – or be capable of creating – an impression of impropriety, influence or place you under an obligation to these individuals or organisations. You must comply with our Payments, Entitlements & Benefits policy on the matter.

Prevention of bribery

- A.3 AHA Ltd must comply with anti-bribery legislation. We must adopt, and comply with, anti-bribery and corruption policies.
- A.4 AHA Ltd forbids all forms of bribery - meaning a financial or other advantage or inducement intended to persuade someone to perform improperly any function or activity. You must not offer, seek or accept bribes and must comply with our Preventing Bribery, Fraud & Money Laundering policy. Offering, seeking or accepting bribes will result in disciplinary action and may also result in criminal prosecution.
- A.5 You must report to your manager (or the Chief Executive) any instances of suspected bribery within AHA Ltd or any external organisation with which we have dealings.

Personal benefit

- A.6 You, or someone closely connected to you, cannot because of your role with AHA Ltd receive preferential treatment relating to any services provided by AHA Ltd or our contractors/suppliers, and you should be able to demonstrate this.
- A.7 You must not use, or seek to use, your position to promote your personal interests or those of any person with whom you are closely connected or the interests of any business or other organisation with which you have a connection.

Section 3 of Appendix 1 defines what is meant by 'closely connected'.

Resources, facilities and premises

A.8 You must use AHA Ltd's resources, facilities and premises only for the purposes intended and in a responsible and lawful manner. This includes office premises, telephone, computer and other IT facilities, equipment, stationery, transport and staff.

Reasonable personal use of office telephones and computers and company mobile phones is permitted but must be kept to a minimum. Our IT System Security, Email & Internet Access policy and procedure, and the Use of Mobile Phones procedure give further information, including what is meant by 'reasonable personal use'.

A.9 You must comply with all relevant policies, including (but not exclusively) usage of internet & email social media, health & safety, equal opportunities and dignity at work.

A.10 You must not undertake work for another organisation – or for any personal business – on AHA Ltd's premises nor use our resources or facilities for such a purpose, unless you have specific permission from your line manager.

Funds and expenses

A.11 AHA Ltd's funds must be safeguarded from abuse, theft or waste. You must always apply and comply with all of AHA Ltd's financial regulations and internal controls.

A.12 You must comply with the relevant AHA Ltd policies and procedures when procuring goods/services or claiming expenses.

Tenants and money

A.13 As a general rule, in relation to tenants you must not:

- give or loan them money,
- receive a gift or loan of money from them,
- invite or influence them to make a will or trust under which you are named as executor, trustee or beneficiary.

A.14 In circumstances where you have declared a family connection to a tenant, common sense will be applied and AHA Ltd will not seek to impose restrictions on the private exchange of money between you and that individual.

General responsibilities

A.15 You must not act in a way that unjustifiably favours or discriminates against particular individuals, groups or interests. You should be aware that under the Equality Act 2010, the following nine characteristics are specifically protected: age, disability, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex (gender), sexual orientation, and gender reassignment.

A.16 In presenting information you must set out the facts and relevant issues truthfully.

A.17 You must avoid any situation that could give rise to suspicion or suggest improper conduct.

B. Openness and Accountability: You must declare all relevant personal interests. You must handle information in accordance with AHA Ltd's policies and procedures. You must report to the appropriate senior person within AHA Ltd any reasonable and honest suspicions you may have about possible wrongdoing.

Declaring interests

- B.1 AHA Ltd must ensure that no conflict arises, or could reasonably be perceived to arise, between your duties and your personal interests, financial or otherwise. You must declare, and manage openly and appropriately, any actual or potential interests or conflicts.
- B.2 Where you have a personal, business or financial interest in any matter that is relevant to AHA Ltd's activities or is being considered (or is likely to be considered), or you know that someone to whom you are closely connected has such an interest, you must declare it promptly, record it in the Register of Interests and ensure that you comply with AHA Ltd's Payments, Entitlements & Benefits policy regarding your participation in any meetings or discussions that relate to your interest. For further details see Appendix 1.
- B.3 You must keep your entry in the Register of Interests accurate and up to date.

Handling information

- B.4 You must observe and uphold the legal requirements and AHA Ltd's policies in respect of the storage and handling of information, including personal and financial information. The Records Management policy and Openness & Confidentiality policy give further guidance.
- B.5 You must respond to requests for information positively and must not prevent people or bodies from being provided with information that they are entitled to receive.
- B.6 You must not use confidential information acquired through your work as an employee of AHA Ltd for your private interests or any other purpose for which it is not intended.

Respecting confidentiality

- B.7 You must respect confidentiality and ensure that you do not disclose information to anyone who is not entitled to receive it, both while you are an employee and after you have left AHA Ltd's employment.
- B.8 Unless specifically authorised to do so, you must not make comments or statements in public or to the media, or pass any documents or other information to the press or media about AHA Ltd or our activities. If you are approached by the press or any other media you must quickly pass the enquiry to the Chief Executive.
- B.9 You must not publish any material or deliver any lecture or address any issues relating specifically to AHA Ltd or our activities, without prior approval.

Using social media

B.10 We respect your right to a private life, and that includes joining any social media sites that you wish. However, as information posted on such sites is classed as public and not private, you must not disclose any private or confidential information relating to AHA Ltd, our customers, partners, suppliers, Board members, or employees on any social networking sites, bulletin boards, blogs or similar (see also section C.11 under 'Upholding our reputation'). This applies whether you are posting under your own name or a pseudonym.

Reporting concerns

- B.11 If you become aware of any actual or potential fraud, corruption or wrongdoing, or breaches of this Code, you must report this to your manager or to the Head of Finance or Chief Executive. You may do so on a confidential basis. AHA Ltd's policies on Preventing Bribery, Fraud & Money Laundering and on Whistleblowing give further information.
- B.12 You must not victimise any person who has used – or intends to use, or is suspected of having used – AHA Ltd's confidential reporting or whistleblowing procedures to report any actual or alleged fraud, corruption or wrongdoing by others.

C. Selflessness, Objectivity and Leadership: You must always act in the best interests of AHA Ltd at all times within the framework set, working to promote AHA Ltd's aims and objectives, upholding our values and setting a good example by your own conduct.

Fulfilling your role

C.1 You must comply with your terms of appointment and AHA Ltd's policies and procedures relating to your role.

C.2 You must fulfil your duties responsibly, exercising reasonable skill and care and always acting in the best interests of AHA Ltd and that of our tenants and other service users.

As an organisation, AHA Ltd always aims to put the needs of our tenants and other users first, and we expect all employees to do the same in their day-to-day work, within the framework of current policies and procedures.

C.3 You must work to promote AHA Ltd's aims and objectives and in accordance with the relevant legal and regulatory requirements (including those, as applicable, of the Scottish Housing Regulator, the Office of the Scottish Charity Regulator and the Financial Conduct Authority).

If you are in any doubt about the legal and regulatory requirements that are relevant to your role, you must seek guidance from your manager.

C.4 You must work at all times in accordance with AHA Ltd's policies and procedures and not allow your own personal or political opinions to affect the way in which you carry out your duties. This does not impinge on your right to be an active citizen or, for example, to be an active trade unionist.

C.5 You must take direction from your line manager, other senior managers and the Board of Management, and exercise responsibly any authority that comes with your role as an employee.

C.6 You must not seek to use informal channels to influence the Board of Management regarding decisions to be made about the conduct of AHA Ltd's business.

C.7 You must consult your manager before taking on any outside work or any position (paid or unpaid) that will in any way impact on your role with AHA Ltd. Any such work or position must not interfere with your existing job or conflict with AHA Ltd's interests. Appendix 1 gives more details on declaring interests.

C.8 You must participate in any necessary training, and play an active part in AHA Ltd's performance appraisal process. You will contribute to the identification of any personal training needs you may have, to keep your professional skills and knowledge up to date.

Working with tenants and other service users

- C.8 You must maintain high standards of professionalism, fairness and courtesy in all your dealings with tenants and other service users.
- C.9 You must not allow any personal relationship with a tenant or other service user to conflict with the conduct of your role and responsibilities.
- C.10 You must use the appropriate channels for handling tenancy and service provision issues. You must not act outside AHA Ltd's established procedures in any matter concerning any tenant or other service user.

Upholding our reputation

- C.11 You must not act in a way that could reasonably be regarded as bringing AHA Ltd into disrepute. This would include publicly making any derogatory comments about AHA Ltd, its employees, Board members, service users, partners and anyone that we are doing business with.

If you have a grievance or concern relating to a Board Member or employee, or have any concern about potential wrongdoing you should discuss it with your line manager or with the Chief Executive.

- C.12 You must always be a positive ambassador for AHA Ltd and our work, especially when attending events in your role as an employee or in dealing with outside bodies.

Showing respect for others

- C.13 You must treat others with respect at all times. This includes considering the views of others and being tolerant of differences.
- C.14 You must adhere to both the letter and the spirit of AHA Ltd's Equality and Diversity policy. (See also section A.15 above about the need to avoid discrimination of any kind.)
- C.15 You must always conduct yourself in a courteous and professional manner. You must not, by your actions or behaviour, cause distress, alarm or offence.
- C.16 You must not harass, bully or attempt to intimidate any person.
- C.16 You must take care when displaying materials in the office, and ensure that these would not reasonably cause offence to your colleagues. If in doubt, consult your line manager before displaying any materials.
- C.17 When attending meetings, you must be courteous to all attendees and respect the position of the meeting chair or convenor. You must also ensure that mobile phones are switched off or are on silent, other than in very exceptional circumstances where it is necessary to take an urgent call.

3. Breach of this Code

- 3.1 As an employee of AHA Ltd you have a responsibility to promote and uphold the requirements of this Code. If you consider that you may have breached the Code, or have witnessed or become aware of a potential breach by another employee, you should immediately bring this to the attention of your manager or the Head of Corporate Services.
- 3.2 Any material breach of the Code will be considered under AHA Ltd's disciplinary procedures and may result in disciplinary action being taken, which may include dismissal.
- 3.3 As an employee of AHA Ltd you have a duty to co-operate with and contribute to any investigation relating to a potential breach of this Code or an associated matter.
- 3.4 You must sign the statement of acceptance attached to confirm you have read and understood this Code and its requirements.

FIRST APPROVED IN	OCTOBER 2014
CURRENT VERSION 3.0 APPROVED IN	SEPTEMBER 2020
NEXT REVIEW DUE BY	SEPTEMBER 2023



Statement of Acceptance – Code of Conduct for Employees

I _____ have read and understood the terms of this Code of Conduct and I agree to uphold its requirements in all my activities as an employee of Almond Housing Association Limited.

I confirm that I am aware that I must declare and manage any personal interests in accordance with our Payments, Entitlements & Benefits policy. I agree to review all relevant Registers regularly to ensure that all entries relating to me are accurate.

I understand that, if I am found to have breached any requirement of this Code of Conduct or acted against its spirit, action will be taken in accordance with Almond's disciplinary procedures and this could ultimately result in my dismissal.

Signed _____

Date _____

Declaring and Managing Personal Interests

1. Introduction

- 1.1 Being an employee of AHA Ltd is of course only one part of your life. Other aspects of your life – such as family, friends and neighbours, voluntary work, causes you support, possibly business or financial interests, possibly your own housing arrangements – may have the potential to cross over into your role as an employee.
- 1.2 However, as AHA Ltd is an organisation that works for the community and uses public funds, it is essential that there is no conflict – and that there can be no reasonable perception of conflict – between your duties as an employee and your personal (or personal business or financial) interests.
- 1.3 Any potential conflict between your position as our employee and your other interests must be openly declared and effectively managed, to protect the good reputation of AHA Ltd and the RSL sector.
- 1.4 As stated in the Code (section B), where you have a personal business or financial interest in any matter that is relevant to AHA Ltd's activities or is being considered (or is likely to be considered) or you know that someone to whom you are closely connected has such an interest, you must declare it promptly and record it in the Register of Interests.
- 1.5 This Appendix gives further guidance on how to declare and manage any personal (including personal business or financial) interests.

2. Examples of interests that must be declared

- 2.1 The following are examples of the kind of interest that you must declare. Please note that this list is not exhaustive, and there may be other interests that you should also declare.
 - Tenancy of a property (by you or someone to whom you are closely connected) of which AHA Ltd is the landlord.
 - Occupancy or ownership of a property (by you or someone to whom you are closely connected) which is factored or receives property related services from AHA Ltd.
 - Membership of a community or other voluntary organisation that is active in the area(s) served by AHA Ltd.
 - Voluntary work with another RSL or with an organisation that does, or is likely to do, business with AHA Ltd.
 - Membership of the governing body of another RSL.
 - Being an elected member of any local authority where AHA Ltd is active.
 - If you purchase goods or services from one of AHA Ltd's contractors or suppliers.
 - Significant shareholding in a company that AHA Ltd does business with.
 - Membership of a political, campaigning or other body whose interests and/or activities may affect AHA Ltd's work or activities.
 - Ownership of land or property in AHA Ltd's areas of operation, excluding any such for your own residential use (i.e. there is no requirement for you to declare any house in which you currently live).

- Unresolved dispute relating to the provision of services in connection with a tenancy or occupancy agreement, or a contractual dispute over the provision of goods or services with AHA Ltd

2.2 If you are not sure whether a certain matter needs to be declared, you must seek guidance from your manager or from the Head of Corporate Services. If doubt remains, the advice would always be to declare the matter.

2.3 You should note that in some circumstances, declaration of an interest may not be sufficient, and that it may be necessary for us to take additional measures to deal satisfactorily with the situation, to protect the probity and reputations of both yourself and AHA Ltd

3. Definition of 'close connection'

3.1 Someone 'closely connected' to you includes family members, and persons who might reasonably be regarded as similar to family members even where there is no relationship by birth or in law.

3.2 The groups of people that need to be considered, and the response required in each case, are detailed in the table below.

Group	Required response
<p>1. Members of your household</p> <p>This includes:</p> <ul style="list-style-type: none"> ▪ anyone who normally lives as part of your household (whether related to you or not), ▪ those who are part of your household but who work or study away from home. 	<p>AHA Ltd expects you to be aware of and declare any relevant actions of all people in your household. You must take steps to identify, declare and manage these.</p>
<p>2. Partner, relatives and friends</p> <p>This includes:</p> <ul style="list-style-type: none"> ▪ your partner (if not part of the household) ▪ your relatives and their partners ▪ your partner's close relatives (ie parent, child, brother or sister) ▪ your close friends ▪ anyone you are dependent upon or who is dependent upon you ▪ acquaintances (such as neighbours, someone you know socially or business contacts/associates). 	<p>Where you have a close connection and are in regular contact with anyone within this group, AHA Ltd expects you to be aware of and declare any relevant actions. Under these circumstances, you must take steps to identify, declare and manage these actions.</p> <p>Where you do not have a close connection and regular contact with someone in this group, AHA Ltd does not expect you to be aware of or to go to unreasonable lengths to identify any relevant actions. However, if you happen to become aware of relevant actions by such individuals, then these should be declared and managed as soon as possible.</p>

3.3 The following are the relevant actions or involvement by those to whom you are closely connected that you should consider, declare and manage to comply with our expectations under this Code and in particular the table above:

- A significant interest in a company or supplier that we do business with. [A significant interest means ownership (whole or part) or a substantial shareholding in a business that distributes profits, but does not include where an individual has shares in large companies such as banks, utility companies or national corporations, ie, where owning shares would not give the individual any significant influence over the activities of that organisation.]
- Where the individual may benefit financially from a company with which we do business.
- Involvement in the management of any company or supplier with which we do business.
- Involvement in tendering for or the management of any contract for the provision of goods or services to us.
- Application for employment with us.
- Application to join our Board or any of its subsidiaries.
- Application to be a tenant or service user of the organisation.
- If they are an existing tenant or service user of the organisation.

4. Declaring personal interests

- 4.1 On appointment, you are required to complete a Declaration of Interests form providing relevant details of personal interests that could potentially conflict with your role as an employee. On an annual basis thereafter, normally following each AGM, you will be asked to review and where required update this information, and you will be provided with current lists of the companies and organisations AHA Ltd does business with, to enable you to update your entry in our Register of Interests.
- 4.2 As stated in the Code (section B), you must keep your entry in the Register of Interests up to date, add any new interests as soon as they arise, and amend existing interests as soon as any change takes effect.
- 4.3 A situation may arise where you are invited to be present at a meeting where a matter in which you have a personal (or a personal business or financial) interest is discussed. In such cases you must inform the meeting chair at the start of the meeting, or as soon as you become aware that this is the case. You may then be required to leave the meeting for the duration of that item. If in any doubt, you should ask the meeting chair or another senior person present for guidance. This applies to all meetings that you attend as an AHA Ltd employee – both internal and external.
- 4.4 Any failure to make a complete, accurate and prompt declaration – whether deliberately or through taking insufficient care – will be regarded as a breach of this Code.