



The Cost of Living Crisis: Practical Tips on How to Respond to Current Workplace Challenges

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Today's Presenters





Gemma Finlayson
Director, Leeds

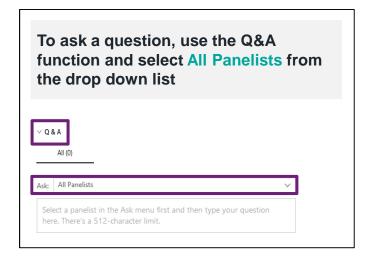


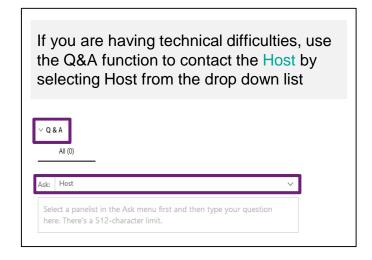
James Pike
Director, Manchester

Housekeeping



WebEx functionality – asking a question





The Cost of Living Crisis – We've all seen the headlines





Cost of living crisis: 'People are desperate' - the dramatic rise in businesses going bust



Warning winter energy bills to rise by more than expected

By Noor Nanji Business reporter, BBC News



UK inflation could reach 15% by start of 2023, experts say

Resolution Foundation says Bank of England likely to forecast higher and later peak, on eve of interest rates decision

Key challenges for companies in a unionised environment



- Typical queries we have received recently:
 - How do we handle pay negotiations that have stalled?
 - How do we deal with trade unions who are seeking to reopen closed pay deals?
 - How do we respond to the threat of industrial action?

Don't panic!







Working with trade unions





Communication

- Keep lines of communication open
- Be careful about what you put in writing – may end up in an Employment Tribunal



Allas and 197

Procedure

- What does your collective agreement say?
- Be careful about stepping outside the process

Contingency Planning

- What will you do next?
- How will you respond to industrial action?

Industrial action timeline – Key steps that must be followed by trade unions



Notification of ballot – no later than 7 days before the ballot

Arrangements for ballot – no set time, but ballot must last generally between a week to 14 days

Announcing the result – union must announce the result as soon as reasonably practicable

Notice of industrial action – must be served at least 14 days before the start of the industrial action (or 7 where agreed with employer)

Discontinuous action – union must give at least 7 days' notice of each day

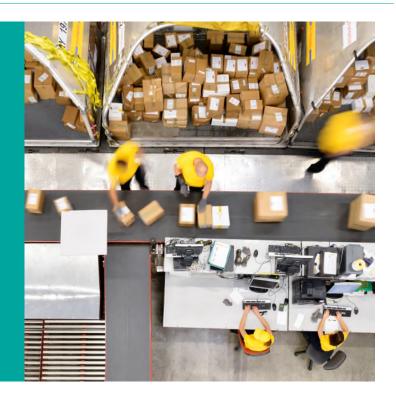
Start of industrial action – members have 6 months from date of ballot within which to take the industrial action

Recent legislative changes



Regulation 7 Conduct of Employment Agencies and Employment Businesses Regulations 2003 has been revoked – agencies can now supply temporary workers to cover for striking workers

Increased amount of damages that can be awarded against trade unions for unlawful industrial action – up to £1 million for biggest trade unions



S.145B TULR(C)A 1992





S.145B TULR(C)A 1992: Makes it unlawful to induce workers to opt-out of collective bargaining

Kostal UK Ltd v Dunkley – Supreme Court held that employer had unlawfully induced workers to opt out of collective bargaining when it made a one-off pay offer to employees while collective bargaining process was notionally ongoing

Significant financial consequences - £4,554 per unlawful inducement per employee

Other workplace challenges



FINANCIAL TIMES

Rolls-Royce offers workers £2,000 to help ease cost of living crisis



Unite secures extra cost of living payment for three out of four Virgin Money UK staff

Bloomberg UK

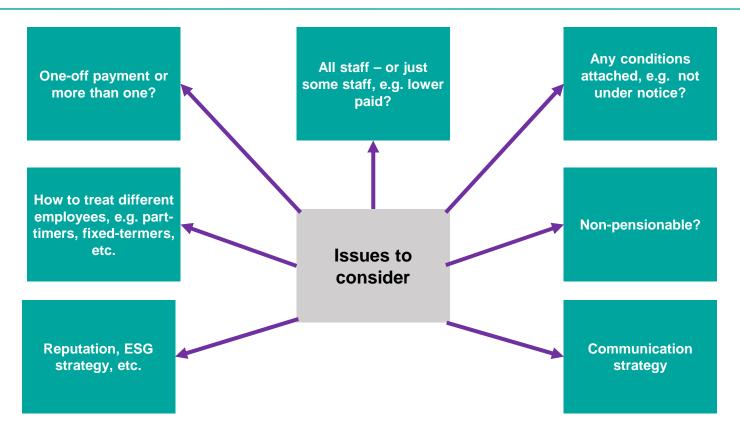
Business City of London

HSBC UK Gives Staff £1,500 Boost to Help With Cost of Living

- Lower-paid employees will get extra in their August paycheck
- All five big banks have now pledged financial help for staff

Cost of living payments – Issues to consider





Non-financial support



- Financial education sessions, access to financial management tools, e.g. apps, etc.
- Discounted shopping sites, cycle to work schemes, employee assistance programmes, etc.
- Subsidised meals, etc.



Living Wage rate announcement



- The Living Wage Foundation has announced it will be bringing its new 2022/23 rate announcement forward to 22 September 2022 in response to the cost of living crisis
- Note this is the Living Wage <u>not</u> the National Living Wage
- Relevant for 10,000 Living Wage employers



Other issues that may arise



- Performance issues
- Increased sickness absence
- Consider what steps you can take now to mitigate potential impact
- Cost-cutting measures, e.g. changes to terms and conditions, restructuring, etc.







Questions





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