



### Welcome to:

# Flexible Working Briefing Session



# hello my name is...

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# Aims of the Session:











Understand the cultural shift of the Trust

Engagement with the policy and process

Leading with compassion

Open discussion and opportunity for questions

Active Learning



## **Learning Objectives**

To provide managers with the knowledge and skills to be able to:

- Expand your knowledge regarding the importance of Flexible Working
- Help improve Flexible Working to aid retention
- Understand the new Flexible Working Policy and the key changes
- Apply the policy consistently and fairly
- Understand your responsibilities as a manager
- Effectively use ESR for flexible working requests
- Know where to go for further support





# What colleagues are telling us



at LUHFT

#### **Green shoots? Improvement in NSS Scores**







2021

2022

2023

Previous policy wasn't always fairly applied

Having a healthy work life balance is key to my wellbeing at work

### Methods of engagement

- National Staff Survey 2022/ 2023 results- free text comments
- Let's Talk Culture Conversation
- Monthly People Manager Forum
- Culture Champion Network
- Exit Questionnaire Data

Confident and capable people managers are key to ensuring good conversations around

flex

Opportunities for flexible working aren't widely known about

# Liverpool University Hospitals NHS Foundation Trust

## **NHS People Promise**

One of the 7 NHS People Promise's is 'we work flexibly'

The Trust is committed to this alongside:-

- Colleague wellbeing
- The NHS People Plan
- Colleagues having greater choice over working patterns
- Improving the offer of flexible working
- Living our own values caring, fair and innovative.

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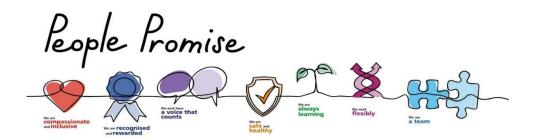




## Why Talk Flex? National Context



Flexible Working is now more important than ever.



### The benefits of flexible working are fast and can affect:



#### TALENT ATTRACTION

87% of people either work flexibly already or wish they could.

**92%** of millennials identify flexibility as a top priority.



#### RETENTION AND MOTIVATION

**75%** of employers say that flexible working has a positive effect on retention and **73%** say it

**73%** say it improves staff motivation.



#### INCLUSION AND DIVERSITY

Flexible working is a key enabler for many carers, parents, older workers and those with health conditions.



#### PERFORMANCE

**97%** of managers said the quantity of work improved or stayed the same.

93% of managers said the same about work quality.



#### **BUSINESS COSTS**

Over **70,000**people left NHS
employment
citing worklife balance
addressing this
would reduce
our agency
spend.

### Financial implications of inability to flex at LUHFT

- Cost of replacing nurses... estimated £12,000 per nurse nationally
- Costs of recruitment, induction, onboarding
- Sickness absence costs
- Cost on agency and bank staff
- Time, resources, productivity, discretionary effort



## What colleagues told us



Diving deeper into colleague engagement



### Pockets of great practice

- Compressed hours
- Trusting line manager
- Using E-Roster to request shifts
- Reasonable adjustments
- · Regularly reviewing



### Things that get in the way

- Access to IT/ Equipment to work agile
- Leaders and Managers (misconceptions and trust)
- Monitoring productivity and performance management
- · Lack of awareness of what's out there
- Managing multiple requests and ensuring equitability

#### Methods of engagement

- National Staff Survey
   2022 results- free text
   comments
- Let's Talk Culture
   Conversation
- Monthly People Manager Forum
- Culture Champion Network
- Exit Questionnaire Data



#### Could be better

- Clear trust-wide guidance and policy
- Support and pathway for declined requests
- Sharing of best practice examples/ case studies
- Cultural shifts in the norm



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## **Key Points & Changes**

In partnership with staff side colleagues, we agreed a policy that focuses predominately on supporting staff to request flexible working with full consideration from management and the leadership team.

### What is flexible working?

• Flexible working is 'an arrangement which supports an individual to have a greater choice in when, where and how they work'.

#### Who is entitled to apply for flexible working and how often?

- All employees employed on a substantive contract can request flexible working from day one of employment and do not have to provide a reason.
- Employees can submit two flexible working applications in a 12-month period.
- Colleagues are encouraged to submit requests 3 months before the ideal start date.

### How long does the process take?

• Legal requirement to fully consider all requests within 60 days of submission.

### How do people apply?

All formal flexible working requests to be logged and processed via ESR.



## **Adhoc vs Formal Requests**

# **Short term/adhoc** arrangements:

Example: shift swapping or infrequent homeworking, temporary removal of night shifts.

Do not change terms and conditions

Can be agreed through informal discussion

Do not need to be recorded through ESR

# Formal flexible working requests:

Change terms and conditions of employment

Example: reducing hours, set days of working, compressed hours.

If cannot be accepted immediately, a meeting must be arranged.

Should be requested via ESR.



# Stages of the Flexible Working Process

Preparation – Employee	
•Research proposed FW pattern looking at the; when, where and how and considers the balance on impact on personal well-being as well as patients & service users, colleagues and the team, using the NHS Employee Toolkit	
•Employee logs request on ESR – Self-service	
Preparation – Manager	Day 1
<ul> <li>Manager acknowledges request on ESR using supervisor self-service and sets date for formal meeting to explore the request fully.</li> </ul>	
Formal Meeting (Full Exploration of Options) –Employee & Line Manager	
Explore options and suitability of request based on role requirements.	
•Identify and evaluate options to achieve request considering the when, where and how.	
•Update ESR	Day 14
Outcome of Formal Meeting - Line Manager -Decision within 30 days of formal submission.	
•If agreement reached by manager then ESR updated with FULL Details on new working pattern.	
•Manager to complete Greenlight form if there are contractual changes impacting pay/annual leave/pension.	und
<ul> <li>Manager to seek informal support and/or second opinion (from their manager or Business HR) to discuss if they believe a solution within the team cannot be for including consideration outside the team.</li> </ul>	ina
•If the manager is unable to support the flexible working request, this should be escalated and discussed with the next tier manager	
<ul> <li>They should move to escalation stage – Update ESR to show "Escalated" – You should NOT decline the staff's request.</li> </ul>	
Escalation – to Senior Manager	Day 30
Escalate to next tier manager (for example Matron, Head of Operations, Office Manager or Head of Service).	
•Where a mutually agreed solution still has not been found:	
<ul> <li>Written reasons that can be objectively justified must be provided from senior management, including alternatives considered to also include an Equality Check</li> </ul>	
•ESR updated to show "Rejected". Staff member should be made aware of right to appeal.	
<ul> <li>Employees have a right to move this to the appeal phase on the grounds of process, fairness, reasonableness and equality issues. Appeal to the next tier mangabove the deciding manager</li> </ul>	er
	Day 45
<ul> <li>Appeal- to be heard within 60 days of original request- can extend with mutual consent</li> <li>Appeal will be heard and managed by an independent appropriate senior manager within the service with support from Business HR within 14 days of receipt.</li> </ul>	
•Appear will be heard and managed by an independent appropriate senior manager within the service with support from Business HR within 14 days of receipt.  Time limit can be extended my mutual agreement and confirmed in writing.	
Colleague will have the option to have representation from Trade Union Representative or a fellow colleague.	
<ul> <li>Panel will review process compliance, and whether all options have been fully considered and provide support to try and enable the request.</li> </ul>	Day 60
<ul> <li>Exceptional circumstances, requirement for independent senior manager from another service to support the appeal hearing.</li> </ul>	

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## **Considering a Request**

- Full consideration of a flexible working request is key to ensuring we achieve work life balance and safe service needs.
- Openly explore the options and suitability of the flexible working request based on the role requirements. Things to think about include:
  - the costs associated with the proposed arrangement.
  - the effect of the proposed arrangement on other staff
  - the need for, and effect on, supervision
  - the existing structure of the department
  - the availability of staff resources
  - details of the tasks specific to the role
  - the workload of the role
  - whether the employee is making the request in relation to the Equality Act
  - health and safety issues and Working Time Regulations
- If you are unsure if it will work for the individual, team or service, explore the use of a trial period to assess effectiveness.
- If a line manager cannot agree a request based on the application alone, they must escalate and seek advice from their leadership team prior to declining.
- Each request will be considered on a case-by-case basis.

# Outcomes to Flexible Working Requests



### **Accept in full:**

Confirm the details in writing using template letters.

Consider the use of a trial period. Consider impact on annual leave.

Approve via ESR

Complete a contractual change form on Greenlight, where applicable.

### **Compromise:**

Discussion of alternative options and agreed variation to original request. Consider use of trial period.

Confirm decision in writing using template letters.

Update via ESR. Complete contractual change form on greenlight if applicable.

#### **Decline:**

Only once all avenues have been exhausted can you decline a request (under one of the 8 legal reasons).

Confirm decision in ESR and in writing using template letters

Ensure you confirm the right to appeal.

## **Appeals Process**



- In cases where the employee is unhappy with the decision reached, they have 14 calendar days from date of the outcome to appeal.
- Formal Appeal Hearings should be conducted by the next tier manager to those making the decision.
- Business HR representative should be in attendance.
- The employee has the right to representation.
- The process MUST be concluded within the 60 days legal timeframe
- If the appeal is accepted the reasons will be detailed in writing and CCF's should be submitted.
- If the appeal is not accepted, the reasons should be detailed in writing – there is no further right to appeal.



### Essential 'Must Do's'

Escalation before declining – managers must explore alternative solution and seek further advice from their manager or Business HR.

Consider all the options available and if unable to accept immediately, try to compromise.

The Trust is legally required to fully consider flexible working requests within 60 days and must use ESR to manage requests

Consider the needs of the individual, team and service when making decisions.

Review all flexible working annually during appraisals.

# **Effective Management**



#### **Useful pointers for supporting staff:**

- Apply the policy fairly and consistently, whilst considering individual circumstances
- Act sensitively and confidentially
- Keep accurate records of your team flexible working arrangements using organisation policies and systems e.g. ESR, Roster, sickness management reports
- Lead by example by following policies correctly i.e. flexible working, taking breaks, reasonable adjustments
- Escalate issues and source support for colleagues where appropriate in a timely manner
- Ensure your team know the policies, behaviour and engagement expected of them
- Don't put off difficult conversations and don't cancel meetings unless completely unavoidable.
- Know your colleagues and how to recognise signs and symptoms of stress
- Establish and keep in regular contact with colleagues who are absent from work and conduct wellbeing discussions on their return to work.



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### **Guides and Toolkits**

- Manager Guide Full of key information and guidance to help you fully consider any requests submitted by your team.
- **Employee Guide** To help employees understand what type of flexible working options are available and how they may work in practice.
- Template Toolkit This includes template letters to adapt and send to colleagues.
- **ESR Written and Video Guides** To help individuals understand how to submit a request and managers to process requests via ESR.
- Agile and Homeworking Guidance Replaces the previous policy and should be read in conjunction of the policy when considering home or agile working.
- Carers Passport guidance on supporting unpaid carers outside of traditional flexible working options and using the Carer Passport can be found on the Staff Hub

# **Recording Flexible Working**



From the 1st June 2024 all employees will be able to request flexible working via ESR and line managers will be able to review, consider and provide an outcome via the system. What are the impacts and benefits of using ESR to record Flexible Working?

#### In the short term...

#### Impact of incomplete recording of flexible working:

- Managers are currently heavily reliant on paper-based systems and local record keeping
- Agreements are informally monitored through each manager with no central log of flexible working agreements
- Lack of clarity in reasons and types of flexible working.
- Manual entry and updates causing inefficiencies.
- Historical reliance on local arrangements
- Unable to provide assurance of fair application of flexible working

#### Benefits of using ESR:

- Employees can log flexible working requests via employee self service
- Managers will receive a notification and be able to action
- Centralised log of flexible working within the organisation
- Ability to report and understand what flexible working arrangements are in place within the organisation
- Consistency applied
- No single point of failure if a manager is absent or leaves, ESR will have a record of the flexible working arrangements

### In the long term... A true measure of whether we are a flexible organisation

Satisfaction with Flex Working opportunities



No of people working flexibly



No of Requests made



Requests declined



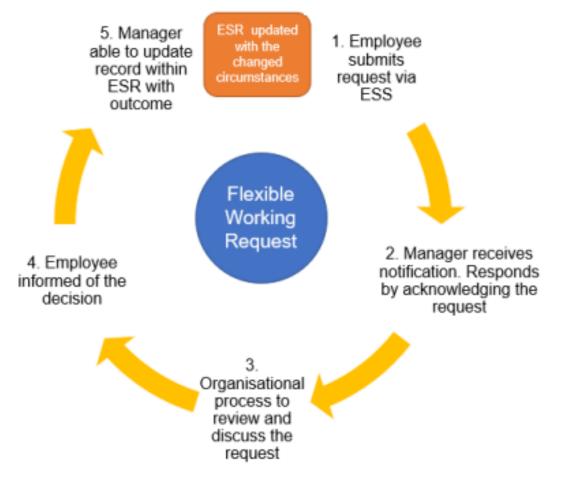


We work



## **ESR:** Overview of the process

Locally created guide and national video tutorials available on the Staff Hub detailing how to add and manage Flexible Working requests in ESR for both Employees and Managers.



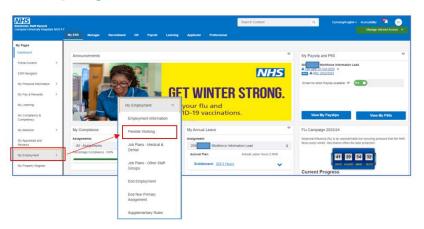


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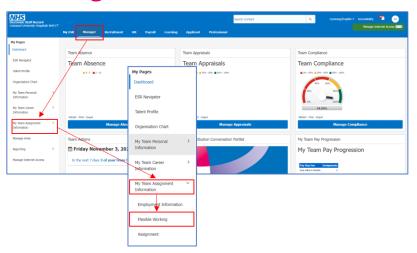
# ESR: Where to find Flexible Working?

Applications for Flexible Working can be submitted and managed within ESR from the ESR Portal Landing Page.

#### **Employee View**



### **Manager View**



Video Tutorials\* for applicants can be found on the Staff Hub here:

 $\underline{https://staffhub.liverpoolft.nhs.uk/working-with-us/esr-employee-self-service-guides.htm}$ 

Video Tutorials\* for managers can be found on the Staff Hub here:

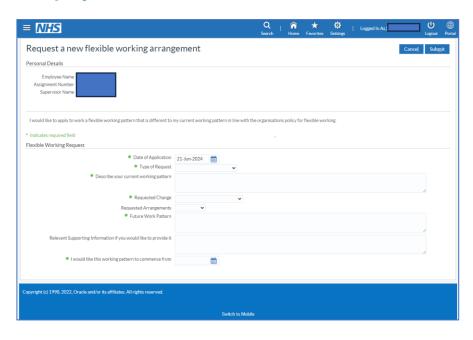
https://staffhub.liverpoolft.nhs.uk/working-with-us/esr-supervisor-self-service-guides.htm

<sup>\*</sup>You must be logged in to ESR to view the videos

## **ESR: Employees**



#### **Employee View**



Example Flexible Working screen for employees (above) and the available options for each of the fields (right)

FIELD	TYPE	INPUT
Date of Application*	DATE	
Date of Application* Type of Request*	DATE DROP DOWN LIST	Agile/Hybrid Worker     Annualised Hours     Condensed Working Hours     Contractual Homeworker     Flexible Retirement     Flexitime     Job Share     Other Flexible Working     Part Time     Part Year Working     Partial Retirement     Retire and Return     Seasonal Working     Staggered Working Hours
		Team Self Rostering
Describe your current working pattern*	FREETEXT	Wind Down  Describe the working pattern you would like to work  (days/hours/times worked)
Requested Change*	DROP DOWN LIST	Change working days/shifts Decrease hours – change to PT Decrease hours – remain PT Increase hours – change to FT Increase hours – remain PT Other
Requested Arrangements	DROP DOWN LIST	Permanent     Temporary     Trial     Informal
Future Work Pattern*	FREETEXT	
Relevant supporting Information if you would like to provide it	FREETEXT	Add any relevant supporting information to support you flexible working request
I would like this working pattern to commence from	DATE	

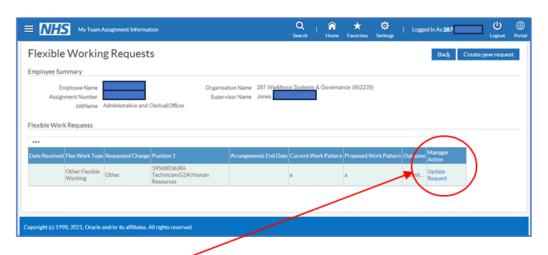


### **ESR:** Managers

Once the Request has been received details can be viewed via the Flexible Working Requests section, accessible via the ESR Manager Tab. Supervisor access via smartcard is required.



Managers will be notified of requests via the Workflow Notifications. These requests must be 'Request Received' which will prompt a confirmation notice back to the employee in ESR.



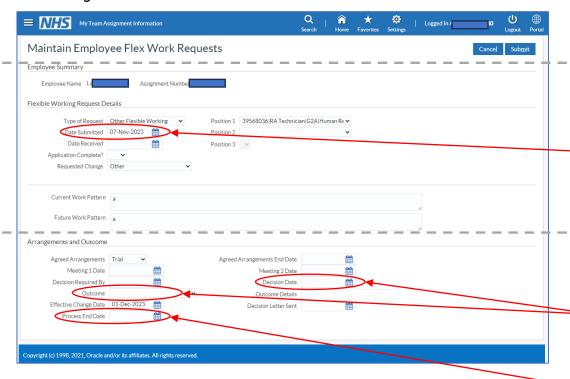
If the immediate supervisor is not the decision maker they should reassign the notification to the appropriate individual at the earliest opportunity.

To update a request click on 'Update Request' on the Flex Working Requests screen.

### **ESR:** Managers



#### Manager View



#### Flexible Request Details

Request details as submitted by your team member.

[IMPORTANT: Statutory 60 day limit from this date to fully respond to the request]

#### **Response Section**

Responses to Flexible Working request to be entered here. When agreed populate the Outcome field and the Decision Date field.

Don't forget end dates should agreements be temporary.

### **ESR: Notifications**



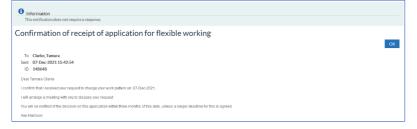
Requesting staff (and their ESR Supervisor) will receive system generated notifications to support the Flexible Working Request process.

#### Action: Request Received



'Request Received' triggers a notification to the employee





#### **Notification: Decision Date Missing**



#### Notification: Flexible Working agreement due to end



#### Notification: Request withdrawn





## **ESR:** Key points to remember

 At application stage Flexible Working Requests can only be sent to the immediate supervisor. If the immediate supervisor is not the 'decision maker' they must use the Reassign function to redirect the workflow notification to the appropriate manager.



- Applications should be managed through to full completion within 60 days of receipt of the request. This includes updates to other systems, e.g. ESR, Roster etc, as necessary.
- ESR provides an auditable log of applications and outcomes. ESR data will be used for governance purposes to monitor compliance with legislation.
- If managers have any ESR access issues, problems with their smartcard or problems with the supervisor hierarchy please contact <u>workforce@liverpoolft.nhs.uk</u> as soon as possible for support.



### Any questions?





### **HR Team Contact Details**

Medicine				
Aintree	Royal			
HR Advisor – Laura McDonough 0151 529 3029 Hr Manager – Rachel Chong 0151 529 4367 HR Business Partner – Alison McCann 0151 529 0407	HR Advisor – Megan Hilton HR Manager – Joanne Owens 0151 706 5336 HR Business Partner – Alice Wood 0151 529 2363			
Surgery				
Aintree	Royal			
HR Advisor – Megan Young-Howard 0151 529 5731 HR Manager – Megan Rea 0151 529 2883 HR Business Partner – Stephanie Scales 0151 529 0689	HR Advisor – Olivia Butler 0151 706 3893 HR Manager – Lauren McClymont 0151 706 2866 HR Business Partner – Clare Vickers 0151 706 2269			
Broadgreen & LCL	Corporate			
HR Advisor – Isabelle Rowan 0151 706 4450 HR Manager – Rebecca Heath 0151 706 6158 HR Business Partner – Yvonne Malkin 0151 706 5187	HR Advisor – Ellen Stranack 0151 529 4427 HR Manager – Daniel Coleman 0151 529 3216 HR Business Partner – Kath Aistrop 0151 529 2229			
Diagnostics & Support Services				
HR Advisor – Robert Wedge 0151 706 2944 / 0151 529 8053 HR Manager – Jessica Millington HR Business Partner – Sinead Harrop 0151 706 3895 / 529 3225				



# **Thank You**

The new Policy can be found on the Staff Hub > Flexible Working Policy