



THE WESTLEIGH SCHOOL
Aspiring & Achieving Together



Safeguarding & Child Protection Policy

Updated September 2019

School details

Academy Councillors' Committee Responsible:	Safeguarding Committee
Academy Councillor Lead:	Mr G Sutton
Nominated Lead Member of Staff:	Miss G Johnson
Deputy DSL:	Mr Tom Kearns
Child Protection Officer:	Ms Denise Morris
Status & Review Cycle:	Statutory / Annual
Next Review Date:	September 2020

1.0 Introduction

- 1.1 This policy has been developed in accordance with the principles established by the Children Acts 1989 and 2004; the Education Act 2002, and in line with government publications: 'Working Together to Safeguard Children' 2018
https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/419595/Working_Together_to_Safeguard_Children.pdf, Revised Safeguarding Statutory Guidance 2 'Framework for the Assessment of Children in Need and their Families' 2000, 'What to do if You are Worried a Child is Being Abused' 2003. The guidance reflects, 'Keeping Children Safe in Education' 2019:
https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/550511/Keeping_children_safe_in_education.pdf
- 1.2 This policy should also be read in conjunction with Wigan Council's Threshold of Need Document/Procedure and Wigan Council's Escalation Policy, in addition to the Greater Manchester policies for 'Working with adults and children/young people vulnerable to messages of violent extremism' and 'Child Sexual Exploitation'. All appropriate policies can be found here:
<https://www.wigan.gov.uk/wscb/index.aspx>
- 1.3 The Governing Board takes seriously its responsibility under section 175 of the Education Act 2002 to safeguard and promote the welfare of children; and to work together with other agencies to ensure adequate arrangements within our school to identify, assess, and support those children who are suffering harm.
- 1.4 We recognise that safeguarding is everybody's responsibility as and that the best Interests of the child are paramount, as set out in legislation. EVERYONE who comes into contact with children and their families and carers has a role to play in safeguarding children. In order to fulfil this responsibility effectively, all professionals will make sure that their approach is child centred. This means that they will consider at all times what is in the best interest of the child.

- 1.5 ALL staff believe that our school should provide a caring, positive safe and stimulating environment; that promotes the social, physical and moral development of the individual child, promoting healthy development. Children are best protected when professionals are clear about what is required of them individually, and how they need to work together.
- 1.6 We are committed to ensuring that children and families receive the right help at the right time. EVERYONE who comes into contact with them has a role to play in identifying concerns, sharing information and taking prompt action. Further details on information sharing can be found here: <https://www.gov.uk/government/publications/safeguarding-practitioners-information-sharing-advice> and here in Chapter one: <https://www.gov.uk/government/publications/working-together-to-safeguard-children--2>

1.7 The aims of this policy are:

- 1.7.1 To support the child's development in ways that will foster security, confidence and independence.
- 1.7.2 To provide an environment in which children and young people feel safe, secure, valued, respected, confident, and aspirational and know how to approach adults if they are in difficulties, believing they will be effectively listened to.
- 1.7.3 Ensuring an asset and strength based approach to work with children, young people and their families, building on strengths.
- 1.7.4 To raise the awareness of all teaching and non-teaching staff of the need to safeguard children and of their responsibilities in identifying and reporting possible cases of abuse (Reference Appendices 1 and 2)
- 1.7.5 To provide a systematic means of providing help and support to children known or thought to be at risk of harm, and ensure that we, the school, contribute to assessments of need and support packages for those children. All Staff need to be aware that children with additional needs i.e. SENDs (Special educational needs & disabilities), CLA (Children looked after) or EAL (English as an additional language) may face additional challenges and vulnerabilities e.g. communication barriers and difficulty overcoming them may lead to abuse and bullying.
- 1.7.6 The Westleigh School is committed to ensuring that the appropriate support is in place for CLA and has an appointed designated teacher who will liaise with the Social Worker and Virtual School Head to jointly address the needs of these children.
- 1.7.7 To emphasise the need for good levels of communication between all members of staff and partner agencies
- 1.7.8 To develop a structured procedure within the school; which will be followed by all members of the school community in cases of suspected abuse. Safeguards will include measures to respond to all children at risk of CME (Children Missing Education). As a school we follow the guidance provided by the local authority and government to prevent the risks of children going missing in education: https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/550416/Children_Missing_Education_-_statutory_guidance.pdf
- 1.7.9 To develop and promote effective working relationships with other agencies, especially the Police, Health and Social Care.
- 1.7.10 To ensure that all staff working within our school who have substantial access to children have been checked as to their suitability, including verification of their identity, qualifications, and a satisfactory DBS check (according to statutory and updated guidance), and a central record is kept for audit.

1.7.11 The policy is underpinned by The Deal; an informal agreement between the council and the community to create a better borough, developing a new relationship between public services and communities working to develop a Confident Place with Confident People. Under the principles of The Deal adopting an asset based approach which focusses on the strengths of individuals, families and communities.

1.7.12 To work with integrated services and an evidenced based understanding of risk and impact to ensure that the right help and support is available at the right time.

2.0 Safe School, Safe Staff

2.1 We will ensure that:

2.1.1 All members of the academy council understand and fulfil their responsibilities, namely to ensure that:-

- there is a Safeguarding & Child Protection policy together with a staff behaviour (code of conduct) policy
- the school operates safer recruitment procedures by ensuring that there is at least one person on every recruitment panel that has completed Safer Recruitment training
- the school has procedures for dealing with allegations of abuse against staff and volunteers and will make a referral to the DBS if a person in regulated activity has been dismissed or removed due to safeguarding concerns, or would have had they not resigned.
- a senior leader has Designated safeguarding lead (DSL) responsibility and a Deputy with the same level of training and knowledge (July 2018). We also have a Child Protection Officer trained at the same level. (December 2016)
- the DSL (G Johnson) will have lead responsibility for matters relating to safeguarding and child protection, supported by deputy and Child Protection Officer. One or all of the above will always be available during term time to discuss any safeguarding concerns.
- on appointment, DSLs & Deputies undertake interagency training and also undertake DSL course every 2 years and are given the opportunity and support to attend relevant networking meetings and local safeguarding briefings as appropriate in addition to time to read and digest policy and practice change in this area.
- all other staff have Safeguarding training updated as appropriate, following statutory guidance.
- any weaknesses in Child Protection are remedied immediately
- a member of the Academy council, is nominated to liaise with the LA on Child Protection issue. In the event of an allegation of abuse made against the Headteacher the chair of academy councillors will take the lead.
- information is shared appropriately and in a timely way to prevent delay in support and identification of risk
- Safeguarding & Child Protection policies and procedures are reviewed annually and that the Safeguarding & Child Protection policy is available on the school website or by other means
- the Academy council considers how children may be taught about safeguarding. This forms part of a broad and balanced curriculum covering relevant issues through personal social health and economic education (PSHE) and the wider curriculum.
- that enhanced DBS checks are in place for Chairs of Academy councillors of independent, academy, non-maintained special schools
- The academy council and the DSL will put in place appropriate safeguarding responses to children who go missing in education, particularly on repeat occasions, to help identify the risk of abuse and neglect.

- 2.1.2 The Lead DSL, Gill Johnson, is a member of the Senior Leadership Team. The Deputy Designated safeguarding lead is Tom Anthony and Denise Morris is Child Protection Officer. These officers have undertaken the relevant training, maintain an up to date working knowledge of issues and legislation and attend statutory bi-annual training.
- 2.1.3 The Senior Leaders who are involved in recruitment and at least one member of the academy council will also complete safer recruitment training to be renewed every 3 years.
 C Bramwell: Certificate date 01/03/2018
 J Coleman: Certificate date 08/03/2016
 G Johnson: Certificate date 08/03/2016
 T Kearns: Certificate date [pending completion]
 P Lamoury: Certificate date 25/06/2017
 N Tomlinson: Certificate date 30/11/2018
- 2.1.4 ALL members of staff and volunteers are provided with child protection awareness information at induction, including in their arrival pack, the school safeguarding information so that they know who to discuss a concern with.
- 2.1.5 ALL members of staff are trained in and receive regular updates in safeguarding and e-safety and reporting concerns.
- 2.1.6 ALL staff and academy councillors, have child protection awareness training, updated by the DSL as appropriate, to maintain their understanding of the signs and indicators of abuse. In addition ALL staff and academy councillors will receive at least annual updates via email, bulletins and staff / academy councillors meetings.
- 2.1.7 All members of staff, volunteers, and academy councillors know how to respond to a pupil who discloses abuse through delivery of the safeguarding bulletin, regular training and updates.
- 2.1.8 All parents/carers are made aware of the responsibilities of staff members with regard to child protection procedures through publication of the school's Safeguarding & Child Protection Policy and the information board in our reception area..
- 2.1.9 All staff are aware of the early help process and understand their role in taking timely action if they are worried about a child, who may need additional help and support to ensure that their needs are appropriately met at all levels of the Threshold of Need.
- 2.1.10 Community users organising activities for children are to be made aware of the school's child protection guidelines and procedures.
- 2.1.11 We will ensure that child protection type concerns or allegations against adults working in the school are referred to the LADO¹ for advice, and that any member of staff found not suitable to work with children will be notified to the Disclosure and Barring Service (DBS)² for consideration for barring, following resignation, dismissal, or when we cease to use their service as a result of a substantiated allegation, in the case of a volunteer.

2.2 Our procedures will be regularly reviewed and up-dated.

2.3 All appointments will be subject to a Teachers Prohibition Orders Check in addition to a DBS check. for specific guidance relating to safer recruitment refer to part 3 of the keeping Children Safe in Education 2019 document:

file:///C:/Users/gilljohnson/AppData/Local/Microsoft/Windows/Temporary%20Internet%20Files/Content.IE5/OLEO0YVD/Keeping_children_safe_in_education_2019.pdf

¹ LADO Local Authority Designated Officer for allegations against staff. AEO Area Education Officer

² Contact the LADO for guidance in any case

- 2.4 The name of the designated members of staff for Child Protection, the Lead Designated safeguarding lead and Deputies, are clearly visibly in the school, with a statement explaining the school's role in referring and monitoring cases of suspected abuse.
- 2.5 All Staff will read and sign to confirm they have understood Part 1 of "Keeping Children Safe in Education 2019":
file:///C:/Users/gilljohnson/AppData/Local/Microsoft/Windows/Temporary%20Internet%20Files/Content.IE5/OLEO0YVD/Keeping_children_safe_in_education_2019.pdf
- 2.6 New members of staff will be given a copy of our safeguarding & child protection policy, with the DSLs' names clearly displayed, as part of their induction into the school in addition to the above.
- 2.7 The policy is available publicly either on the school website or by other means. Parents/carers are made aware of this policy via the school website.

3.0 Responsibilities

- 3.1 The designated DSLs are responsible for:
- 3.1.1 Referring a child if there are concerns about possible abuse, to the *Local Authority*, and acting as a focal point for staff to discuss concerns, whilst supporting other staff who make referrals. Referrals should be made in writing using a professional referral form, following a telephone call to the Children's Duty Service.
 - 3.1.2 Refer cases and support staff to make referrals to the Channel programme where there is a radicalisation concern
 - 3.1.3 Refer cases where a person is dismissed or left due to risk/harm to a child to the disclosure and barring service and where a crime may have been committed to the police.
 - 3.1.4 Keeping written records of concerns about a child even if there is no need to make an immediate referral.
 - 3.1.5 Ensuring that all such records are kept confidentially and securely and are separate from pupil records, until the child's 25th birthday, and are securely copied on to the child's next school or college with a receipt as proof of transfer.
 - 3.1.6 Ensure that a record is kept and witnessed of the disposal of individual's records.
 - 3.1.7 Children Looked After records must be retained for 99 years.
 - 3.1.8 Ensuring that an indication of the existence of the additional file in 3.1.5 above is marked on the pupil records.
 - 3.1.9 Liaising with other agencies and professionals and sharing information appropriately and without delay.
 - 3.1.10 Ensuring that either they or the staff member attend case conferences, core groups, or other multi-agency planning meetings, contribute to assessments, and provide a report which has been shared with the parents.
 - 3.1.11 Ensuring that any pupil currently with a child protection plan who is absent in the educational setting without explanation for two days is referred to their key worker's Social Care Team.

- 3.1.12 In addition to formal training set out above, ensure that their knowledge and skills are regularly updated and refreshed to ensure processes are clearly understood, there is a working knowledge policies and procedures and can provide relevant advice and support to all school staff.
- 3.1.13 Organising child protection induction, and update training every 3 years, for all school staff.
- 3.1.14 Ensuring all staff receive regular updates and safeguarding is kept live in school at all times, including annual review of child protection and safeguarding policy
- 3.1.15 Liaise with the head teacher to inform him of issues especially ongoing enquiries under section 47 of the Children's Act 1989 and police investigations.
- 3.1.16 As required, liaise with the 'case manager' and the designated officer at the LA for CP concerns in cases which concern a staff member
- 3.1.17 Liaise with staff (pastoral, school nurses, IT technicians and SENCo) on matters of safety (including online and digital) and when deciding whether to make a referral by liaising with relevant agencies
- 3.1.18 Providing, with the Headteacher, an annual report for the academy council/SET, detailing any changes to the policy and procedures; training undertaken by the DSL, and by all staff and academy councillors; number and type of incidents/cases, and number of children on the child protection register (anonymised)

4.0 Supporting Children

- 4.1 We recognise that a child who is abused or witnesses violence may feel helpless and humiliated, may blame themselves, and find it difficult to develop and maintain a sense of self worth.
- 4.2. We recognise that the school may provide the only stability in the lives of children who have been abused or who are at risk of harm.
- 4.3. We accept that research shows that the behaviour of a child in these circumstances may range from that which is perceived to be normal to aggressive or withdrawn.
- 4.4. Children and Young Peoples wishes and feelings are paramount to any service intervention and their voice should be recognised and listened to. Within Working Together to Safeguard Children the expressed wishes of young people were identified.

Children have said that they need:

- ☐ Vigilance: to have adults notice when things are troubling them
- ☐ Understanding and action: to understand what is happening, to be heard and understood and to have that understanding acted upon
- ☐ Stability: to be able to develop and on-going stable relationship of trust with those helping them
- ☐ Respect: to be treated with the expectation that they are competent rather than not
- ☐ Information and engagement: to be informed and involved in procedures, decisions, concerns and plans
- ☐ Explanation: to be informed of the outcome of assessments and decisions reasons why their views have not met with a positive response
- ☐ Support: to be provided with support in their own right as well as a member of their family
- ☐ Advocacy: to be provided with advocacy to assist them in putting forward their views.

4.5. Our school will support all children by:

- 4.4.1 Encouraging self-esteem and self-assertiveness, through the curriculum as well as our relationships, whilst not condoning aggression or bullying.
- 4.4.2 Promoting a caring, safe and positive environment within the school.
- 4.4.3 Liaising and working together with all other support services and those agencies involved in the safeguarding of children.
- 4.4.4 The School will consider the need for an Early Help Assessment³ (EHA) when it is identified that there are low level concerns or emerging needs. This process provides a way of recording support and interventions that have been provided by the school to the child/young person and also supports a referral for additional support that may be needed from more targeted services where a single agency has been unable to meet that need. An EHA can be arranged to ensure that a multi-agency action plan can be developed. It is important that the child and parent's voice are captured as part of this assessment and that they take ownership of the plan. This plan should be regularly reviewed normally up to 4 to 6 weeks until outcomes are achieved.
- 4.4.5 If at any point during the EHA process risk increases and the school becomes concerned that the child is or is likely to suffer significant harm then a referral will be made to Children's Social Care.
- 4.4.6 Notifying Social Care as soon as there is a significant concern.
- 4.4.7 Providing continuing support to a child about whom there have been concerns who leaves the school, by ensuring that appropriate information is copied under confidential cover to the child's new setting and ensuring the school medical records are forwarded as a matter of priority.
- 4.4.8 Dealing with incidents sensitively and appropriately and promptly.
- 4.4.9 Ensuring that incidents of peer on peer abuse, including sexting, sexual violence or harassment, upskirting and bullying are promptly and appropriately dealt with and supported.

5.0 Confidentiality

- 5.1 We recognise that all matters relating to child protection are confidential.
- 5.2 The Headteacher, DSLs or Child Protection Officer will disclose any information about a child to other members of staff on a need to know basis only.⁴
- 5.3 All staff must be aware that they have a professional responsibility to share information with other agencies in order to safeguard children.
- 5.4 All staff must be aware that they cannot promise a child to keep secrets which might compromise the child's safety or wellbeing.
- 5.5 We will always undertake to share our intention to refer a child to Social Care with their parents /carers unless to do so could put the child at greater risk of harm, or impede a criminal investigation.

³ The Early Help Assessment is Wigan's response to the statutory duty to cooperate (Children Act 2004) and it replaces the CAF process.

⁴ Guidance about sharing information, can be found in the DfE booklet 'Information sharing guidance for practitioners and managers' DCSF-00807-2008 (archived)

6.0 Supporting Staff

- 6.1 We recognise that staff working in the school who have become involved with a child who has suffered harm, or appears to be likely to suffer harm may find the situation stressful and upsetting.
- 6.2 We will support such staff by providing an opportunity to talk through their anxieties with the DSLs and to seek further support as appropriate.

7.0 Allegations against staff

- 7.1 All school staff should take care not to place themselves in a vulnerable position with a child. It is always advisable for interviews or work with individual children or parents to be conducted in view of other adults.
- 7.2 All staff should be aware of Guidance on Behaviour Issues, and the school's own Behaviour Management policy.
- 7.3 Guidance about conduct and safe practice, including safe use of mobile phones by staff and volunteers will be given at induction via the staff Code of Conduct.
- 7.4 We understand that a pupil may make an allegation against a member of staff.
- 7.5 If such an allegation is made, or information is received which suggests that a person may be unsuitable to work with children, the member of staff receiving the allegation or aware of the information, will immediately inform the Headteacher⁵.
- 7.6 The Headteacher on all such occasions will discuss the content of the allegation with the Local Authority Designated Officer (LADO). <https://www.wigan.gov.uk/wscb/Professionals/LADO.aspx>
- 7.7 If the allegation made to a member of staff concerns the Headteacher, the person receiving the allegation will immediately inform the Chair of Academy councillors who will consult as in 7.6 above, without notifying the Headteacher first.
- 7.8 The school will follow Wigan Council's procedures for managing allegations against staff. Under no circumstances will we send a child home, pending such an investigation, unless this advice is given exceptionally, as a result of a consultation with the LADO.
- 7.9 For further guidance for the process of dealing with allegations against staff and supporting staff and students through necessary investigations refer to guidance as provided in Part 4 of Keeping Children safe in Education:
file:///C:/Users/gilljohnson/AppData/Local/Microsoft/Windows/Temporary%20Internet%20Files/Content.IE5/OLEO0YVD/Keeping_children_safe_in_education_2019.pdf

⁵ or Chair of Academy councillors in the event of an allegation against the Headteacher

8.0 Whistle-blowing

- 8.1 We recognise that children cannot be expected to raise concerns in an environment where staff fail to do so.
- 8.2 All staff should be aware of their duty to raise concerns, where they exist, about the management of child protection, which may include the attitude or actions of colleagues. If it becomes necessary to consult outside the school, they should speak in the first instance, to the Area Education Officer/LADO following the Whistleblowing Policy.
- 8.3 Whistle-blowing regarding the Headteacher should be made to the Chair of the Academy council whose contact details are readily available to staff (as pertinent to setting).
- 8.4 Where a member of staff feels unable to raise an issue with their employer or feels that their genuine concerns are not being addressed, other whistle blowing channels may be open to them. General guidance can be found at : <https://www.gov.uk/whistleblowing> also: <https://www.nspcc.org.uk/what-you-can-do/report-abuse/dedicated-helplines/whistleblowing-advice-line/>

9.0 Physical Intervention

- 9.1 We acknowledge that staff must only ever use physical intervention as a last resort, when a child is endangering him/herself or others, and that at all times it must be the minimal force necessary to prevent injury to another person.
- 9.2 Such events should be recorded and signed.
- 9.3 Staff who are likely to need to use physical intervention will be appropriately trained in using medically assessed techniques.
- 9.4 We understand that physical intervention of a nature which causes injury or distress to a child may be considered under child protection or disciplinary procedures.
- 9.5 When using reasonable force in response to risks presented by incidents involving children with SEN or disabilities or with medical conditions, we will consider the risks carefully to recognise the additional vulnerability of these groups. We will also consider their duties under the Equality Act 2010 in relation to making reasonable adjustments, non-discrimination and their Public Sector Equality Duty.

10.0 Anti-Bullying

- 10.1 Our school policy on anti-bullying is set out in a separate document and acknowledges that to allow or condone bullying may lead to consideration under child protection procedures. This includes all forms e.g. cyber, racist, homophobic and gender related bullying. We keep a record of known bullying incidents. All staff are aware that children with SEND and / or differences/perceived differences are more susceptible to being bullied / victims of child abuse.

11.0 Racist Incidents

11.1 Our behaviour policy stipulates that we do not tolerate racism or racial intolerance. Repeated racist incidents or a single serious incident may lead to consideration under child protection procedures. We will keep a record of racist incidents.

12.0 Prevention

12.1 We recognise that the school plays a significant part in the prevention of harm to our children by providing children with good lines of communication with trusted adults, supportive friends and an ethos of protection.

12.2 The school community will therefore:

- 12.2.1 Work to establish and maintain an ethos where children feel secure and are encouraged to talk and are always listened to.
- 12.2.2 Include regular consultation with children e.g. through safety questionnaires, participation in anti-bullying week and Children's mental health week, speaking to students about their experiences of unstructured times.
- 12.2.3 Ensure that all children know there is an adult in the school whom they can approach if they are worried or in difficulty.
- 12.2.4 Include safeguarding across the curriculum, with opportunities which equip children with the skills they need to stay safe from harm and to know to whom they should turn for help. In particular this will include anti-bullying work, e-safety, relationships and sex education.
- 12.2.5 We will ensure that appropriate ICT filters and monitoring are in place to ensure safety online. We will also ensure that online safety is included regularly in the curriculum.

13.0 Health & Safety

13.1 Our Health & Safety policy, set out in a separate document, reflects the consideration we give to the protection of our children both physically within the school environment, and for example in relation to internet use, and when away from the school and when undertaking school trips and visits.

14.0 Safer use of the Internet and Digital Communications

14.1 The Shaw Education Trust and the Westleigh School recognises that in a modern learning environment, use of the Internet, multimedia devices and digital imaging facilities are part of everyday requirements. However, a child/young person's safety will remain the priority of the school. We ensure that appropriate filters and monitoring systems are in place to safeguard pupils from potentially harmful and inappropriate material online. The same filters monitor all activity on network computers.

14.2 All staff are aware that any items that have capability for use of the Internet or the creation of digital images (including mobile phones) must be used by children/young people under appropriate supervision. If any such item that belongs to a member of staff is brought onto the school site, it is the responsibility of that staff member to ensure that these items contain nothing of an inappropriate nature.

- 14.3 Children/young people are not permitted to directly access items that do not belong to the school.
- 14.4 If there is any suspicion that any multimedia device or computer contains any images or content of an inappropriate nature, the Headteacher or Designated Safeguarding Lead should be informed immediately.
- 14.5 Social Networking Sites are part of everyday culture within the cyber environment and all staff will promote safe use of the internet to all children/young people. The school curriculum will include the input of appropriately trained personnel around Online Safety and safe use of media items. Sources of information and teaching resources to support the delivery of Online Safety education can be located in Annex A of Keeping Children Safe in Education and new DfE guidance <https://www.gov.uk/government/publications/teaching-online-safety-in-schools>.
- 14.6 Staff will ensure that any personal use of Social Networking sites does not in any way impinge upon the school or their professional standards. Any concerns regarding a staff member's conduct should be brought to the immediate attention of the Headteacher or the Designated Safeguarding Lead. The e-safety policy and staff Code of Conduct reflects the consideration given to safe use of social media for staff.

Any attempt by a child/young person to contact staff via such internet sites will immediately be reported to the Headteacher or Designated Safeguarding Lead in order that appropriate advice can be given to the child/young person and their parents/carers regarding professional boundaries and the safety of the child/young person.

15.0 Safeguarding Children and Young People Vulnerable to Violent Extremism (PREVENT DUTY)

- 15.1 The relevant e-safety policy reflects the consideration given to safe use of social media for staff. "Protecting children from the risk of radicalisation should be seen as part of schools' wider safeguarding duties: staff received INSET on this current issue in September 2016 and receive regular updates as relevant. Radicalisation refers to the process by which a person comes to support terrorism and forms of extremism. There is no single way of identifying an individual who is likely to be susceptible to an extremist ideology. As with managing other safeguarding risks, we should be alert to changes in children's behaviour that could indicate that they are in need of protection.
- 15.2 School staff should use their professional judgement in identifying children who might be at risk of radicalisation and act proportionately. This may include making a referral to the Channel programme" (Keeping Children Safe in Education, Department for Education, July 2019) Full detail can be found here:
file:///C:/Users/gilljohnson/AppData/Local/Microsoft/Windows/Temporary%20Internet%20Files/Content.IE5/OLEO0YVD/Keeping_children_safe_in_education_2019.pdf
- 15.3 Our school safeguarding policy therefore complies with the schools duty under Section 26 of the Counter Terrorism and Security Act 2015 in accordance with the Department of Education advice for schools specific guidance for schools: https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/439598/prevent-duty-departmental-advice-v6.pdf
- 15.4 Our school safeguarding policy and actions are aligned to also reflect the processes described in the Greater Manchester Safeguarding Partnership Procedures:
http://greatermanchesterscb.proceduresonline.com/chapters/p_sg_vio_ext.html
- 15.5 Our school academy councillors, the Head Teacher and the Designated Safeguarding Lead will assess the level of risk within the school and put actions in place to reduce that risk. This may include consideration of the school's curriculum, SEND policy, assembly policy, e-safety policy, the use of school premises by external agencies, integration of children by gender and SEN, anti-bullying policy and other issues specific to the school's profile, community and philosophy.

16.0 Children at risk of sexual exploitation (CSE):

- 16.1 Our school will ensure that the Designated Safeguarding Lead and other key staff are trained in spotting the possible signs of child sexual exploitation outlined in Appendix One (this is not an exhaustive or definitive list).
- 16.2 Our school safeguarding policy will align with the Greater Manchester Safeguarding Partnership Guidance on Child Sexual Exploitation
http://greatermanchesterscb.proceduresonline.com/chapters/p_sg_ab_sexual_exploit.html#preventing
- 16.3 The referral pathway for children where concerns regarding Child Sexual Exploitation have been raised is via the Professional Referral Form <https://apps.wigan.gov.uk/ChildReferral/>

17.0 Female Genital Mutilation :

- 17.1 With effect from 3 May 2015, the Female Genital Mutilation Act 2003 was amended by the Serious Crime Act 2015. The law is extended so that:
- A non-UK national who is 'habitually resident' in the UK and commits such an offence abroad can now face a maximum penalty of 14 years imprisonment. It is also an offence to assist a non-UK resident to carry out FGM overseas on a girl who is habitually, rather than only permanently, resident in the UK. This follows a number of cases where victims were unable to get justice as FGM was committed by those not permanently residing in the UK;
 - A new offence is created of failing to protect a girl from the risk of FGM. Anyone convicted can face imprisonment for up to seven years and/or an unlimited fine;
 - Anonymity for victims of FGM. Anyone identifying a victim can be subject to an unlimited fine.
- 17.2 Our school Designated Safeguarding Lead will maintain up to date knowledge of and work in line with the Greater Manchester Safeguarding Partnership Protocol to Female Genital Mutilation
http://greatermanchesterscb.proceduresonline.com/chapters/p_fgm.html

18.0 Sexual violence and sexual harassment between children in school

We recognise that children are capable of abusing their peers and will ensure that procedures are in place to minimise this, and so that those children or another peer feel confident to report this in the knowledge that it will be appropriately investigated and responded to. This abuse is taken as seriously as all other forms of abuse and will not be tolerated in our school/setting/establishment. Victims will be offered appropriate support in all cases. **We will not tolerate any violence, harassment or abuse between peers as 'banter', 'part of growing up', or 'having a laugh'.** *(Further specific guidance on responding to incidents of abuse and sexual violence and sexual harassment between children in school is outlined in Appendix 4 of this policy)*

19.0 Record Keeping

- 19.1 The Westleigh School will keep and maintain up-to-date information on pupils on the school roll, including where and with whom the child is living, attainment information, attendance, at least two sets of emergency contact details, referrals to and support from other agencies and other significant events in a child's life.

19.2 We will ensure that child protection records are kept confidentially and securely and are separate from general pupil records until the child's 25th birthday. Child protection information must be copied and sent under separate cover to any new school / college whilst the child is still under 18 years old.

19.3 Leaders must ensure that a receipt of delivery is provided by the next school or college.

19.4 We take into account policies regarding the General Data Protection Regulations (GDPR).

20.0 Monitoring and Evaluation

20.1 Our Child Protection Policy and Procedures will be monitored and evaluated by:

- Academy council visits to the school
- SLT 'drop ins' and discussions with children and staff
- Pupil surveys and questionnaires
- Scrutiny of exclusion and attendance data
- Scrutiny of a range of risk assessments
- Scrutiny of Academy council minutes
- Logs of bullying/racist/behavior incidents for Senior Leadership Team and Academy council to monitor
- Review of parental concerns and parent questionnaires
- Review of the use of intervention strategies such as the learning support centre and internal exclusion room

20.2 This policy also links to our policies on:

- Behaviour,
- Staff Code of Conduct,
- Lockdown Policy,
- Anti-bullying,
- Health & Safety
- Complaints procedures,
- Curriculum
- Teaching and Learning
- Supporting Children with medical Needs
- Use of reasonable force
- E Safety, including staff use of mobile phones
- Risk Assessment
- Intimate Care

Appendix One

Recognising signs of child abuse

Categories of Abuse:

- Physical Abuse
 - Emotional Abuse (including Domestic Abuse)
 - Sexual Abuse
 - Neglect
-

Signs of Abuse in Children:

The following non-specific signs may indicate something is wrong:

- Significant change in behaviour
 - Extreme anger or sadness
 - Aggressive and attention-seeking behaviour
 - Suspicious bruises with unsatisfactory explanations
 - Lack of self-esteem
 - Self-injury
 - Depression
 - Age inappropriate sexual behaviour
 - Child Sexual Exploitation.
-

Risk Indicators

The factors described in this section are frequently found in cases of child abuse. Their presence is not proof that abuse has occurred, but:

- ▢ Must be regarded as indicators of the possibility of significant harm
- ▢ Justifies the need for careful assessment and discussion with designated / named / lead person, manager, (or in the absence of all those individuals, an experienced colleague)
- ▢ May require consultation with and / or referral to Children's Services

The absence of such indicators does not mean that abuse or neglect has not occurred.

It is important to note that abuse, neglect and safeguarding issues are rarely standalone events that can be covered by one definition or label. In most cases multiple issues will overlap with one another.

In an abusive relationship the child may:

- ▢ Appear frightened of the parent/s
- ▢ Act in a way that is inappropriate to her/his age and development (though full account needs to be taken of different patterns of development and different ethnic groups)

The parent or carer may:

- Persistently avoid child health promotion services and treatment of the child's episodic illnesses
- Have unrealistic expectations of the child
- Frequently complain about/to the child and may fail to provide attention or praise (high criticism/low warmth environment)
- Be absent or misusing substances
- Persistently refuse to allow access on home visits
- Be involved in domestic abuse

Staff should be aware of the potential risk to children when individuals, previously known or suspected to have abused children, move into the household.

Recognising Physical Abuse

The following are often regarded as indicators of concern:

- An explanation which is inconsistent with an injury
- Several different explanations provided for an injury
- Unexplained delay in seeking treatment
- The parents/carers are uninterested or undisturbed by an accident or injury
- Parents are absent without good reason when their child is presented for treatment
- Repeated presentation of minor injuries (which may represent a "cry for help" and if ignored could lead to a more serious injury)
- Family use of different doctors and A&E departments
- Reluctance to give information or mention previous injuries

Bruising

Children can have accidental bruising, but the following must be considered as non accidental unless there is evidence or an adequate explanation provided:

- Any bruising to a pre-crawling or pre-walking baby
- Bruising in or around the mouth, particularly in small babies which may indicate force feeding
- Two simultaneous bruised eyes, without bruising to the forehead, (rarely accidental, though a single bruised eye can be accidental or abusive)
- Repeated or multiple bruising on the head or on sites unlikely to be injured accidentally
- Variation in colour possibly indicating injuries caused at different times
- The outline of an object used e.g. belt marks, hand prints or a hair brush
- Bruising or tears around, or behind, the earlobe/s indicating injury by pulling or twisting
- Bruising around the face
- Grasp marks on small children
- Bruising on the arms, buttocks and thighs may be an indicator of sexual abuse

Bite Marks

Bite marks can leave clear impressions of the teeth. Human bite marks are oval or crescent shaped. Those over 3 cm in diameter are more likely to have been caused by an adult or older child. A medical opinion should be sought where there is any doubt over the origin of the bite.

Burns and Scalds

It can be difficult to distinguish between accidental and non-accidental burns and scalds, and will always require experienced medical opinion. Any burn with a clear outline may be suspicious e.g.:

- Circular burns from cigarettes (but may be friction burns if along the bony protuberance of the spine)
- Linear burns from hot metal rods or electrical fire elements
- Burns of uniform depth over a large area
- Scalds that have a line indicating immersion or poured liquid (a child getting into hot water is his/her own accord will struggle to get out and cause splash marks)
- Old scars indicating previous burns/scalds which did not have appropriate treatment or adequate explanation

Scalds to the buttocks of a small child, particularly in the absence of burns to the feet, are indicative of dipping into a hot liquid or bath.

Fractures

Fractures may cause pain, swelling and discolouration over a bone or joint. Non-mobile children rarely sustain fractures.

There are grounds for concern if:

- The history provided is vague, non-existent or inconsistent with the fracture type
- There are associated old fractures
- Medical attention is sought after a period of delay when the fracture has caused symptoms such as swelling, pain or loss of movement
- There is an unexplained fracture in the first year of life

Scars

A large number of scars or scars of different sizes or ages, or on different parts of the body, may suggest abuse.

Recognising Emotional Abuse

Emotional abuse may be difficult to recognise, as the signs are usually behavioural rather than physical. The manifestations of emotional abuse might also indicate the presence of other kinds of abuse.

The indicators of emotional abuse are often also associated with other forms of abuse. The following may be indicators of emotional abuse:

- Developmental delay
- Abnormal attachment between a child and parent/carer e.g. anxious, indiscriminate or not attachment
- Indiscriminate attachment or failure to attach
- Aggressive behaviour towards others
- Scapegoated within the family
- Frozen watchfulness, particularly in pre-school children
- Low self esteem and lack of confidence

- ▯ Withdrawn or seen as a “loner” – difficulty relating to others

Recognising Neglect

Evidence of neglect is built up over a period of time and can cover different aspects of parenting. Indicators include:

- ▯ Failure by parents or carers to meet the basic essential needs e.g. adequate food, clothes, warmth, hygiene and medical care
- ▯ A child seen to be listless, apathetic and unresponsive with no apparent medical cause
- ▯ Failure of child to grow within normal expected pattern, with accompanying weight loss
- ▯ Child thrives away from home environment
- ▯ Child frequently absent from school
- ▯ Child left with adults who are intoxicated or violent
- ▯ Child abandoned or left alone for excessive periods

Recognising Signs of Sexual Abuse

Boys and girls of all ages may be sexually abused and are frequently scared to say anything due to guilt and/or fear. This is particularly difficult for a child to talk about and full account should be taken of the cultural sensitivities of any individual child/family.

Recognition can be difficult, unless the child discloses and is believed. There may be no physical signs and indications are likely to be emotional/behavioural.

Some behavioural indicators associated with this form of abuse are:

- ▯ Inappropriate sexualised conduct
- ▯ Sexually explicit behaviour, play or conversation, inappropriate to the child’s age
- ▯ Continual and inappropriate or excessive masturbation
- ▯ Self-harm (including eating disorder), self - mutilation and suicide attempts
- ▯ Involvement in prostitution or indiscriminate choice of sexual partners
- ▯ An anxious unwillingness to remove clothes e.g. for sports events (but this may be related to cultural norms or physical difficulties)

Some physical indicators associated with this form of abuse are:

- ▯ Pain or itching of genital area
- ▯ Blood on underclothes
- ▯ Pregnancy in a younger girl where the identity of the father is not disclosed
- ▯ Physical symptoms such as injuries to the genital or anal area, bruising to buttocks, abdomen and thighs, sexually transmitted disease, presence of semen on vagina, anus, external genitalia or clothing

Child Sexual Exploitation

The following list of indicators is not exhaustive or definitive but it does highlight common signs which can assist professionals in identifying children or young people who may be victims of sexual exploitation.

Signs include:

- ▯ underage sexual activity
- ▯ inappropriate sexual or sexualised behaviour
- ▯ sexually risky behaviour, 'swapping' sex
- ▯ repeat sexually transmitted infections
- ▯ in girls, repeat pregnancy, abortions, miscarriage
- ▯ receiving unexplained gifts or gifts from unknown sources
- ▯ having multiple mobile phones and worrying about losing contact via mobile
- ▯ having unaffordable new things (clothes, mobile) or expensive habits (alcohol, drugs)
- ▯ changes in the way they dress
- ▯ going to hotels or other unusual locations to meet friends
- ▯ seen at known places of concern
- ▯ moving around the country, appearing in new towns or cities, not knowing where they are
- ▯ getting in/out of different cars driven by unknown adults
- ▯ having older boyfriends or girlfriends
- ▯ contact with known perpetrators
- ▯ involved in abusive relationships, intimidated and fearful of certain people or situations
- ▯ hanging out with groups of older people, or anti-social groups, or with other vulnerable peers
- ▯ associating with other young people involved in sexual exploitation
- ▯ recruiting other young people to exploitative situations
- ▯ truancy, exclusion, disengagement with school, opting out of education altogether
- ▯ unexplained changes in behaviour or personality (chaotic, aggressive, sexual)
- ▯ mood swings, volatile behaviour, emotional distress
- ▯ self-harming, suicidal thoughts, suicide attempts, overdosing, eating disorders
- ▯ drug or alcohol misuse
- ▯ getting involved in crime
- ▯ police involvement, police records
- ▯ involved in gangs, gang fights, gang membership
- ▯ injuries from physical assault, physical restraint, sexual assault.

Criminal Exploitation of children and vulnerable adults: County Lines

What is county lines exploitation?

- ▢ County lines is the police term for urban gangs supplying drugs to suburban areas and market and coastal towns using dedicated mobile phone lines or “deal lines”.
- ▢ It involves child criminal exploitation (CCE) as gangs use children and vulnerable people to move drugs and money. Gangs establish a base in the market location, typically by taking over the homes of local vulnerable adults by force or coercion in a practice referred to as ‘cuckooing’.
- ▢ County lines is a major, cross-cutting issue involving drugs, violence, gangs, safeguarding, criminal and sexual exploitation, modern slavery, and missing persons; and the response to tackle it involves the police, the National Crime Agency, a wide range of Government departments, local government agencies and VCS (voluntary and community sector) organisations.
- ▢ County lines activity and the associated violence, drug dealing and exploitation has a devastating impact on young people, vulnerable adults and local communities.

Signs to look out for

A young person’s involvement in county lines activity often leaves signs. A young person might exhibit some of these signs, either as a member or as an associate of a gang dealing drugs.

Any sudden changes in a young person’s lifestyle should be discussed with them. Some indicators of county lines involvement and exploitation are listed below, with those at the top of particular concern:

- Persistently going missing from school or home and / or being found out-of-area;
- Unexplained acquisition of money, clothes, or mobile phones
- Excessive receipt of texts /phone calls
- Relationships with controlling /older individuals or groups
- Leaving home / care without explanation
- Suspicion of physical assault /unexplained injuries
- Parental concerns
- Carrying weapons
- Significant decline in school results / performance
- Gang association or isolation from peers or social networks
- Self-harm or significant changes in emotional well-being

Further specific guidance is available at : <https://www.gov.uk/government/publications/criminal-exploitation-of-children-and-vulnerable-adults-county-lines>

All staff should also be aware of indicators, which may signal that children are at risk from, or are involved with serious violent crime. These may include increased absence from school, a change in friendships or relationships with older individuals or groups, a significant decline in performance, signs of self-harm or a significant change in wellbeing, or signs of assault or unexplained injuries.

Unexplained gifts or new possessions could also indicate that children have been approached by, or are involved with, individuals associated with criminal networks or gangs.

Children and the court system

Children and the court system Children are sometime required to give evidence in criminal courts, either for crimes committed against them or for crimes they have witnessed. There are two age appropriate guides to support children 5-11-year olds <https://www.gov.uk/government/publications/young-witness-booklet-for-5-to-11-year-olds> and 12-17 year olds <https://www.gov.uk/government/publications/young-witness-booklet-for-12-to-17-year-olds>. They explain each step of the process and support and special measures that are available. There are diagrams illustrating the courtroom structure and the use of video links is explained. 19

Making child arrangements via the family courts following separation can be stressful and entrench conflict in families. This can be stressful for children. The Ministry of Justice has launched an online child arrangements information tool with clear and concise information on the dispute resolution service. This may be useful for some parents and carers.

Children with family members in prison

Schools leaders will refer to annex A of 'Keeping Children Safe in Education – September 2019'. (KCSIE 2019)

Information to support SET school leaders in working with children with family members in prison can be found via the 'National Information Centre on children of offenders' www.nicco.org.uk
Where appropriate we will make use of these resources.

Children missing from Education

Knowing where children are during school hours is an extremely important aspect of safeguarding. Missing school can be an indicator of abuse, neglect and radicalisation, and in older children may raise concerns around child sexual exploitation. As detailed in the guidance, all staff need to be aware of the signs to look out for and potential safeguarding concerns 'such as travelling to conflict zones, female genital mutilation and forced marriage'.

We will, where reasonably possible, hold more than one emergency contact number for the pupils.

Attendance is monitored daily and pupils who are missing from school without permission for 10 days are reported to the Local Authority. In addition, pupils who have irregular attendance at school are also reported to the Local Authority and their attendance is closely monitored.

Pupils who are deleted from the school register for any of the following reasons are also reported to the Local Authority immediately upon deletion of the record:

- have been taken out of school by their parents and are being educated outside the school system e.g. home education;
- have ceased to attend school and no longer live within reasonable distance of the school at which they are registered;
- have been certified by the school medical officer as unlikely to be in a fit state of health to attend school before ceasing to be of compulsory school age, and neither he/she nor his/her parent has indicated the intention to continue to attend the school after ceasing to be of compulsory school age;
- are in custody for a period of more than four months due to a final court order and the proprietor does not reasonably believe they will be returning to the school at the end of that period; or,
- have been permanently excluded.

Homelessness

School leaders and DSLs will refer to annex A of 'Keeping Children Safe in Education – September 2019'. (KCSIE 2019)

- Being homeless or at risk of being homeless presents a real risk to a child's welfare.
- The designated safeguarding lead must hold contact details and understand referral routes to the Local Housing Authority
- Any contact with the Local Housing Authority must not replace a referral to children's social care where a child has been harmed or at risk of harm.

So-called 'honour-based' violence

School leaders should refer to annex A of 'Keeping Children Safe in Education – September 2019'. (KCSIE 2019)

So-called 'honour-based' violence encompasses incidents or crimes which have been committed to protect or defend the honour of the family or community. This may include female genital mutilation, forced marriage, and practices such as breast ironing.

All forms of so-called 'honour-based' violence are abuse.

The school is sensitive to differing family patterns and lifestyles and child-rearing patterns that vary across different racial, ethnic and cultural groups. Forced marriage is a form of child, adult and domestic abuse and, in line with statutory guidance, is treated as such by the school. Child abuse cannot be condoned for religious or cultural reasons.

Information about Forced Marriage will be incorporated into staff Safeguarding and Child Protection training and briefings and the school's Child Protection & Safeguarding Policy will be used to protect a victim or potential victim of forced marriage.

If a case of forced marriage is suspected, parents and carers will not be approached or involved about a referral to any other agencies.

There is a mandatory duty on teachers to report concerns regarding female genital mutilation. In the first instance this should be reported to the DSL.

Forced Marriage (FM)

This is an entirely separate issue from arranged marriage. It is a human rights abuse and falls within the Crown Prosecution Service definition of domestic violence. Young men and women can be at risk in affected ethnic groups. Whistle-blowing may come from younger siblings. Other indicators may be detected by changes in adolescent behaviours. Never attempt to intervene directly as a school or through a third party.

Female Genital Mutilation (FGM)

It is essential that staff are aware of FGM practices and the need to look for signs, symptoms and other indicators of FGM.

What is FGM?

It involves procedures that intentionally alter/injure the female genital organs for non-medical reasons.

4 types of procedure:

Type 1 Clitoridectomy – partial/total removal of clitoris

Type 2 Excision – partial/total removal of clitoris and labia minora

Type 3 Infibulation entrance to vagina is narrowed by repositioning the inner/outer labia

Type 4 all other procedures that may include: pricking, piercing, incising, cauterising and scraping the genital area.

Why is it carried out?

Belief that:

- ▢ FGM brings status/respect to the girl – social acceptance for marriage
- ▢ Preserves a girl's virginity
- ▢ Part of being a woman / rite of passage
- ▢ Upholds family honour
- ▢ Cleanses and purifies the girl
- ▢ Gives a sense of belonging to the community
- ▢ Fulfils a religious requirement
- ▢ Perpetuates a custom/tradition
- ▢ Helps girls be clean / hygienic
- ▢ Is cosmetically desirable
- ▢ Mistakenly believed to make childbirth easier

Is FGM legal?

FGM is internationally recognised as a violation of human rights of girls and women. It is **illegal** in most countries including the UK.

Circumstances and occurrences that may point to FGM happening

- ▢ Child talking about getting ready for a special ceremony
- ▢ Family taking a long trip abroad
- ▢ Child's family being from one of the 'at risk' communities for FGM (Kenya, Somalia, Sudan, Sierra Leon, Egypt, Nigeria, Eritrea as well as non-African communities including Yemeni, Afghani, Kurdistan, Indonesia and Pakistan)
- ▢ Knowledge that the child's sibling has undergone FGM
- ▢ Child talks about going abroad to be 'cut' or to prepare for marriage

Signs that may indicate a child has undergone FGM:

- Prolonged absence from school and other activities
- Behaviour change on return from a holiday abroad, such as being withdrawn and appearing subdued
- Bladder or menstrual problems
- Finding it difficult to sit still and looking uncomfortable
- Complaining about pain between the legs
- Mentioning something somebody did to them that they are not allowed to talk about
- Secretive behaviour, including isolating themselves from the group
- Reluctance to take part in physical activity
- Repeated urinal tract infection
- Disclosure

The 'One Chance' rule

As with Forced Marriage there is the 'One Chance' rule. It is essential that settings /schools/colleges take action **without delay**.

Preventing radicalisation

School staff should refer to annex A of 'Keeping Children Safe in Education – September 2019'. (KCSIE 2019)

All school staff are responsible for preventing pupils from the risk of extremist ideology and radicalisation.

All school staff must understand how to refer concerns to the designated safeguarding lead or to the Channel programme.

SET school leaders must take into account the 'revised Prevent duty guidance' last issued on 16 July 2015. Leaders must respond to this guidance by putting in place suitable risk assessments, creating effective working partnership, training staff and having robust IT policies in place. <https://www.gov.uk/government/publications/prevent-duty-guidance> especially paragraphs 57 - 76.

Channel

Channel is a programme which focuses on providing support at an early stage to people who are identified as being vulnerable to being drawn into terrorism. It provides a mechanism for schools to make referrals if they are concerned that an individual might be vulnerable to radicalisation. An individual's engagement with the programme is entirely voluntary at all stages. Guidance on Channel is available at: Channel guidance <https://www.gov.uk/government/publications/channel-guidance>, and a Channel awareness e-learning programme is available for staff at: Channel General Awareness <https://www.gov.uk/government/publications/channel-guidance>. The school or college's Designated Safeguarding Lead (and any deputies) should be aware of local procedures for making a Channel referral. As a Channel partner, the school or college may be asked to attend a Channel panel to discuss the individual referred to determine whether they are vulnerable to being drawn into terrorism and consider the appropriate support required.

Sexual Harassment and Sexual Violence – Peer on Peer Abuse

Context

- Sexual violence and sexual harassment can occur between two children of any age and sex. It can also occur through a group of children sexually assaulting or sexually harassing a single child or group of children.
- Children who are victims of sexual violence and sexual harassment will likely find the experience stressful and distressing. This will, in all likelihood, adversely affect their educational attainment. Sexual violence and sexual harassment exist on a continuum and may overlap, they can occur online and offline (both physical and verbal) and are never acceptable.
- It is important that all victims are taken seriously and offered appropriate support. Staff should be aware that some groups are potentially more at risk. Evidence shows girls, children with SEND and LGBT children are at greater risk.

What is Sexual violence and sexual harassment?

Sexual violence It is important that school and college staff are aware of sexual violence and the fact children can, and sometimes do, abuse their peers in this way. When referring to sexual violence we are referring to sexual offences under the Sexual Offences Act 2003¹⁰⁵ as described below:

Rape: A person (A) commits an offence of rape if: he intentionally penetrates the vagina, anus or mouth of another person (B) with his penis, B does not consent to the penetration and A does not reasonably believe that B consents.

Assault by Penetration: A person (A) commits an offence if: s/he intentionally penetrates the vagina or anus of another person (B) with a part of her/his body or anything else, the penetration is sexual, B does not consent to the penetration and A does not reasonably believe that B consents.

Sexual Assault: A person (A) commits an offence of sexual assault if: s/he intentionally touches another person (B), the touching is sexual, B does not consent to the touching and A does not reasonably believe that B consents.

What is consent? Consent is about having the freedom and capacity to choose. Consent to sexual activity may be given to one sort of sexual activity but not another, e.g. to vaginal but not anal sex or penetration with conditions, such as wearing a condom. Consent can be withdrawn at any time during sexual activity and each time activity occurs. Someone consents to vaginal, anal or oral penetration only if s/he agrees by choice to that penetration and has the freedom and capacity to make that choice.¹

Sexual harassment: When referring to sexual harassment we mean 'unwanted conduct of a sexual nature' that can occur online and offline. When we reference sexual harassment, we do so in the context of child on child sexual harassment.

Sexual harassment is likely to violate a child's dignity, and/or make them feel intimidated, degraded or humiliated and/or create a hostile, offensive or sexualised environment. Whilst not intended to be an exhaustive list, sexual harassment can include:

- sexual comments, such as: telling sexual stories, making lewd comments, making sexual remarks about clothes and appearance and calling someone sexualised names;
- sexual "jokes" or taunting;
- physical behaviour, such as: deliberately brushing against someone, interfering with someone's clothes (schools and colleges should be considering when any of this crosses a line into sexual violence - it is important to talk to and consider the experience of the victim) and displaying pictures, photos or drawings of a sexual nature;
- upskirting, which typically involves taking a picture under a person's clothing without them knowing, with the intention of viewing their genitals or buttocks to obtain sexual gratification, or cause the victim humiliation, distress or alarm;
- online sexual harassment. This may be standalone, or part of a wider pattern of sexual harassment and/or sexual violence.

It may include:

- non-consensual sharing of sexual images and videos;
- sexualised online bullying;
- upskirting
- unwanted sexual comments and messages, including, on social media; and
- sexual exploitation; coercion and threats

Managing the disclosure

- Our initial response to a disclosure from a child is important. It is essential that victims are reassured that they are being taken seriously and that they will be supported and kept safe. A victim should never be given the impression that they are creating a problem by reporting sexual violence or sexual harassment. Nor should a victim ever be made to feel ashamed for making a report.
- As per Part one of the Keeping Children safe in Education Guidance staff should not promise confidentiality at the stage of disclosure and reports should only be shared with those people who are necessary in order to progress them.
- Where the report includes an online element be aware of the Searching, Screening and confiscation guidance for schools and UKCCIS sexting advice:
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/674416/Searching_screening_and_confiscation.pdf
- https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/647389/Overview_of_Sexting_Guidance.pdf

Anonymity

- As a matter of effective safeguarding practice, we will do all we reasonably can to protect the anonymity of any children involved in any report of sexual violence or sexual harassment. Amongst other things this will mean carefully considering, based on the nature of the report, which staff should know about the report and any support that will be in place for the children involved.

Action following a report: What to consider

- We will carefully consider any report of sexual violence and/or sexual harassment and any reports will be dealt with and assessed on a case by case basis. The designated safeguarding lead (or deputy) will be the most appropriate person to decide on the school's initial response including an assessment of risk. Important considerations will include:
 - the wishes of the victim in terms of how they want to proceed.
 - the nature of the alleged incident(s), including: might a crime have been committed and consideration of harmful sexual behaviour;
 - the ages of the children involved;
 - the developmental stages of the children involved
 - any power imbalance between the children (e.g. is the alleged perpetrator significantly older);
 - is the alleged incident a one off or a sustained pattern of abuse;
 - are there on-going risks; and
 - other related issues and wider context/impact on other children

Risk assessments should be recorded and should be kept under review. The DSL will engage with social care and specialist services as required. Where there has been a report of sexual violence, it is likely a professional risk assessment will be required – these should be used to inform the school's approach to supporting and protecting students.

Initial considerations when the report is made

Any report of sexual violence is likely to be traumatic for the victim. However, reports of rape and assault by penetration are likely to be especially difficult with regard to the victim and close proximity with the alleged perpetrator is likely to be especially distressing.

Whilst we establish the facts of the case we will take reasonable steps to ensure there is no contact between the alleged victim and perpetrator – arrangements may need to be longer term in cases where there is a criminal investigation. These actions are in the best interests of both children and should not be perceived to be a judgment on the guilt of the alleged perpetrator.

For other reports of sexual violence and sexual harassment the proximity of the victim and alleged perpetrator and considerations regarding shared classes, sharing school or college premises and school or college transport, will be considered immediately.

The needs and wishes of the victim should be paramount (along with protecting the child) in any response. It is important they feel in as much control of the process as is possible. Wherever possible, the victim, if they wish, should be able to continue in their normal routine. Overall, the priority should be to make the victim's daily experience as normal as possible, so that the school or college is a safe space for them.

On-going Considerations

We must always pay due regards to our duty to safeguard and our duty to educate. As always when concerned about the welfare of a child, the best interests of the child should come first. In all cases, we will follow general safeguarding principles.

Where a criminal investigation into a rape or assault by penetration leads to a conviction or caution, the school will take suitable action in line with the behaviour policy. We will make appropriate record and justification of our decisions.

Where criminal proceedings are not undertaken or a not guilty verdict is returned due regard will still be given to the fact that the process will have affected both victim and alleged perpetrator. Appropriate support should be provided to both as required and consideration given to sharing classes and potential contact as required on a case-by-case basis.

Supporting the alleged perpetrator:

We will always have a duty of providing the alleged perpetrator with an education, safeguarding support as appropriate and implementing any disciplinary sanctions.

- We will consider the age and the developmental stage of the alleged perpetrator and nature of the allegations.
- We will consider the proportionality of the response. Support (and sanctions) will be considered on a case-by-case basis. An alleged perpetrator may potentially have unmet needs (in some cases these may be considerable) as well as potentially posing a risk of harm to other children. Harmful sexual behaviour in young children may be a symptom of either their own abuse or exposure to abusive practices and or materials. Advice should be taken, as appropriate, from children's social care, specialist services and the police.
 - Whatever the response, it will always be under-pinned by the principle that sexual violence and sexual harassment is never acceptable and will not be tolerated. It is also crucial to keep in mind that victims may not disclose the whole picture immediately. They may be more comfortable providing information on a piecemeal basis. It is essential that dialogue is kept open and encouraged. When it is clear that on-going support will be required, we will ask the victim if they would find it helpful to have a designated trusted adult (for example, their form tutor or designated safeguarding lead) to talk to about their needs. The choice of any such adult should be the victim's. Schools and colleges should respect and support this choice.
 - For further specific support and guidance on Child on child sexual violence and sexual harassment see part 5 of Keeping Children Safe in Education 2019.

file:///C:/Users/gilljohnson/AppData/Local/Microsoft/Windows/Temporary%20Internet%20Files/Content.IE5/OLEO0YV/D/keeping_children_safe_in_education_2019.pdf

Sexting in Schools

Sexting in schools and colleges, responding to incidents, and safeguarding young people, guidance from the UK Council for Child Internet Safety (UKCCIS)

Sexting

There is no clear definition of 'sexting'. Instead, we refer to 'youth produced sexual imagery'. This is imagery that is being created by under 18s themselves and involves still photographs, video, and streaming. In the guidance, this content is described as sexual and not indecent. Indecent is subjective and has no specific definition in UK law.

Incidents covered by this guidance:

- Person under 18 creates a sexual image of themselves and shares it with another person under 18.
- A person under 18s shares an image of another under 18 with another person under 18 or an adult.
- A person under 18 is in possession of sexual imagery created by another person under 18.

Incidents not covered by this guidance:

- Under 18s sharing adult pornography.

- Under 18s sharing sexual texts without sexual imagery.
- Adults sharing sexual imagery of under 18s. (This is child sexual abuse and must always be reported to police.)

Response to incidents of youth produced sexual imagery

The response should be guided by the 'principle of proportionality'.

'The primary concern at all times should be the welfare and protection of the young people involved.' (Sexting in schools and colleges: responding to incidents and safe-guarding young people (page 8))

The Law

Making, possessing, and distributing any imagery of someone under 18 which is indecent is illegal. This includes imagery of yourself if you're under 18. Indecent is not definitively defined in law, but images are likely to be considered indecent if they depict:

- a naked young person
- a topless girl
- an image which displays genitals, and
- sex acts including masturbation.
- indecent images may also include overtly sexual images of young people in their underwear

These laws weren't created to criminalise young people but to protect them. Although sharing sexual images of themselves is illegal and risky, it is often the result of curiosity and exploration. Young people need education, support, and safeguarding, not criminalisation.

The National Police Chiefs' Council (NPCC) is clear that "youth-produced sexual imagery should be primarily treated as a safeguarding issue."

Schools may respond to incidents without involving the police. (However, in some circumstances, the police must always be involved.)

What to do if an incident involving 'sexting' comes to your attention:

Report it to your Designated Safeguarding Lead (DSL) immediately.

Never view, download or share the imagery yourself, or ask a child to share or download – **this is illegal.**

If you have already viewed the imagery by accident (e.g. if a young person has showed it to you before you could ask them not to), report this to the DSL.

Do not delete the imagery or ask the young person to delete it.

Do not ask the young person(s) who are involved in the incident to disclose information regarding the imagery. This is the responsibility of the DSL.

Do not share information about the incident to other members of staff, the young person(s) it involves or their, or other, parents and/or carers.

Do not say or do anything to blame or shame any young people involved.

Do explain to them that you need to report it and reassure them that they will receive support and help from the DSL.

Actions to be taken by DSL

The DSL will meet with the young people involved


The DSL will discuss with parents, unless there is an issue where that's not possible

Where there is any concern the young person is at risk of harm, school staff will contact social care or the police.

We will always refer to the police or social care if incident involves:

- an adult
- coercion, blackmail, or grooming
- concerns about capacity to consent, [e.g., SEN]
- images show atypical sexual behavior for the child's developmental stage
- violent acts are depicted
- image shows sex acts and includes a child under 13
- a young person at risk of immediate harm as a result of the disclosure (for example, self-harm or suicide)

Once DSL has enough information, the decision should be made to deal with the matter in school, refer it to the police or to social care. All information and decision making should be recorded in line with school policy. If the incident has been dealt within school, a further review should be held to assess risks.

Adopted by the Board of Academy councillors and recorded in the Minutes of the meeting held on:	Chair of Academy councillors
Review Date	September 2019
Headteacher	 C Bramwell