

# **SAFEGUARDING & CHILD PROTECTION POLICY**

**Compass Learning & Education**

**September 2026**

## **DOCUMENT CONTROL**

**Policy Owner:** Director – Rosie Aylward

**Designated Safeguarding Lead (DSL):** Rosie Aylward

**Review Cycle:** Annual

**Next Review Date:** 1<sup>st</sup> September 2027

**Approved By:** Director

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## **2. Types of Abuse and Neglect**

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### 2.3 Sexual Abuse (including online and child-on-child)

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- Child sexual exploitation (CSE)
- Child criminal exploitation (CCE)
- Domestic abuse
- Fabricated or induced illness
- Faith abuse
- Female genital mutilation (FGM)
- Forced marriage
- Gangs/youth violence and serious violence
- Hate and discrimination
- Mental health
- Preventing radicalisation
- Relationship abuse
- Sexting / youth-produced sexual imagery
- Trafficking / modern slavery

## **4. Child Criminal Exploitation (CCE)**

- County lines and criminal exploitation patterns
- Coercion, debt bondage, violence/threats, weapons
- Recognising children as victims (including gender differences)
- Indicators and referral expectations

## **5. Child Sexual Exploitation (CSE)**

- Definition, power imbalance, consent cannot remove exploitation
- Contact and non-contact abuse (including online)
- Key indicators (gifts, older partners, missing episodes, emotional changes, etc.)
- Links to county lines and trafficking
- National Referral Mechanism (NRM) consideration

## **6. County Lines**

- Definition and methods (deal lines, transport/storage of drugs/money)
- Missing episodes and trafficking indicators
- Risks (violence, coercion, “plugging”)
- Safeguarding referral and support pathways

## **7. Honour-Based Abuse (HBA)**

### **7.1 Female Genital Mutilation (FGM)**

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## **10. Children Missing Education and Attendance as Safeguarding**

10.1 AP Context: increased vulnerability and risk patterns

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## **11. Community Safety and Child Abduction**

- Risks in local area, practical safety education, reporting concerns

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- Definition and LA duties

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- Forms (bullying, sexual violence/harassment, upskirting, hazing, sexting, etc.)
- Victim-centred response and reporting expectations

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- Definitions of offences (Sexual Offences Act 2003)
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- Upskirting (Voyeurism (Offences) Act 2019)
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- Mental health as an indicator of abuse/exploitation
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- Forms of exploitation and how to refer

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- Cyber-enabled vs cyber-dependent crime
- Examples and safeguarding response
- Cyber Choices programme referral consideration

## 1. SCOPE

This policy applies to Compass Learning & Education (“the Provision”).

It applies to:

- All employed staff (full-time, part-time, temporary)
- Self-employed tutors and sessional instructors
- Volunteers
- Contractors
- Agency staff
- Trustees/Directors (where applicable)
- Visiting professionals
- Work experience supervisors (where learners are placed externally)

This policy applies to all children and young people up to age 18 attending the provision, including those placed by Local Authorities, organisations or post-16 commissioning bodies.

This policy is published on the organisation website and available upon request.

### Key External Contact Details

|                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|---------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Local Authority Designated Officers</b>        | <b>Manchester:</b><br><a href="mailto:ladoreferrals@tameside.gov.uk">ladoreferrals@tameside.gov.uk</a><br><b>Phone: 0161 342 4343</b><br><b>Stockport:</b><br><a href="#">Contact the LADO - Stockport Council</a><br>0161 474 5657.                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Local Authority Children’s Social Services</b> | <b>Manchester:</b><br><a href="mailto:mcsreply@manchester.gov.uk">mcsreply@manchester.gov.uk</a><br>0161 234 5001<br><b>Stockport:</b><br>0161 475 6700                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>Support and Advice about Extremism</b>         | <b>Police GMP</b><br>EMERGENCY: 999<br>NON-EMERGENCY NUMBER: 101<br><br><b>Department for Education</b><br>NON-EMERGENCY NUMBER: 020 7340 7264<br>EMAIL: <a href="mailto:counter.extremism@education.gov.uk">counter.extremism@education.gov.uk</a><br>CONTACT FORM: <a href="https://report-extremism.education.gov.uk/">https://report-extremism.education.gov.uk/</a> Anti-terrorist<br>hotline: 0800 789 321<br><br><b>PREVENT Referrals Manchester:</b><br><a href="#">manc-nat-ref.docx</a> (email this form to):<br><br>mcsreply@manchester.gov.uk AND<br>channel.project@gmp.police.uk AND<br><a href="mailto:gmchannel@manchester.gov.uk">gmchannel@manchester.gov.uk</a> |

|                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|-----------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                         | <p>If you have any questions whilst filling in the form call: GMP Prevent Team 0161 856 6362</p> <p><b>PREVENT Referrals Stockport:</b><br/> <a href="#">National Prevent referral form</a></p> <p>Once complete, email all of the below:<br/> <a href="mailto:MASSH@stockport.gov.uk">MASSH@stockport.gov.uk</a><br/> <a href="mailto:adultsocialcare@stockport.gov.uk">adultsocialcare@stockport.gov.uk</a><br/> <a href="mailto:channel.project@gmp.police.uk">channel.project@gmp.police.uk</a></p> |
| <b>Disclosure &amp; Barring Service</b> | <p><b>Disclosure Service</b><br/> DBS customer services, PO Box 3961, Royal Wootton Bassett, SN4 4HF, United Kingdom<br/> TEL: 03000 200 190<br/> EMAIL: <a href="mailto:customerservices@dbb.gov.uk">customerservices@dbb.gov.uk</a></p> <p><b>Barring Service</b><br/> DBS customer services, PO Box 3961, Royal Wootton Bassett, SN4 4HF, United Kingdom<br/> TEL: 03000 200 190</p>                                                                                                                 |
| <b>Teaching Regulation Agency</b>       | TEL: 0207 593 5393 EMAIL:<br><a href="mailto:misconduct.teacher@education.gov.uk">misconduct.teacher@education.gov.uk</a>                                                                                                                                                                                                                                                                                                                                                                               |
| <b>OFSTED (Concerns)</b>                | TEL: 0300 123 4666                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

## 2. LEGISLATIVE FRAMEWORK

This policy has regard to the following guidance and advice, as amended from time to time (and any supplemental guidance/advice referred to therein):

- Keeping Children Safe in Education (DfE, 2025)
- Disqualification under the Childcare Act 2006 (DfE, August 2018)
- What to do if you're worried a child is being abused: advice for practitioners (HM Government, 2015)
- UKCIS Sharing nudes and semi-nudes: advice for education settings working with children and young people (Updated 2024)
- Mental Health and Behaviour in Organisations (DfE, November 2018)
- Preventing and Tackling Bullying (DfE, July 2017)
- Working Together to Safeguard Children (DfE, Current edition/publication)
- Information sharing: advice for practitioners providing safeguarding services to children, young people, parents and carers (DfE, May 2024)
- Revised Prevent Duty Guidance: for England and Wales (Home Office, April 2023)
- The Prevent duty: safeguarding learners vulnerable to radicalisation (DfE, updated September 2023)
- Relationships education, relationships and sex education (RSE) and health education (DfE, 2025)
- Equality Act (2010) – Including Public Sector Equality Duty

- The Human Rights Act (1998) Compass Learning & Education follows the procedures of the Local Safeguarding Children Partnership (LSCP) in the local authority in which it operates.

**This policy also considers the procedures and practice of the local authorities it is contracted to and working with (mainly Manchester & Stockport LA's) and the published safeguarding arrangements set out by the safeguarding partners. Designated safeguarding leads, will:**

- make themselves aware of and follow their local arrangements (including the local criteria for action and the local protocol for assessment)
- ensure this is reflected in their own policies and procedures
- supply information as requested by the three safeguarding partners
- work with social care, the police, health services and other services to promote the welfare of children and protect them from harm

### **3. POLICY PRINCIPLES**

Safeguarding and promoting the welfare of children is everyone's responsibility.

Compass Learning & Education adopts a whole-organisation approach, meaning:

- Safeguarding underpins leadership decisions.
- Safeguarding informs recruitment and supervision.
- Safeguarding is embedded in curriculum.
- Safeguarding shapes behaviour systems.
- Safeguarding culture promotes vigilance and professional curiosity.

All staff must operate with an attitude of:

“It could happen here.”

All decisions will prioritise the best interests of the child.

### **4. POLICY STATEMENT**

Safeguarding and promoting the welfare of children is everyone's responsibility. Everyone who comes into contact with children and their families has a role to play. In order to fulfil this responsibility effectively, all practitioners should make sure their approach is child centred. This means that they should consider, at all times, what is in the best interests of the child. If children and families are to 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.

The organisation will ensure they facilitate a whole organisation approach to safeguarding. This means ensuring safeguarding and child protection are at the forefront and underpin all relevant aspects of process and policy development. Staff working with children should have an attitude of **‘it could happen here’** and no reports in their organisation it does not mean it is not happening. Ultimately, all systems, processes and policies should operate with the best interests of the child at their heart. Where there is a safeguarding concern, the organisation will ensure the child's wishes and feelings are

taken into account when determining what action to take and what services to provide. Systems are in place for children to express their views and give feedback.

## **5. CONCERNS ABOUT A CHILD**

The organisation always has a duty to consider the best interests of the student and take action to enable all students to achieve the best outcomes. Safeguarding and promoting the welfare of children is everyone's responsibility. Everyone has a role to play in identifying concerns, sharing information and taking prompt action in accordance with this policy.

The organisation has arrangements for listening to children and providing early help and processes for children to raise concerns about themselves or their peers. Details of these arrangements are to raise the concern on CPOMS and, in case of emergency, to talk directly to the DSL.

Staff should expect to support social workers and other agencies following any referral.

## **6. DEFINITIONS OF SAFEGUARDING, ABUSE, NEGLECT AND EXPLOITATION**

Safeguarding and promoting the welfare of children is defined as providing help and support to meet the needs of children as soon as problems emerge; protecting children from maltreatment, whether that is within or outside the home, including online; preventing impairment of children's mental and physical health or development; ensuring that children grow up in circumstances consistent with the provision of safe and effective care; and taking action to enable all children to have the best outcomes. Abuse is a form of maltreatment of a child. Somebody may abuse, exploit, or neglect a child by inflicting harm or by failing to act to prevent harm.

Children may be abused in a family or in an institutional or community setting by those known to them, by other children, or, more rarely, by others (e.g. via the internet). Technology is a significant component in many safeguarding and well-being issues.

Abuse can take place wholly online, or technology may be used to facilitate offline abuse. In many cases abuse will take place concurrently via online channels and in daily life. They may be abused by an adult or adults or by another child or children.

Abuse and exploitation can be:

- physical abuse
- emotional abuse
- sexual abuse; and/or
- neglect.

All staff should be aware of indicators of abuse, neglect and exploitation. **Staff are referred to Appendix 1** of this policy for further detail of the types of abuse and possible signs of abuse. Staff should always be vigilant and raise any concerns with the DSL or DDSL.

## **7. PROCEDURES FOR DEALING WITH CONCERNS ABOUT A CHILD**

All staff should be aware that children may not feel ready or know how to tell someone that they are being abused, exploited, or neglected, and/or they may not recognise their experiences as harmful. For example, children may feel embarrassed, humiliated, or being threatened. This could be due to their vulnerability, disability and/or sexual orientation or language barriers. This should not prevent staff from having a professional curiosity and speaking to the DSL if they have concerns about a child. If staff suspect or hear an allegation or concern of abuse, neglect or exploitation from a child or any third party, they must follow the relevant procedure below.

All staff should:

- listen carefully;
- avoid asking leading questions;
- reassure the individual that the allegation/complaint will be taken seriously;
- not guarantee absolute confidentiality (as this may ultimately not be in the best interests of the child) and explain to the child that staff will only share the information with those who need to know to help the child. All staff should explain next steps and who the information will be passed to;
- a victim should never be given the impression that they are creating a problem by reporting abuse, sexual violence or sexual harassment, nor should a victim ever be made to feel ashamed for making a report.

**All concerns, discussions and decisions made, and the reasons for those decisions, should be recorded in writing.** Information should be kept confidential and stored securely. It is good practice to keep concerns and referrals in a separate child protection file for each child. Records should include:

- a clear and comprehensive summary of the concern;
- details of how the concern was followed up and resolved;
- a note of any action taken, decisions reached and the outcome.

The record on the secure system should include the date, time and place of the conversation and detail of what was said and done by whom and in whose presence and signed by the person making it. Where a report includes online elements or the sharing of images, **staff are reminded not to view or forward any illegal images of a child but note what has been reported.** Further guidance can be found in the Sharing nudes and semi-nudes: advice for education settings working with children and young people.

Where there is a safeguarding concern, the organisation will ensure the student's wishes and feelings are taken into account wherever possible and will work with them (and their families where appropriate) when determining what action to take and what services to provide. This is particularly important in the context of harmful sexual behaviours, such as sexual harassment and violence. The organisation manages this by ensuring that thoughts and wishes are gathered by a trusted adult.

**Information Sharing:** safeguarding information will often be special category personal data and the organisation will comply with data protection law and have due regard to the Department for Education's guidance 'Information sharing - Advice for practitioners providing safeguarding services to children, young people, parents and carers' (DfE, May 2024), and the relevant provisions of KCSIE

when sharing such data. Personal information may be shared by the organisation with a third party (such as the police or local authority) without consent if there is a lawful basis to do so such as where doing so is in order to promote a child's welfare or where their safety may be at risk. This is because the Data Protection Act 2018 includes 'safeguarding children and individuals at risk' as a condition that allows information to be shared without consent in certain circumstances. Any decision to share or withhold information will be recorded together with the reasons for it and who the information has been given to. The organisation operates its processes with the best interests of the student at its heart.

Information sharing is vital in identifying and tackling all forms of abuse, neglect and exploitation, and in promoting children's welfare, including their educational outcomes. Organisations have clear powers to share, hold and use information for these purposes. The organisation will ensure relevant staff comply with the relevant data protection principles when processing and sharing personal information, as provided for in the Data Protection Act 2018 and the UK GDPR. As part of this, the organisation will ensure that members of staff:

- are confident of the processing conditions which allow them to process and share information for safeguarding purposes, including information which is 'special category personal data'.
- understand that 'safeguarding of children and individuals at risk' is a processing condition that allows practitioners to share special category personal data without consent in certain circumstances.
- Do not provide pupils' personal data where the sharing does not comply with data protection law.
- When sharing information staff will ensure they comply with the data protection policies and keep records of disclosures as required by these policies.

### **What staff should do if they have concerns about a child**

If staff (including governors, agency staff and volunteers) have any concerns about a child's welfare they should act immediately and should speak with the Organisation's DSL or DDSL. If, in exceptional circumstances, the DSL or DDSL is not available, this should not delay appropriate action being taken and staff should consider speaking to a member of the senior leadership team and/or take advice from local children's social care. In these circumstances, any action taken should be shared with the DSL or DDSL as soon as is practically possible.

The DSL will consider the appropriate action to take in accordance with the threshold document published by the organisation's local safeguarding partners.

Options will include:

- managing any support for the child internally via the organisation's own pastoral support processes;
- making an early help assessment; or
- making a referral for statutory services and / or
- making a referral to the police.

If a child's situation does not appear to be improving, the DSL (or the person that made the referral) should consider following local escalation procedures to ensure their concerns have been addressed and to ensure that the child's situation improves.

Staff should not assume a colleague or another professional will take action and share information that might be critical in keeping children safe. They should be mindful that early information sharing is vital for effective identification, assessment and allocation of appropriate service provision, whether this is when problems are first emerging, or where a child is already known to local authority children's social care (such as on a child in need or child protection plan). Staff should challenge any inaction and follow this up with the DSL and children's social care as appropriate. All concerns, discussions and decisions made and the reasons for those decisions should be recorded in writing (in line with this policy).

Where the child is placed at Compass Learning & Education by a commissioning organisation or Local Authority (including where the child is dual registered), **the DSL will ensure that relevant safeguarding concerns, actions taken, and outcomes are shared promptly and securely with the commissioning organisation's Designated Safeguarding Lead and/or allocated Local Authority officer**, in line with data protection legislation and information sharing guidance. This includes sharing copies of safeguarding records where appropriate, contributing to multi-agency meetings, and ensuring the commissioner is aware of any referrals to Children's Social Care or the police. The commissioning organisation retains overall responsibility for children who are dual registered; however, Compass Learning & Education retains safeguarding responsibility during commissioned provision hours and will ensure that information is shared in a timely manner to enable the commissioner to fulfil its statutory safeguarding duties.

## **8. SPECIFIC RESPONSIBILITIES**

### **8.1. The Director / Director**

The Director holds overall responsibility for safeguarding.

The Director will:

- Ensure safeguarding arrangements are compliant with statutory guidance.
- Ensure the Safeguarding Policy is reviewed annually.
- Ensure safer recruitment processes are robust.
- Ensure at least one trained DSL and one Deputy DSL are appointed.
- Ensure sufficient time and resources are allocated to safeguarding.
- Ensure allegations against staff are referred to the LADO within one working day.
- Ensure appropriate filtering and monitoring systems are in place.
- Ensure safeguarding training is delivered and recorded.
- Promote an open and transparent safeguarding culture.
- Ensure safeguarding is a standing agenda item in leadership review.

### **8.2 Designated Safeguarding Lead (DSL)**

The DSL has lead responsibility for safeguarding and child protection.

The DSL will:

- Act as first point of contact for safeguarding concerns.

- Receive, record and assess safeguarding reports.
- Determine whether concerns meet threshold for referral under Section 47.
- Make referrals to Children's Social Care without delay where required.
- Liaise with police where criminal offences may have occurred.
- Attend Child Protection Conferences and Core Groups.
- Maintain accurate, secure and confidential safeguarding records.
- Monitor safeguarding patterns and identify emerging risks.
- Lead Early Help processes where appropriate.
- Ensure safeguarding files transfer securely when learners move placement.
- Provide safeguarding advice and support to staff.
- Lead Prevent referrals.
- Oversee contextual safeguarding responses.
- Deliver safeguarding updates to staff.
- Ensure that relevant safeguarding concerns, actions taken, and outcomes are shared promptly and securely with the commissioning organisation's Designated Safeguarding Lead and/or allocated Local Authority officer, in line with data protection legislation and information sharing guidance. The Deputy DSL will fulfil these responsibilities in the DSL's absence.

### **8.3. All Staff and Volunteers**

All adults working within Compass Learning & Education must:

- Read and understand this policy annually.
- Read and comply with the Staff Code of Conduct.
- Undertake safeguarding training.
- Recognise indicators of abuse and exploitation. [See Appendix 1 for full details.](#)
- Report concerns immediately to the DSL.
- Record concerns factually and promptly, in writing.
- Never promise confidentiality to a learner.
- Maintain professional boundaries.
- Challenge unsafe practice.
- Promote equality and inclusion.
- Understand their duty to escalate concerns if dissatisfied with a response.

Failure to fulfil safeguarding responsibilities may result in disciplinary action.

## **9. EARLY HELP**

Early Help will be considered where a learner:

- Has SEND.
- Has SEMH needs.
- Is persistently absent.
- Is at risk of exclusion.

- Is vulnerable to exploitation.
- Is misusing substances.
- Is affected by domestic abuse.
- Is a young carer.
- Is at risk of radicalisation.

All staff should be aware that behaviours linked to drug taking and/or alcohol misuse, unexplainable and/or persistent absences from education and consensual and non-consensual sharing of nudes and semi-nudes images and/or videos can be signs that children are at risk.

Early help means providing support as soon as a problem emerges at any point in a child's life, from the foundation years through to the teenage years.

The DSL will liaise with the commissioning organisation/authority to coordinate Early Help and monitor impact.

## **10. What staff should do if a child is suffering, or is likely to suffer from harm**

If staff (including governors, agency staff and volunteers) believe that a child is suffering, or is likely to suffer from harm, or is in immediate danger it is important that an immediate referral to the Designated Local Authority's Social Care Services, (and the Police if appropriate) is made in accordance with the Local Authority referral process. Anyone can make a referral.

If anyone other than the DSL makes a referral, they should inform the DSL as soon as possible that a referral has been made. Children's social care assessments should consider where children are being harmed in contexts outside the home, so it is important to provide as much information as possible as part of the referral process, to enable a contextual approach.

The local safeguarding partner's for the relevant local authority should be sourced online, but the majority of our learners will come under Manchester City Council and Stockport. The locally agreed safeguarding arrangements for:

- Manchester City Council can be found here: [Tell us about someone being abused or neglected | Tell us about someone being abused or neglected | Manchester City Council](#)
- Stockport can be found her: [Make a referral to the MASSH: getting more help - Stockport Council](#)

## **11. What staff should do if a child is seen as at risk of radicalisation**

Staff should follow the organisation's normal referral processes when there are concerns about children who may be at risk of being drawn into terrorism, as set out above. This may include a referral to Channel or children's social care depending on the level of risk. However, if staff have concerns that there is an immediate/significant risk of a child being drawn into terrorism they must call 999

**Please see Support and Advice for reporting Extremism on Page 2 of this policy for details of how to refer.**

The organisation, in recognition that students may be at risk of being drawn into terrorism or other forms of extremism, carries out appropriate risk assessments (following consultation with local partners, such as the Police) of the potential risk in the local area. Such risk assessments are discussed with the Director and DSL or DDSL to ensure the organisation's safeguarding arrangements

are sufficiently robust to help prevent and protect children from being drawn into terrorism and are regularly revised.

Further guidance can be found in the [Prevent duty guidance: for England and Wales \(accessible\) - GOV.UK](#)

## **12. What staff should do if they discover an act of Female Genital Mutilation ('FGM')**

All staff should speak to the DSL or DDSL about any concerns about FGM. Teaching staff have a separate duty to report to the Police cases where they discover that an act of FGM appears to have been carried out on a girl under the age of 18. **All staff are referred to Appendix 1 of this policy for the procedure to be followed where they suspect or discover that a student may be at risk of FGM.**

## **13. Child-on-child Abuse**

Safeguarding issues can manifest themselves via child-on-child abuse. Child-on-child abuse is any form of physical, sexual, emotional and financial abuse, and coercive control, exercised between two or more children and within children's relationships (both intimate and non-intimate).

All staff working with children are advised to maintain an attitude of "it could happen here". Staff should recognise that even if there are no reports, it does not mean that child-on-child abuse is not happening, it may be the case that it is just not being reported

This is most likely to include, but may not be limited to:

- Abuse in intimate personal relationships between children;
- Bullying (including cyberbullying); • Physical abuse such as hitting, kicking, shaking, biting, hair pulling, or otherwise causing physical harm (this may include an online element which facilitates, threatens and/or encourages physical abuse);
- Sexual violence, such as rape assault by penetration and sexual assault (this may include an online element which facilitates, threatens and/or encourages sexual violence);
- Sexual harassment, such as sexual comments, jokes and online sexual harassment, or misogynistic messages which may be stand alone or part of a broader pattern of abuse;
- The non-consensual sharing of indecent images\*, especially around chat groups, and the sharing of abusive images, nudes, videos and pornography to those who do not want to receive it (see further below);
- Causing someone to engage in sexual activity without consent, such as forcing someone to strip, touch themselves sexually, or to engage in sexual activity with a third party;
- Initiation/hazing type violence and rituals (this could include activities involving harassment, abuse or humiliation used as a way of initiating a person into a group and may also include an online element); and
- 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.

The organisation recognises the gendered nature of child-on-child abuse (i.e. that it is more likely that girls will be "victims" and boys "perpetrators"). Even if there are no reports in their organisation it does not mean it is not happening, it may be the case that it is just not being reported. As such, if staff have any concerns regarding child-on-child abuse, they should speak to their designated safeguarding lead (or deputy). Child-on-child abuse can be associated with factors outside the organisation and can occur online and face-to-face between two or more children of any age or gender.

The organisation therefore takes a contextual safeguarding approach to managing child-on-child abuse. Child-on-child abuse is abuse and is never acceptable. The organisation takes a zero-tolerance approach. It should never be passed off or dismissed as "banter", "part of growing up", "just having a laugh" or "boys being boys".

The organisation takes the following steps to minimise the risk of child-on-child abuse. The organisation recognises that children can abuse other children (sometimes referred to as peer-on-peer abuse). This can take many forms, including (but not limited to) bullying (including cyberbullying), physical abuse, sexual violence and sexual harassment, upskirting, initiation/hazing, abuse in intimate partner relationships, and causing someone to engage in sexual activity without consent. In line with Part 5 of Keeping Children Safe in Education (2025) and the procedures of the local safeguarding partnership, the organisation takes a proactive approach to minimising the risk of child-on-child abuse through the following measures:

- Culture and Training – All staff receive regular training to recognise indicators of child-on-child abuse and understand that such behaviour is never tolerated or dismissed as "banter" or "part of growing up."
- Clear Reporting Systems – Students are taught how to report concerns through trusted adults or designated safeguarding staff. All staff know to report concerns immediately to the Designated Safeguarding Lead (DSL).
- Curriculum and Education – Through our personal development programme and interventions, pupils are taught about consent, respectful relationships, online safety, and the impact of harmful behaviour.
- Supervision and Pastoral Oversight – High-risk areas of the organisation are monitored closely, and pastoral teams track patterns of behaviour to ensure early intervention.
- Victim-Centred Approach – Any disclosure or report is taken seriously. The organisation ensures the immediate safety of the child, provides tailored support, and carries out safeguarding risk assessments to balance the needs of all parties. Parents/carers are engaged unless doing so would place a child at further risk.
- Referral and Multi-Agency Working – Where incidents meet the threshold, referrals are made to Children's Social Care and/or the police in line with local safeguarding partnership procedures. The organisation also engages Early Help, CAMHS, and specialist services as appropriate.
- Policy Integration – The organisation's behaviour and anti-bullying policies make explicit reference to child on-child abuse and harmful sexual behaviour, ensuring a consistent response across systems.
- Review and Oversight – The DSL monitors reported incidents termly to identify patterns or hotspots, and safeguarding reports to governors include oversight of child-on-child abuse to ensure accountability.

- The organisation will always act in accordance with statutory guidance and local safeguarding procedures to safeguard and support all children involved. \*Consensual image sharing, especially between older children of the same age, may require a different response. Whilst not abusive, children still need to know it is illegal, whilst non-consensual sharing is illegal and abusive. The organisation's approach to pupil's sharing nudes and semi-nudes images and or videos (also known as sexting or youth produced sexual imagery) is to respond swiftly, consistently, and in line with safeguarding best practice, prioritising the safety and welfare of all children involved. This approach aligns with Part 5 of Keeping Children Safe in Education (2025) and local safeguarding procedures. Procedures
- Immediate Reporting and Logging

o Any suspected sharing of inappropriate images must be reported immediately to the Designated Safeguarding Lead (DSL).

o The incident will be recorded on the organisation's safeguarding system.

- Police and Local Authority Referral o All incidents involving sexualised images of children will be reported to the police and The Bridge (local safeguarding hub).

o The organisation will cooperate fully with any investigation and preserve evidence where required.

- Parental Notification

o Parents/carers of the children involved will be informed, unless doing so would place the child at increased risk.

o Communication will be handled sensitively, focusing on safeguarding and support rather than blame.

- Pastoral Support

o The organisation provides immediate and ongoing pastoral support to all children involved, including victims, alleged perpetrators, and those affected indirectly.

o Support may include counselling, mentoring, or targeted safeguarding interventions.

- Education and Prevention

o Our personal development programme will teach students about the risks of sharing sexualised images.

o Staff receive regular training on recognising and responding safely to incidents.

- Record-Keeping and Monitoring

o The DSL reviews all incidents termly to identify patterns, inform safeguarding strategies, and ensure compliance with statutory guidance. The organisation's response is always victim-centred, taking the welfare of pupils as the top priority, while ensuring statutory and local safeguarding procedures are followed.

For detailed information on what sexual violence and sexual harassment constitutes, important context to be aware of, related legal responsibilities for organisations and colleges, advice on a whole

organisation or college approach to preventing child-on-child sexual violence and sexual harassment and more detailed advice on responding to reports see the Department for Education's statutory guidance: Keeping Children Safe in Education (2024), Part 5 – Child-on-child sexual violence and sexual harassment

The procedures set out below will be reviewed, at least annually, in light of an assessment of the impact and effectiveness of the policy. The organisation's initial response to a report from a child is important. How the organisation responds to a report can encourage or undermine the confidence of future victims of sexual violence and sexual harassment to report or come forward. It is essential that all victims are reassured that they are being taken seriously, regardless of how long it has taken them to come forward and that they will be supported and kept safe.

Abuse that occurs online should not be downplayed and should be treated seriously. All staff should be able to reassure victims 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 abuse, sexual violence or sexual harassment. Nor should a victim ever be made to feel ashamed for making a report. It is important to explain that the law is in place to protect children and young people rather than criminalise them, and this should be explained in such a way that avoids alarming or distressing them.

It is important to note that children may not find it easy to tell staff about their abuse verbally. Children can show signs or act in ways that they hope adults will notice and react to. In some cases, the victim may not make a direct report. For example, a friend may make a report or a member of organisation staff may overhear a conversation that suggests a child has been harmed or a child's own behaviour might indicate that something is wrong.

If staff have any concerns about a child's welfare, they should act on them immediately rather than wait to be told. All staff are trained to manage a report. Effective safeguarding practice includes:

- if possible, managing reports with two members of staff present, (preferably one of them being the designated safeguarding lead or a deputy). However, this might not always be possible;
- not promising confidentiality at this initial stage as it is very likely a concern will have to be shared further (for example, with the designated safeguarding lead or children's social care) to discuss next steps. Staff should only share the report with those people who are necessary in order to progress it. It is important that the victim understands what the next steps will be and who the report will be passed to;
- recognising that a child is likely to disclose to someone they trust: this could be anyone on the organisation staff. It is important that the person to whom the child discloses recognises that the child has placed them in a position of trust. They should be supportive and respectful of the child;
- recognising that an initial disclosure to a trusted adult may only be the first incident reported, rather than representative of a singular incident and that trauma can memory and so children may not be able to recall all details or timeline of abuse;
- keeping in mind that certain children may face additional barriers to telling someone because of their disability, sex, ethnicity and/or sexual orientation;
- listening carefully to the child, reflecting back, using the child's language, being non-judgmental, being clear about boundaries and how the report will be progressed, not

asking leading questions and only prompting the child where necessary with open questions – where, when, what, etc. It is important to note that whilst leading questions should be avoided, staff can ask children if they have been harmed and what the nature of that harm was;

- considering the best way to make a record of the report. Best practice is to wait until the end of the report and immediately write up a thorough summary. This allows the staff member to devote their full attention to the child and to listen to what they are saying. It may be appropriate to make notes during the report (especially if a second member of staff is present). However, if making notes, staff should be conscious of the need to remain engaged with the child and not appear distracted by the note taking. Either way, it is essential a written record is made;
- only recording the facts as the child presents them. The notes should not reflect the personal opinion of the note taker. Organisations should be aware that notes of such reports could become part of a statutory assessment by children's social care and/or part of a criminal investigation;
- where the report includes an online element, being aware of searching screening and confiscation advice (for organisations) and UKCIS guidance on Sharing nudes and semi-nudes: advice for education settings working with children and young people.
- informing the designated safeguarding lead (or deputy), as soon as practically possible, if the designated safeguarding lead (or deputy) is not involved in the initial report. If a staff member has a concern that a child may be at risk of or experiencing abuse by another child, or that a child may be at risk of abusing or may be abusing other children, they should discuss their concern with the DSL or DDSL without delay so that a course of action can be agreed.

The organisation recognises that a child is likely to disclose an allegation to someone they trust: this could be any member of staff. By making such a disclosure the pupil is likely to feel that the member of staff is in a position of trust. All concerns/allegations of child-on-child abuse will be handled sensitively, appropriately and promptly and will be investigated including consideration of the wider context in which it may have occurred (as appropriate).

The organisation treats all children involved as being at potential risk and ensures a safeguarding response is in place for both the child who has allegedly experienced the abuse, and the child who has allegedly been responsible for it. Immediate consideration will therefore be given as to how best to support and protect all children involved/impacted.

The organisation will take into account the views of the child/children affected. Unless it is considered unsafe to do so, the DSL should discuss the proposed action with the child/children and their parents following appropriate liaison with children's social care. The organisation should manage the child/children's expectations about information sharing, and keep them and their parents informed of developments, where appropriate and safe to do so.

All children affected by child-on-child abuse will be supported by pastoral systems and support from external agencies will be sought, as appropriate. "Victims" will be reassured that they are being taken seriously and that they will be supported and kept safe. The organisation recognises that children with special educational needs and disabilities or certain health conditions can be more prone to peer on peer group isolation than other children and will consider extra pastoral support for those children.

A student against whom an allegation of abuse has been made may be suspended from the organisation during the investigation. If this takes place, the DSL will ensure that communication with the commissioning organisation/authority is timely and clear. The organisation will take advice from relevant local safeguarding partners on the investigation of such allegations and will take all appropriate action to ensure the safety and welfare of all students involved including the alleged “victim” and “perpetrator”.

If it is necessary for a student to be interviewed by the Police in relation to allegations of abuse, the organisation will ensure that, subject to the advice of the relevant local safeguarding partners, parents are informed as soon as possible and that the students involved are supported during the interview by an appropriate adult and until the investigation is completed. Confidentiality will be an important consideration for the organisation and advice will be sought as necessary from the relevant local safeguarding partners, such as children’s social care and/ or the Police as appropriate.

#### **14. Reports concerning harmful sexual behaviour (including sexual violence and sexual harassment)**

Consideration of safeguarding all those children involved in the safeguarding report will be immediate. Following a report of sexual violence and/or sexual harassment the DSL will therefore consider the appropriate response. Important considerations will include:

- The wishes of the victim in terms of how they want to proceed;
- The nature of the alleged incident, including whether a crime may have been committed and/or whether harmful sexual behaviour has been displayed;
- The ages of the children involved;
- The developmental stages of the children involved;
- Any power imbalance between the children (e.g. is/are the alleged perpetrator(s) significantly older, more mature, confident and well known social standing? Does the victim have a disability or learning difficulty);
- If the alleged incident is a one-off or sustained pattern of abuse (NB. sexual abuse can be accompanied by other forms of abuse and a sustained pattern may not just be of a sexual nature);
- That sexual violence and sexual harassment can take place within intimate personal relationships between children;
- Any ongoing risks to the victim, other children, adult students, or organisation/college staff;
- Importance of understanding intra familial harms and any necessary support for siblings following incidents;
- Other related issues and wider context, including any links to child sexual exploitation and child criminal exploitation. When there has been a report of sexual violence, the DSL (or a deputy DSL) should make an immediate risk and needs assessment in respect of each child affected by the abuse. Where there has been a report of sexual harassment, the need for a risk assessment should be considered on a case-by-case basis.

The risk and needs assessment should consider:

- the “victim”;
- the alleged “perpetrator”; and
- the other children (and, if appropriate, staff) at the organisation.

The DSL will consider as part of the organisation's response, the context within which such incidents and/or behaviours occur and the importance of anonymity. Risk assessments will be recorded (either written or electronic) and kept under review. The DSL will consider the risks posed to all students and put adequate measures in place to protect them and keep them safe. This may include consideration of the proximity of the "victim" and alleged "perpetrator" and considerations regarding shared classes, sharing organisation premises and organisation transport. Any professional risk assessment will inform the organisation's approach.

The police will be informed of any harmful sexual behaviours including sexual violence and sexual harassment which are potentially criminal in nature, such as grabbing bottoms, breasts and genitalia. Rape, assault by penetration and sexual assaults will be passed to the police. A report to the police will generally be made in parallel with a referral to children's social care. If the DSL decides to make a referral to children's social care and/or a report to the police against a "victim's" wishes, the reasons should be explained to the student and appropriate specialist support offered.

The DSL or DDSL will also work closely with children's social care and other agencies are required to ensure any action taken under this policy does not jeopardise any statutory investigation and to discuss how the alleged "perpetrator", staff, parents and others will be informed of the allegations and what information can be disclosed bearing in mind the need to protect those involved and their anonymity. Regardless of the outcome of any criminal process, including where a child is subject to bail, the DSL will liaise with the police and children's social care to ensure the welfare and safety of all children and update the risk assessments and ensure relevant protections and measures are in place for all children.

The organisation will consider whether disciplinary action may be appropriate for any child/children involved. Before deciding on appropriate action the organisation will always consider its duty to safeguard all children from harm; the underlying reasons for a child's behaviour; any unmet needs, or harm or abuse suffered by the child; the risk that the child may pose to other children; and the severity of the child-on-child abuse and the causes of it.

The DSL will ensure that where children move to another educational institution following an incident of child on-child abuse, the new institution is made aware of any ongoing support needs and, where appropriate, any potential risks to other children and staff.

The organisation recognises that good record-keeping and monitoring of sexual violence and sexual harassment reports is essential and assists the organisation in meeting its Public Sector Equality Duty.

## **15. SAFEGUARDING CONCERNS AND ALLEGATIONS MADE ABOUT STAFF, INCLUDING SUPPLY TEACHERS, VOLUNTEERS AND CONTRACTORS**

The organisation's procedures for managing concerns/ allegations against staff who are currently working in the organisation follows Department for Education statutory guidance and local safeguarding partners' arrangements and applies when staff (including supply staff, volunteers and contractors) have (or are alleged to have):

- Behaved in a way that has harmed a student, or may have harmed a student; and/or
- Possibly committed a criminal offence against or related to a student; and/or

- Behaved towards a student in a way that indicated that they may pose a risk of harm if they were to work regularly or closely with children; and/or
- behaved or may have behaved in a way that indicates they may not be suitable to work with children (including behaviour that may have happened outside organisation, that might make them unsuitable to work with children “transferable risk”. Advice can be sought from the LADO in assessing transferable risk).

### **Non-recent allegations**

Allegations against an adult that is no longer working/volunteering with children should be referred to the Police. Where it is known that the adult is still working/volunteering with children, all allegations (including historical/non-recent allegations of abuse) should be referred to the Police and the LADO in the local authority that the adult is working/volunteering.

Where an adult makes an allegation to a organisation that they were abused as a child, they should be advised to report the allegation to the police. Non-recent allegations made by a child, should be reported to the LADO in line with the local authority’s procedures for dealing with non-recent allegations. Abuse can be reported no matter how long ago it happened.

If an allegation is made against anyone working with children in the Organisation, the Organisation should not undertake their own investigation of allegations without prior consultation with the Local Authority ‘designated officer’ (LADO) or, in the most serious cases, the Police, so as not to jeopardise statutory investigations.

All allegations should be investigated as a priority to avoid any delay. Allegations that may meet the harms threshold

1. All allegations which appear to meet the above reporting criteria must be reported immediately to the **Case Manager**, who is the **Director / Director** of Compass Learning & Education. Where the Director is absent, reports should be made to the **Designated Safeguarding Lead (DSL)**, who will take immediate advice from the Local Authority Designated Officer (LADO). Where the allegation concerns the Director / Director, the individual must not be informed of the allegation prior to consultation with the **Local Authority Designated Officer (LADO)** and, where appropriate, Children’s Social Care and/or the Police. In such circumstances, the allegation should be reported directly to the LADO by the DSL (or by the most senior available staff member if the DSL is unavailable). Where Compass Learning & Education is operating under a Board of Directors or Trustees, the Chair of the Board (if applicable) will also be informed following consultation with the LADO. All actions taken must be recorded in writing, and no internal investigation will commence without prior discussion and agreement with the LADO, so as not to prejudice any statutory investigation.
2. **Welfare of the child:** Where the case manager deems that a child has been harmed, or there to be an immediate risk of harm to a child, or if the situation is an emergency, the DSL (or DDSL) should contact Children’s Social Care and, as appropriate (e.g. if there is evidence of a possible criminal offence), the Police immediately.
3. Investigating and supporting the person subject to the allegation: Before contacting the LADO, organisations should conduct basic enquiries in line with local procedures to establish the

facts and help determine if there is any foundation to the allegation, being careful not to jeopardise any future police investigation, such as:

- Was the individual in the organisation at the time of the allegation?
  - Could they have come into contact with the child? Organisations should establish what initial information the LADO will require, and if in doubt check with the LADO before undertaking any initial enquiries, to ensure not to prejudice the position.
4. The case manager should immediately discuss the allegation with the LADO and consider the nature, content and context of the allegation and agree a course of action including any involvement of the Police. The designated officer should be informed within one working day of all allegations that come to the organisation's attention and appear to meet the criteria or that are made directly to the Police and/or children's social care.
  5. All discussions should be recorded in writing, and any communication with both the individual and the parents of the child(ren) agreed with the Police/LADO. The case manager will ensure that the individual who is subject of the allegation is informed as soon as possible and given an explanation of the likely course or action, unless there is an objection by children's social care or the Police. The case manager will appoint a named representative to keep the individual informed of the progress of the case and will consider what other support is appropriate for the individual.
  6. Suspension: The case manager should give careful consideration as to whether the circumstances of the case warrant suspension or whether alternative arrangements should be put in place until the allegation is resolved. The case manager will give due weight to the views of the LADO, their HR adviser, as well as the police and children's social care if relevant when making a decision about suspension. Where the individual is suspended, the case manager will ensure they know who their point of contact is in the organisation and shall provide them with their contact details.
  7. Support for the member of staff: whilst the welfare of the child is paramount, appropriate welfare support should also be made for the member of staff. Information is confidential, and should not ordinarily be shared with other staff, children or parents not directly involved. See further guidance in KCSIE.
  8. The case manager will ensure that parents are informed as soon as possible and kept informed about progress of the case, subject to any advice from children's social care or the Police.
  9. Further investigation: where further investigation is required, the LADO and case manager will agree how and by whom the further investigation will be undertaken.
  10. The case manager will discuss with the designated officer whether a referral to the Disclosure and Barring Service (DBS) and/or Teaching Regulation Agency (TRA) should be made, noting the requirements of KCSIE. For instance:

a. If: 1) the allegation is substantiated; and 2) the person is dismissed (including by an agency) or the organisation (or agency) ceases to use their services, or the person resigns or otherwise ceases to provide their services, then the employer has a legal duty to make a referral to the DBS for consideration of whether inclusion on the barred lists is required.

b. The employer has a legal requirement to make a referral to the DBS where they remove an individual from regulated activity (or would have removed an individual had they not left), and they believe the individual has: i. ii. iii. engaged in relevant conduct in relation to children and/or adults, satisfied the harm test in relation to children and/or vulnerable adults; or been cautioned or convicted of a relevant (automatic barring either with or without the right to make representations) offence.

c. In a case involving serious professional misconduct by a teacher, the case manager must consider whether to make a referral to the TRA. In certain cases, the TRA will consider whether to prohibiting the individual from teaching.

11. Where the initial discussion leads to no further action, the case manager and the LADO should record the decision and justification for it; and agree on what information should be put in writing to the individual concerned and by whom.

12. On conclusion of the case, the case manager should review the circumstances of the case with the designated officer to determine whether there are any improvements to be made to the organisation's safeguarding procedures or practices to help prevent similar events in the future. This should include issues arising from any decision to suspend the member of staff, the duration of the suspension and whether or not suspension was justified. Lessons should also be learnt from the use of suspension when the individual is subsequently reinstated. The designate officer and case manager should consider how future investigations of a similar 98 nature could be carried out without suspending the individual.

13. For all other cases, where the allegation concluded to be either, unfounded, false, malicious or unsubstantiated the case manager (and if they have been involved the designated officer) should consider the facts and determine whether any lessons can be learned and if improvements can be made.

14. Settlement: Compromise or settlement agreements should not be used where there are allegations which indicate the person poses a risk of harm or may not be suitable to work with children and will not prevent police and/or organisation investigation, or referral to the DBS or TRA where the criteria are met. Failure to do so is a criminal offence. The organisation will continue its investigation if the person leaves, resigns or ceases to provide their services. Organisations should check the relevant provisions of KCSIE.

**Information sharing:** staff should be mindful of the guidance set out in KCSIE in relation to sharing information between safeguarding partners during the course of the process of managing allegations against staff. The organisation will make every reasonable effort to maintain confidentiality and guard against unwanted publicity whilst an allegation is being investigated or considered

**Allegation outcomes:** allegations found to be malicious will be removed from the individual's personnel records. In all other circumstances a written record will be made of the decision and retained on the individual's personnel file in accordance with KCSIE and a copy will only be provided to the individual concerned. Allegations proven to be false, unsubstantiated, unfounded or malicious will not be included in employer references. Substantiated allegations should be included in references, provided that the information is factual and does not include opinions (KCSIE).

Low level concerns (see below) should not be included in references unless they relate to issues which would normally be included in a reference such as misconduct or poor performance (KCSIE). If an allegation is determined to be unsubstantiated, unfounded, false or malicious, the LADO and case manager should consider whether the child and/or person who made the allegation is in need of help or may have been abused by someone else, in which case a referral to children's social care may be appropriate.

If an allegation is shown to be deliberately invented or malicious, the Director will consider whether any disciplinary action is appropriate against a student who made it in accordance with the organisation's behaviour policy; or whether the Police should be asked to consider if action might be appropriate against the person responsible even if they are not a student.

### **Supply teachers and all contracted staff**

Where the organisation has to consider an allegation against an individual not directly employed by them, where its disciplinary procedures do not fully apply, for example, supply teachers provided by an employment agency or business (referred to in this section as 'the agency'), they will ensure allegations are dealt with properly. They will liaise with the local authority designated officer (LADO) to determine a suitable outcome and discuss with the agency whether it is appropriate to suspend the supply teacher or redeploy them to another part.

Agencies should be fully involved and cooperate with any enquiries from the LADO, police and/or children's social care. The organisation will usually take the lead because agencies do not have direct access to children or other organisation staff, so they will not be able to collect the facts when an allegation is made, nor do they have all the relevant information required by the LADO as part of the referral process.

When using an agency, the organisations will inform the agency of its process for managing allegations but also take account of the agency's policies and their duty to refer to the DBS as personnel suppliers. This should include inviting the agency's human resource manager or equivalent to meetings and keeping them up to date with information about its policies.

## **16. CONCERNS THAT DO NOT MEET THE HARM THRESHOLD/LOW – LEVEL CONCERNS POLICY**

As part of their whole organisation approach to safeguarding, the organisation will ensure that they promote an open and transparent culture in which all concerns about all adults working in or on behalf of the organisation (including supply teachers, volunteers (including governors) and contractors) are dealt with promptly and appropriately.

The term 'low-level' concern does not mean that it is insignificant. A low-level concern is any concern – no matter how small, and even if no more than causing a sense of unease or a 'nagging doubt' - that an adult working in or on behalf of the organisation may have acted in a way that:

- is inconsistent with the staff code of conduct, including inappropriate conduct outside of work, and
- relates to their conduct outside of work which, even if not linked to a particular act or omission, has caused a sense of unease about that adult's suitability to work with children.
- does not meet the allegations threshold or is otherwise not considered serious enough to consider a referral to the LADO. Examples of such behaviour could include, but are not limited to:
  - being over friendly with children;
  - having favourites;
  - taking photographs of children on their mobile phone;
  - engaging with a child on a one-to-one basis in a secluded area or behind a closed door; or, humiliating children.

It is crucial that any such concerns, including those which do not meet the allegation/harm threshold, are shared responsibly and with the right person, and recorded and dealt with appropriately.

### **Sharing/reporting a concern**

Low-level concerns about a member of staff should be reported to the Director.

Staff do not need to be able to determine in each case whether their concern is a low-level concern, or if it is in fact serious enough to consider a referral to the LADO or meets the threshold of an allegation.

The Director should be the ultimate decision maker in respect of all low-level concerns, although it is recognised that depending on the nature of some low-level concerns and/or the role of the DSL in, the Director may wish to consult with the DSL and take a more collaborative decision-making approach.

Where a low-level concern relates to a person employed by a supply agency or a contractor to work in a organisation or college, that concern should be shared with the designated safeguarding lead (or deputy), and/or Director, and recorded in accordance with the organisation's low-level concern/staff code of conduct policy, and their employer notified about the concern, so that any potential patterns of inappropriate behaviour can be identified.

If the staff member sharing the concern does not wish to be named the organisation will respect this person's wishes as far as possible. However, there may be circumstances where the staff member will need to be named (for example where it is necessary in order to carry out a fair disciplinary investigation) and, for this reason, anonymity can never be promised to members of staff who share low-level concerns.

If organisations and colleges are in any doubt as to whether the information which has been shared about a member of staff as a low-level concern in fact meets the harm threshold, they should consult with their LADO.

### **Self-Reporting**

Occasionally an adult may find themselves in a situation which could be misinterpreted or might appear compromising to others. Equally, an adult may, for whatever reason, have behaved in a manner which, on reflection, they consider falls below the standard set out in the Code of Conduct. Self-reporting in these circumstances can be positive for a number of reasons: it is self-protective, in that it enables a potentially difficult issue to be addressed at the earliest opportunity; it demonstrates awareness of the expected behavioural standards and self-awareness as to the individual's own actions or how they could be perceived; and, crucially, it is an important means of maintaining a culture where everyone aspires to the highest standards of conduct and behaviour. How should a low-level concern be responded to

The Director should:

- speak to the person who raised the concern (unless it has been raised anonymously), regardless of whether a written summary, or completed low-level concerns form has been provided;
- review the information and determine whether the behaviour (i) is entirely consistent with the organisation's Code of Conduct and the law, (ii) constitutes a low-level concern, (iii) is serious enough to consider a referral to the LADO, or (iv) when considered with any other low-level concerns that have previously been raised about the same individual, should be reclassified as an allegation and referred to the LADO/other relevant external agencies;
- where the Director is in any doubt whatsoever, they should seek advice from the LADO;
- speak to the individual about whom the low-level concern has been raised (unless advised not to do so by the LADO/other relevant external agencies, where they have been contacted); Any investigation of low-level concerns should be done discreetly and, on a need-to-know basis. Advice should be sought from Human Resources and legal services (where necessary) about next steps. There are a number of potential outcomes e.g.
- If it is decided that the low-level concern in fact amounts to behaviour which is entirely consistent with the organisation's Code of Conduct and the law it will still be important for the Director to inform the individual in question what was shared about their behaviour, and to give them an opportunity to respond to it; In addition, the Director should speak to the person who shared the low-level concern to provide them with feedback about how and why the behaviour is consistent with the organisation's Code of Conduct and the law.
- Some will not give rise to any ongoing concern and, accordingly, will not require any further action;
- Others may be most appropriately dealt with by means of management guidance and/or training;
- A low-level concern may require a conversation with the individual about whom the concern has been raised. This should include being clear with the individual as to why their behaviour is concerning, problematic or inappropriate, what change is required in their behaviour, enquiring what, if any, support they might need in order to achieve and maintain that, and being clear about the consequences if they fail to reach the required standard or repeat the behaviour in question. Ongoing and transparent monitoring of the individual's behaviour may be appropriate. An action plan or risk assessment which

is agreed with the individual, and regularly reviewed with them, may also be appropriate;

- Some low-level concerns may also raise issues of misconduct or poor performance;
- Some concerns may trigger the organisation's disciplinary, grievance or whistleblowing procedures, which should be followed where appropriate;
- A referral to the LADO as the organisation believes the threshold has been met.
- The organisation should exercise their professional judgement and, if in any doubt, they should seek advice from other external agencies including the LADO. The Director should review the central low-level concerns file periodically to ensure that all such concerns are being dealt with promptly and appropriately, and that any potential patterns of concerning, problematic or inappropriate behaviour are identified. A record of these reviews should be made. Recording concerns All procedures for recording and storing of records should comply with United Learning's Data Protection Policies.

All low-level concerns should be recorded in writing by the Director The record should include details of the concern, the context in which the concern arose, and action taken. The name of the individual sharing their concerns should also be noted, if the individual wishes to remain anonymous then that should be respected as far as reasonably possible. The name of the individual sharing the low-level concern, and their role, should be stated, as should the name of the individual about whom the concern is being raised, and their role within the organisation at the time the concern is raised. If the latter individual has an opposing factual view of the incident, this should be fairly recorded alongside the concern. The record should include brief context in which the low-level concern arose, and concise details (which are chronological and as precise and accurate as possible) of any such concern and relevant incident(s). The record should be signed, timed and dated.

There should be appropriate records of:

- all internal conversations – including with the person who initially shared the low-level concern (where this has been possible), the adult about whom the concern has been shared (subject to the above), and any relevant witnesses;
- all external conversations – for example, with the LADO/other external agencies;
- the rationale for decisions;
- any action taken. Records should be reviewed so that potential patterns of concerning, problematic or inappropriate behaviour can be identified.

Where a pattern of such behaviour is identified, the organisation will decide on a course of action, either through its disciplinary procedures or where a pattern of behaviour moves from a concern to meeting the harms threshold, in which case it should be referred to the LADO. Consideration will also be given to whether there are wider cultural issues within the organisation that enabled the behaviour to occur and where appropriate policies could be revised or extra training delivered to minimise the risk of it happening again.

Adults about whom a low-level concern has been raised may have rights of access to such records, provided of course that this would not also unreasonably disclose information of children concerned. The organisation should retain the record consistent with comply with Data Protection policies.

The organisation should retain all records of low-level concerns (including those which are subsequently deemed by the Director to relate to behaviour which is entirely consistent with the Code

of Conduct) in a central low level concerns file (either electronic or hard copy). Where multiple low-level concerns have been shared regarding the same individual these should be kept in chronological order as a running record. These records should be kept confidential and held securely, with access afforded only to a limited number of individuals such as the Director and the individual they report to. The Director may store the central low level concerns file with his/her other safeguarding and child protection records. Some low-level concerns may also involve issues of misconduct or poor performance, or they may trigger the disciplinary, grievance or whistleblowing procedures. Where these issues would ordinarily require records to be made and retained on the staff member's personnel file, this should be done in the normal way, in addition to the records of the low-level concern(s) being retained in a central low-level concerns file. If a low-level concern in and of itself is deemed to be serious enough to consider a referral to the LADO and, perhaps following consultation, a referral is made to them, then records relating to the low-level concern should be placed and retained on the staff member's personnel file. If a low-level concern (or group of concerns) is reclassified as an allegation, all previous records of low-level concerns relating to the same individual should be moved from the central low-level concerns file to the staff member's personnel file and retained in accordance with Part 4 of KCSIE.

When a staff member leaves and/or takes up new employment, that creates a natural point at which the content of the file may be reviewed to ensure it still has value (either as a safeguarding measure or because of its possible relevance to future claims) and is therefore necessary to keep. Low-level concerns should not be referred to in references unless they relate to issues which would ordinarily be included in a reference, for example, misconduct or consistent poor performance. It follows that a low-level concern which relates exclusively to safeguarding (and not to misconduct or poor performance) should not be referred to in a reference. Where a low-level concern (or group of concerns) has met the threshold for referral to LADO and found to be substantiated, it should be referred to in a reference.

A history of repeated concerns or allegations which have all been found to be false, unsubstantiated or malicious should also not be included in any reference. The organisation will refer to Part Four, Section Two of KCSIE for further advice and guidance.

## **17. STAFF BEHAVIOUR POLICY / CODE OF CONDUCT**

The aim of the staff code of conduct is to provide clear guidance about behaviour and actions and responses to low level concerns in order not to place students or staff at risk of harm or of allegation of harm to a student. All staff will be issued with the code of conduct as part of their induction, and all staff will be provided with a hard copy annually and asked to sign to say they have read and understood this. It will be available to staff on the organisation's electronic systems.

## **18.SAFER RECRUITMENT**

The organisation is committed to safer recruitment processes and ongoing safer working practices. Members of the teaching and non-teaching staff at the organisation including part-time staff, temporary and supply staff, and visiting staff, such as musicians and sports coaches are subject to the necessary statutory child protection checks before starting work, for example, right to work checks, additional overseas checks (if necessary), verifying identity, taking up references, checking work history and confirming medical fitness for the role.

For most appointments, an enhanced DBS check with 'barred list' information will be appropriate. Under no circumstances will an individual commence work unsupervised in sole charge of, or in unaccompanied contact with, children without a cleared DBS check. In this case, the individual will have a separate Barred List check and the organisation will undertake a written Risk Assessment exercise in relation to the proposed work. All other safeguarding checks will be completed and the individual will be appropriately supervised.

The organisation's protocols for ensuring that any visiting speakers, whether invited by staff or students themselves, are suitable and appropriately supervised is set out in the Organisation's Recruitment and Selection Policy.

The director is safer recruitment trained, and will ensure this is updated every two years. All interview panels will always include one member of staff who is safer recruitment trained.

## **19.MANAGEMENT OF SAFEGUARDING**

The organisation's DSL is Rosie Aylward who is a member of the leadership team.

The DSL contact details can be found on the Key Contacts page at the start of this policy.

The DSL's role is to take lead responsibility for safeguarding and child protection matters in the organisation. The DSL's responsibility is to maintain an overview of safeguarding within the organisation (including online safety and understanding the filtering and monitoring systems and processes in place), to open channels of communication with local statutory agencies, to liaise closely with safeguarding partners (such as children's social care and the police), support staff in carrying out their safeguarding duties children's social care and the police), support staff in carrying out their safeguarding duties and to monitor the effectiveness of the organisation's policies and procedures in practice.

The DSL is most likely to have a complete safeguarding picture and be the most appropriate person to advise on a response to a safeguarding concern. The DSL is responsible for review and update the safeguarding policy annually. Where a student leaves the organisation, the DSL will also ensure their child protection file is transferred in full to the main registered organisation (separately from the main student file) as soon as possible. The DSL will ensure secure transit and obtain confirmation of receipt.

The DSL will also consider if it would be appropriate to share any information with the new organisation in advance of a child leaving. For example, information that would allow the new organisation to continue supporting victims of abuse, who have a social worker, or who are receiving support through the Channel programme, and have that support in place for when the child arrives. The organisation will ensure that key staff, such as the SENCO, are also aware of these arrangements, as required.

The DSL should be able to keep detailed, accurate, secure written records of all concerns, discussions and decisions made including the rationale for those decisions. This should include instances where referrals were or were not made to another agency such as LA children's social care or the Prevent program etc.

The DSL will inform the safeguarding partners of any incident which they think should be considered for a child safeguarding practice review. The DSL regularly reviews the organisation's and their own

practices and concerns about welfare and safeguarding matters. This includes the personal and professional duty of all staff to report welfare and safeguarding concerns to the DSL, or in their absence, to a member of the senior management team or directly to local children's services.

The DSL will always be available to discuss safeguarding concerns. During term time, the DSL will always be available (during opening hours) for staff in the organisation to discuss any safeguarding concerns. For out of hours/out of term activities, the organisation's arrangements to contact the on call safeguarding person.

Full details of the DSL's role can be found at Annex C of KCSIE.

Ultimate lead responsibility for safeguarding and child protection remains with the DSL and this responsibility should not be delegated.

## **20.TRAINING**

Induction and training (including online safety, which amongst other things includes an understanding of the expectations, applicable roles and responsibilities in relation to filtering and monitoring) are in line with advice from local safeguarding partners.

All staff/new staff will be provided with induction training that includes:

- Safeguarding and child protection, including online safety
- the child protection policy, including information about the identity and role of the DSL(s)
- the behaviour policy (which should include measures to prevent bullying, including cyberbullying, prejudice-based and discriminatory bullying)
- the safeguarding response to children who go missing from education, in the context of Alternative Provision
- the staff code of conduct including the organisation's whistleblowing procedure and the acceptable use of technologies policy, staff/student relationships and communications including the use of social media
- a copy of Part 1 of KCSIE (Current edition/publication)
- Organisation leaders and staff who work directly with children will also be required to read Annex B of KCSIE. Copies of the above documents are provided to all 'staff' during induction. On appointment, all staff will receive and sign the up-to-date versions of the Staff Student Relationship Letter and Acceptable Use Declaration.

**The staff code of conduct can be found on the organisation intranet.** Temporary staff and volunteers are provided with a handout. As part of the whole organisation safeguarding approach, all staff are also required to:

- Read Part One of KCSIE and confirm that they have done so.
- Each time Part One of KCSIE is updated by the Department for Education, staff will be updated on the changes via intranet.
- Understand key information contained in Part One of KCSIE. The organisation will ensure staff understanding through a quiz.

- Receive training in safeguarding and child protection regularly, in line with advice from the local safeguarding partners. Training will include online safety and harmful sexual behaviours including sexual violence and sexual harassment between children. It will also include Prevent awareness training to equip staff to raise concerns appropriately by ensuring all staff have the knowledge and confidence to identify children at risk of being drawn into terrorism; are able to challenge extremist ideas; and know how to refer children and young people for further help. All staff will also be made aware of the local early help process and understand their role in it.
- Undertake regular informal updates, at least annually, to provide them with relevant skills and knowledge to safeguard children effectively. The organisation provides these via, for example meetings, leaflets and emails.

### **DSL(s) - Designated Safeguarding Lead Training (s)**

The DSL receives updated child protection training at least every two years to provide them with the knowledge skills and authority required to carry out the role.

This includes local inter-agency working protocols, participation in child protection case conferences, supporting children in need, identifying children at risk of radicalisation, supporting SEND children particularly when online, overseeing online safety in organisation, record keeping and promoting a culture of listening to children, approach to Prevent duties and harmful sexual behaviours.

Further details of the required training content for the DSL are set out in Annex C of KCSIE.

In addition to their formal training, the DSL's knowledge and skills are updated at least annually to keep up with any developments relevant to their role.

## **21. Looked after children (and previously looked after children)**

Looked after children (and previously looked after children) are a particularly vulnerable group. The organisation will ensure that prompt action is taken when necessary to safeguard these children and the ensures that staff have the skills, knowledge and understanding necessary to keep safe any children on roll who are looked after (and previously looked after) by a local authority.

Rosie Aylward is the designated member of teaching staff who has responsibility for their welfare and progress and to ensure that the needs identified in personal education plans are met.

The organisation ensures that the designated member of staff receives appropriate training to carry out their role and has the information they need in relation to any child's looked after status, their care arrangements (including contact arrangements with birth parents and those with parental responsibility) and details of the child's social worker and virtual organisation head.

The designated member of staff will also have responsibility for promoting the educational achievement of children who have left care through adoption, special guardianship or child arrangement orders or who were adopted from state care and will work closely with virtual organisation heads to promote their educational achievement. The DSL will ensure they have details of the local authority Personal Advisor appointed to guide and support any care leavers and will liaise with them as necessary regarding any issues of concern affecting them.

## **22. Children potentially at greater risk of harm (Children who need a social worker - Child in Need and Child Protection Plans)**

Children may need a social worker due to safeguarding or welfare needs. Children may need this help due to abuse, neglect and complex family circumstances.

A child's experiences of adversity and trauma can leave them vulnerable to further harm, as well as educationally disadvantaged in facing barriers to attendance, learning, behaviour and mental health. Where the local authority has made the organisation aware a child has a social worker, the designated safeguarding lead will hold and use this information so that decisions can be made in the best interests of the child's safety, welfare and educational outcomes.

This information will inform decisions about safeguarding (for example, responding to unauthorised absence or missing education where there are known safeguarding risks) and about promoting welfare (for example, considering the provision of pastoral and/or academic support, alongside action by statutory services).

## **23. Use of 'reasonable force'**

There are circumstances when it is appropriate for staff to use reasonable force to safeguard children. The organisation recognises the additional vulnerability when using reasonable force in response to risks presented by incidents involving children with SEND, mental health or with medical conditions. The organisation will consider its duties under the Equality Act 2010 and their Public Sector Equality Duty. Positive and proactive behaviour support, for instance through drawing up individual behaviour plans for more vulnerable children and agreeing them with parents and carers can reduce the occurrence of challenging behaviour and the need to use reasonable force.

## **24. Arrangements for Visiting Speakers**

The organisation has clear protocols for ensuring that any visiting speakers are appropriately supervised and suitable. The organisation's responsibility to students is to ensure that they can critically assess the information they receive as to its value to themselves, and that the information is aligned to the ethos and values of the Organisation and British values.

The organisation is required to undertake a risk assessment before agreeing to a Visiting Speaker being allowed to attend the organisation. This will take into account any vetting requirements considered appropriate in the circumstances and may include a DBS check if relevant. Visiting speakers will be expected to understand that, where appropriate, their session should actively promote the British values of democracy, the rule of law, individual liberty and mutual respect and tolerance of those with different faiths and beliefs and at no point undermine these.

In some cases, the organisation may request a copy of the Visiting Speaker's presentation and/or footage in advance of the session being provided.

Visiting Speakers, whilst on the organisation site, will be supervised by a organisation employee. On attending the Organisation, Visiting Speakers will be required to show original current identification

documents including a photograph such as a passport or photo card driving licence. The organisation shall also keep a formal register of visiting speakers retained in line with its Data Protection Policy.

## **25. Safe Working Practice Police attendance on school site (Statutory Guidance – PACE Code C 2019)**

Students may only be interviewed at their place of education in exceptional circumstances and only when the director or their nominee agrees. Every effort will be made to notify the parent(s) or other person responsible for the student's welfare and the appropriate adult, if this is a different person, that the police want to interview the student and reasonable time will be allowed to enable the appropriate adult to be present at the interview. If awaiting the appropriate adult would cause unreasonable delay, and unless the student is suspected of an offence against the educational establishment, the director or their nominee will act as the appropriate adult for the purposes of the interview.

## **26. Shared Premises Safeguarding and Site Security**

Compass Learning & Education recognises that it operates from premises shared with other building users. The Provision is committed to ensuring that all learners are safeguarded effectively while attending sessions in a rented room within a site house or other shared community venue.

The Provision will take a child-centred approach to safeguarding and will ensure that arrangements for the use of shared premises are proportionate, clear, risk assessed and reviewed regularly. This reflects the principles of *Keeping Children Safe in Education* and the Department for Education's voluntary national standards for non-school alternative provision, which expect providers to ensure that premises are secure, suitable for children and supported by effective risk assessment arrangements.

### **Defined Areas and Supervision**

Compass Learning & Education will maintain clear boundaries between areas used by the Provision and areas used by the site or other hirers.

The Provision will identify:

- the room or rooms allocated for Compass sessions;
- permitted routes of access, including entrance, corridors, toilets and any outdoor space;
- shared facilities, including toilets, kitchen areas and fire exits;
- areas that are not accessible to learners;
- arrangements for supervising learners when moving through shared parts of the building.

Learners must not enter rooms, offices, storage areas, kitchens or other spaces unless they have been authorised to do so and are supervised by a Compass member of staff.

Staff will maintain appropriate supervision of learners throughout the session, including during arrival, departure, comfort breaks, transitions between rooms and evacuation procedures.

### **Access Control and Visitors**

The teaching room must be used exclusively by Compass Learning & Education while learners are present, wherever reasonably practicable.

Doors will be kept closed during teaching sessions. Where appropriate, the room will be secured in a way that allows staff to control access while ensuring that fire safety requirements are maintained.

Compass staff will challenge unfamiliar adults entering the teaching space, politely and appropriately, and will report concerns immediately to the Designated Safeguarding Lead.

The site or premises provider will be asked to give Compass Learning & Education reasonable advance notice of:

- other groups using the building during Compass operating hours;
- contractors, maintenance staff or tradespeople attending the premises;
- building works, repairs or changes to access arrangements;
- fire alarm tests, emergency drills or other activities that may affect learners.

Visitors who are not part of Compass Learning & Education must not be left alone with learners. Site staff, volunteers, contractors and other building users will not be responsible for supervising learners.

### **Shared Toilets and Communal Areas**

Where toilets, corridors, entrances or outdoor spaces are shared with other building users, Compass Learning & Education will complete a specific shared-premises risk assessment.

This will include consideration of:

- learner supervision when moving to and from toilets;
- the location and visibility of toilet facilities;
- whether learners need to access toilets individually or in small groups;
- the presence of other adults or groups using the building;
- arrangements for vulnerable learners who may require additional support;
- procedures for responding to concerns, disclosures or incidents in shared areas.

Staff will use professional judgement and dynamic risk assessment to adapt supervision arrangements where learner need, behaviour, building use or other circumstances create an increased level of risk.

### **Safeguarding Information and Reporting Concerns**

The Designated Safeguarding Lead for Compass Learning & Education will ensure that relevant site or premises staff are provided with a clear point of contact for safeguarding concerns.

The premises provider will be asked to understand that:

- any safeguarding concern relating to a Compass learner must be reported immediately to the Compass DSL or Deputy DSL;
- they must not investigate concerns themselves;

- they must not promise confidentiality to a learner;
- they must not discuss learner information with other building users;
- Compass Learning & Education will make decisions about safeguarding referrals, information-sharing and contact with parents, commissioners or external agencies.

Only the minimum necessary information will be shared with the site or premises provider. Compass Learning & Education will not share learner records, personal information, safeguarding histories or confidential plans unless there is a clear lawful basis and it is necessary to protect a child.

### **Emergency Arrangements**

Compass Learning & Education will ensure that shared-premises arrangements include clear procedures for:

- fire evacuation and assembly points;
- learner registers and headcounts;
- first aid arrangements;
- lockdown or shelter procedures where relevant;
- missing learner procedures;
- communication with emergency services;
- reporting incidents involving other building users.

Compass staff will retain responsibility for learners during emergency procedures and will carry out a register and headcount at the agreed assembly point.

The Provision will ensure that its emergency arrangements are compatible with those of the site or premises provider, while retaining clear responsibility for the welfare and supervision of Compass learners.

### **Written Agreement With the Premises Provider**

Before learners attend the site, Compass Learning & Education will seek a written agreement with the site or premises provider. This will set out:

- the rooms and facilities available to Compass;
- agreed operating times;
- access and keyholder arrangements;
- use of entrances, toilets, kitchen facilities and outdoor areas;
- expectations regarding visitors, contractors and other hirers;
- notification of building works, repairs or changes to access;
- fire safety and emergency arrangements;
- reporting routes for safeguarding concerns;

- responsibility for building maintenance, health and safety compliance and insurance;
- confidentiality and information-sharing expectations.

### **Monitoring and Review**

A shared-premises safeguarding and site-security risk assessment will be completed before the Provision begins operating from the venue.

It will be reviewed:

- at least termly;
- before any significant change in building use or access arrangements;
- when a new regular user occupies an adjacent or shared area;
- following any safeguarding concern, near miss or incident;
- where learner needs indicate that additional controls are required.

The Director and DSL will ensure that any identified actions are recorded, allocated and reviewed promptly. Where the premises can no longer be considered safe or suitable for learners, Compass Learning & Education will suspend use of the affected area until suitable control measures are in place.

## **APPENDIX 1 – FURTHER INFORMATION**

All staff should be aware of indicators of abuse and neglect, as well as specific safeguarding issues such as child criminal exploitation and child sexual exploitation. Staff should always be vigilant, and if unsure, should always speak to the DSL or DDSL.

All organisation staff should be aware that abuse, neglect and safeguarding issues are rarely standalone events that can be covered by one definition or label. They can occur from within or outside families, in or out of organisation, from other children within peer groups or the wider community and/or online. In most cases, multiple issues will overlap with one another and children can therefore be vulnerable to multiple threats.

All staff should be aware that behaviours linked to drug taking and/or alcohol misuse, unexplainable and/or persistent absences from education and consensual and non-consensual sharing of nudes and semi-nudes images and/or videos can be signs that children are at risk.

**Physical abuse:** a form of abuse which may involve hitting, shaking, throwing, poisoning, burning or scalding, drowning, suffocating or otherwise causing physical harm to a child. Physical harm may also be caused when a parent or carer fabricates the symptoms of, or deliberately induces, illness in a child.

**Emotional abuse:** the persistent emotional maltreatment of a child such as to cause severe and adverse effects on the child's emotional development. It may involve conveying to a child that they are worthless or unloved, inadequate, or valued only insofar as they meet the needs of another person. It may include not giving the child opportunities to express their views, deliberately silencing them or 'making fun' of what they say or how they communicate. It may feature age or developmentally inappropriate expectations being imposed on children. These may include interactions that are beyond a child's developmental capability as well as overprotection and limitation of exploration and learning or preventing the child participating in normal social interaction. It may involve seeing or hearing the ill-treatment of another. It may involve serious bullying (including cyberbullying), causing children frequently to feel frightened or in danger, or the exploitation or corruption of children. Some level of emotional abuse is involved in all types of maltreatment of a child, although it may occur alone. Staff are referred to DfE guidance Sexual Violence and Sexual Harassment for further information.

**Sexual abuse:** involves forcing or enticing a child or young person to take part in sexual activities, not necessarily involving a high level of violence, whether or not the child is aware of what is happening. The activities may involve physical contact, including assault by penetration (for example rape or oral sex) or non-penetrative acts such as masturbation, kissing, rubbing and touching outside of clothing. They may also include non-contact activities, such as involving children in looking at, or in the production of, sexual images, watching sexual activities, encouraging children to behave in sexually inappropriate ways, or grooming a child in preparation for abuse. Sexual abuse can take place online, and technology can be used to facilitate offline abuse. Sexual abuse is not solely perpetrated by adult males. Women can also commit acts of sexual abuse, as can other children. The sexual abuse of children by other children (also known as child-on-child abuse) is a specific safeguarding issue in education and all staff should be aware of it and of their organisation's policy and procedures for dealing with it.

**Neglect:** the persistent failure to meet a child's basic physical and/or psychological needs, likely to result in the serious impairment of the child's health or development. Neglect may occur during pregnancy as a result of maternal substance abuse. Once a child is born, neglect may involve a parent or carer failing to: provide adequate food, clothing and shelter (including exclusion from home or abandonment); protect a child from physical and emotional harm or danger; ensure adequate supervision (including the use of inadequate caregivers); or ensure access to appropriate medical care or treatment. It may also include neglect of, or unresponsiveness to, a child's basic emotional needs.

**Specific safeguarding issues:** behaviours linked to drug taking, alcohol abuse, truanting and sexting put children in danger. Safeguarding issues can also manifest themselves via child-on-child abuse, such as bullying (including cyberbullying), gender-based violence/sexual assaults and sexting. Safeguarding issues can also be linked to, for example, children missing education; child sexual exploitation; domestic abuse; fabricated or induced illness; faith abuse; female genital mutilation; forced marriage; gangs and youth violence; gender-based violence / violence against women and girls; hate; mental health; preventing radicalisation; relationship abuse; sexting; and trafficking.

**Child Criminal Exploitation (CCE) and Child Sexual Exploitations** are forms of abuse and both occur where an individual or group takes advantage of an imbalance in power to coerce, manipulate or deceive a child into sexual or criminal activity. Whilst age may be the most obvious, this power imbalance can also be due to a range of other factors including gender, sexual identity, cognitive ability, physical strength, status, and access to economic or other resources. In some cases, the abuse will be in exchange for something the victim needs or wants and/or will be to the financial benefit or other advantage (such as increased status) of the perpetrator or facilitator. The abuse can be perpetrated by individuals or groups, males or females, and children or adults. CSE and CCE can affect children, both male and female, and can include children who have been moved (commonly referred to as trafficking) for the purpose of exploitation. The abuse can be a one off occurrence or a series of incidents over time and range from opportunistic to complex organised abuse. It can involve force and/or enticement-based methods of compliance and may, or may not, be accompanied by violence or threats of violence. Victims can be exploited even when activity appears consensual and it should be noted exploitation as well as being physical can be facilitated and/or take place online.

More information can be found at: Multi-agency practice principles for responding to child exploitation and extra-familial harm can be found here:

[Multi-agency Practice Principles for responding to child exploitation and extra-familial harm](#)

Non-statutory guidance for local areas, developed by the Tackling Child Exploitation (TCE) Support Programme, funded by the Department for Education and supported by the Home Office, the Department for Health and Social Care and the Ministry of Justice

**Child Criminal Exploitation (CCE)** Some specific forms of CCE can include children being forced or manipulated into transporting drugs or money through county lines, working in cannabis factories, shoplifting or pickpocketing. They can also be forced or manipulated into committing vehicle crime or threatening/committing serious violence to others.

Children can become trapped by this type of exploitation as perpetrators can threaten victims (and their families) with violence, or entrap and coerce them into debt. They may be coerced into carrying weapons such as knives or begin to carry a knife for a sense of protection from harm from others.

As children involved in criminal exploitation often commit crimes themselves, their vulnerability as victims is not always recognised by adults and professionals, (particularly older children), and they are not treated as victims despite the harm they have experienced. They may still have been criminally exploited even if the activity appears to be something they have agreed or consented to. It is important to note that the experience of girls who are criminally exploited can be very different to that of boys.

The indicators may not be the same, however professionals should be aware that girls are at risk of criminal exploitation too. It is also important to note that both boys and girls being criminally exploited may be at higher risk of sexual exploitation.

**Child Sexual Exploitation (CSE):** CSE is a form of sexual abuse. It occurs where an individual or group takes advantage of an imbalance of power to coerce, manipulate or deceive a child or young person under the age of 18 into sexual activity (a) in exchange for something the victim needs or wants, and/or (b) for the financial advantage or increased status of the perpetrator or facilitator. The victim may have been sexually exploited even if the sexual activity appears consensual. CSE does not always involve physical contact: it can also occur through the use of technology.

CSE can affect any child or young person (male or female) under the age of 18 years, including 16 and 17 year olds who can legally consent to have sex; can still be abuse even if the sexual activity appears consensual; can include both contact (penetrative e.g. rape and oral sex and non-penetrative acts such as masturbation, kissing, rubbing, and touching outside clothing) and non-contact sexual activity (such as involving children in the production of sexual images, forcing children to look at sexual images or watch sexual activities, encouraging children to behave in sexually inappropriate ways or grooming a child in preparation for abuse including via the internet.

It can take place in person or via technology, or a combination of both; can involve force and/or enticement-based methods of compliance and may, or may not, be accompanied by violence or threats of violence; may occur without the child or young person's immediate knowledge (e.g. through others copying videos or images they have created and posted on social media); can be perpetrated by individuals or groups, males or females, and children or adults.

The abuse can be a one-off occurrence or a series of incidents over time and range from opportunistic to complex organised abuse; and is typified by some form of power imbalance in favour of those perpetrating the abuse.

Whilst age may be the most obvious, this power imbalance can also be due to a range of other factors including gender, sexual identity, cognitive ability, physical strength, status, and access to economic or other resources. Some of the following signs may be indicators of sexual exploitation:

- Children who appear with unexplained gifts or new possessions;
- Children who associate with other young people involved in exploitation;
- Children who have older boyfriends or girlfriends;
- Children who suffer from sexually transmitted infections or become pregnant;
- Children who suffer from changes in emotional well-being;
- Children who misuse drugs and alcohol;

- Children who go missing for periods of time or regularly come home late; and
- Children who regularly miss organisation or education or do not take part in education.

CSE is a geographically widespread form of harm that is a typical feature of county lines criminal activity: drug networks or gangs groom and exploit children and young people to carry drugs and money from urban areas to suburban and rural areas, market and seaside towns. Key to identifying potential involvement in county lines are missing episodes, when the victim may have been trafficked for the purpose of drugs trafficking. The DSL or DDSL will consider a referral to the National Referral Mechanism as soon as possible if there are county line concerns, such as a child being a potential victim of modern slavery or human trafficking.

All staff should 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 organisation, 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 and may be at risk of criminal exploitation.

All staff should be aware of the range of risk factors which increase the likelihood of involvement in serious violence, such as being male, having been frequently absent or permanently excluded from organisation, having experienced child maltreatment and having been involved in offending, such as theft or robbery.

If staff have a concern about a child or a child makes a report to a member of staff, staff should follow the referral process in this policy. If staff are in any doubt about what to do, they should speak to the DSL or DDSL.

### **County Lines**

County lines is a term used to describe gangs and organised criminal networks involved in exporting illegal drugs (primarily crack cocaine and heroin) into one or more importing areas [within the UK], using dedicated mobile phone lines or other form of “deal line”.

Exploitation is an integral part of the county lines offending model with children and vulnerable adults exploited to move [and store] drugs and money. Offenders will often use coercion, intimidation, violence (including sexual violence) and weapons to ensure compliance of victims. Children can be targeted and recruited into county lines in a number of locations including organisations (mainstream and special), further and higher educational institutions, pupil referral units, children’s homes and care homes. Children are often recruited to move drugs and money between locations and are known to be exposed to techniques such as ‘plugging’, where drugs are concealed internally to avoid detection. Children can easily become trapped by this type of exploitation as county lines gangs create drug debts and can threaten serious violence and kidnap towards victims (and their families) if they attempt to leave the county lines network.

One of the ways of identifying potential involvement in county lines are missing episodes (both from home and organisation), when the victim may have been trafficked for the purpose of transporting drugs and a referral to the National Referral Mechanism should be considered. If a child is suspected to be at risk of or involved in county lines, a safeguarding referral should be considered alongside

consideration of availability of local services/third sector providers who offer support to victims of county lines exploitation.

The Home Office have provided further information in the document below:

[Criminal exploitation of children, young people and vulnerable adults - county lines](#)

**So called 'Honour Based' Abuse** encompasses crimes which have been committed to protect or defend the honour of the family and/or the community, including Female Genital Mutilation (FGM)], forced marriage, and practices such as breast ironing. It can include multiple perpetrators.

**FGM** comprises all procedures involving partial or total removal of the external female genitalia or other injury to the female genital organs. Guidance on the warning signs that FGM may be about to take place, or may have already taken place, can also be found on pages 38-41 of the multi-agency statutory guidance on FGM.

If staff have a concern that a student may be at risk of HBA or has suffered HBA, they should speak to the DSL (or DDSL). As appropriate they will activate local safeguarding procedures, using existing national and local protocols for multi-agency liaison with Police and Children's Social Care.

There is a statutory duty on teachers to personally report to the Police where they **discover** (either through disclosure by the victim or visual evidence) that FGM appears to have been carried out on a girl under 18. Unless the teacher has a good reason not to, they should still consider and discuss any such case with the DSL and involve children's social care as appropriate. If the teacher is unsure whether this reporting duty applies, they should discuss their concerns with the DSL in accordance with this policy. Where a teacher suspects that a student is at risk (i.e. where the teacher does not discover that an act of FGM appears to have been carried out, either through disclosure by the victim or visual evidence) or it involves a student over 18], teachers should follow the organisation's local safeguarding procedures.

**Forced Marriage:** Forcing a person into a marriage is a crime in England and Wales. A forced marriage is one entered into without the full and free consent of one or both parties and where violence, threats or any other form of coercion is used to cause a person to enter into a marriage. Threats can be physical or emotional and psychological. A lack of full and free consent can be where a person does not consent or where they cannot consent (if they have learning disabilities, for example).

Nevertheless, some communities use religion and culture as a way to coerce a person into marriage. Organisations can play an important role in safeguarding children from forced marriage. dealing

The Forced Marriage Unit (FMU) has created: Multi-agency practice guidelines: handling cases of forced marriage (pages 75-80 of which focus on the role of organisations and colleges) and, Multi-agency statutory guidance for with forced marriage, which can both be found at: [The right to choose: government guidance on forced marriage - GOV.UK](#)

Organisation and college staff can contact the Forced Marriage Unit if they need advice or information: Contact: 020 7008 0151 or email [fmu@fcdo.gov.uk](mailto:fmu@fcdo.gov.uk).

In addition, since February 2023 it has also been a crime to carry out any conduct whose purpose is to cause a child to marry before their eighteenth birthday, even if violence, threats or another form of coercion are not used. As with the existing forced marriage law, this applies to non-binding, unofficial 'marriages' as well as legal marriages.

**Preventing Radicalisation:** Children are vulnerable to extremist ideology and radicalisation. Similar to protecting children from other forms of harms and abuse, protecting children from this risk should be a part of a organisations' safeguarding approach.

- Extremism is the promotion or advancement of an ideology based on violence, hatred or intolerance, that aims to:

- negate or destroy the fundamental rights and freedoms of others;
- or undermine, overturn or replace the UK's system of liberal parliamentary democracy and democratic rights; or
- intentionally create a permissive environment for others to achieve the results in (1) or (2).

- **Radicalisation** refers to the process by which a person comes to support terrorism and extremist ideologies associated with terrorist groups.

- **Terrorism** is an action that endangers or causes serious violence to a person/people; causes serious damage to property; or seriously interferes or disrupts an electronic system. The use or threat must be designed to influence the government or to intimidate the public and is made for the purpose of advancing a political, religious or ideological cause.

There is no single way of identifying whether a child is likely to be susceptible to an extremist ideology. Background factors combined with specific influences such as family and friends may contribute to a child's vulnerability. Similarly, radicalisation can occur through many different methods (such as social media or the internet) and settings (such as within the home).

However, it is possible to protect vulnerable people from extremist ideology and intervene to prevent those at risk of radicalisation being radicalised. As with other safeguarding risks, staff should be alert to changes in children's behaviour, which could indicate that they may be in need of help or protection. Staff should use their judgement in identifying children who might be at risk of radicalisation and act proportionately which may include the designated safeguarding lead (or deputy) making a Prevent referral.

The organisation's designated safeguarding lead (and any deputies) should be aware of local procedures for making a Prevent referral.

**Special Educational Needs and/or Disabilities or physical health issues:** Students with SEND or certain health conditions can face additional safeguarding challenges. They may not outwardly show signs of abuse and/or may have difficulties in communication about abuse or neglect. Students with SEND are more likely to be abused by other children.

The barriers to recognising abuse and neglect of this group of children can include:

- assumptions that indicators of possible abuse such as behaviour, mood and injury relate to the child's disability or health condition without further exploration;
- being more prone to peer group isolation than other children
- the potential for children with SEN and disabilities being disproportionately impacted by behaviours such as bullying, including prejudice-based bullying, without outwardly showing any signs; and
- communication barriers and difficulties in managing or reporting these challenges.

To address these additional challenges, the organisation has put in place the following pastoral support measures : A lead mental health lead, specific interventions regarding emotional health and a organisation councillor. Further guidance can be found in the DfE guidance Supporting pupils at organisation with medical conditions, and where applicable in the SEND Code of Practice.

Staff will support such students in expressing any concerns they may have and will be particularly vigilant to any signs or indicators of abuse, discussing this with the DSL as appropriate. Any reports of abuse involving children with SEND will entail close liaison with the DSL or DDSL and named person with oversight for SEN.

**Lesbian, Gay, Bisexual or gender questioning:** This is not in itself an inherent risk factor for harm. However, children can be targeted by other children. In some cases, a child who is perceived by other children to be Lesbian, Gay, Bisexual or gender questioning (whether they are or not) can be just as vulnerable as children who identify as Lesbian, Gay, Bisexual or gender questioning .

Risks can be compounded where children who are Lesbian, Gay, Bisexual or gender questioning lack a trusted adult with whom they can be open. Compass Learning & Education creates a culture of trust where young people can speak out or share their concerns with members of staff and access safe spaces within the academy.

**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, and this will be stressful for them. Making child arrangements following separation can also be stressful and entrench conflict in families. Staff should be alert to the needs of such students and report any concerns to the DSL or DDSL in accordance with this policy. There are two age appropriate guides to support children 5-11 year olds and 12-17 year olds, links can be found in Annex B of KCSiE.

#### **Children who go missing from education/children absent from education or organisation:**

A child going missing from education is a potential indicator of abuse, neglect, exploitation, radicalisation, or other safeguarding concerns.

Compass Learning & Education recognises that learners placed in Alternative Provision may be at increased risk of: CCE, county lines involvement, gang affiliation, sexual exploitation, mental health crisis, substance misuse and domestic abuse exposure

For this reason, absence from provision is treated as a safeguarding matter, not solely an attendance issue.

#### **Dual Registered Learners (Subsidiary Registration)**

Where a learner is dual registered, the commissioning organisation retains **main registration responsibility**. Compass Learning & Education holds **subsidiary registration** under Regulation 6 of the Education (Pupil Registration) (England) Regulations 2006 (as amended). The commissioning organisation retains legal responsibility for:

- Attendance monitoring
- Children Missing Education (CME) notifications to the Local Authority
- Removal from roll processes

However, Compass Learning & Education retains safeguarding responsibility while the learner is on site and during commissioned hours.

### **Absence Procedures for Dual Registered Learners**

Where a dual-registered learner fails to attend without explanation, or is absent unexpectedly, or is persistently absent, Compass Learning & Education will:

- Attempt first-day contact with parent/carer using all available emergency contacts.
- Record absence and contact attempts.
- Inform the commissioning organisation immediately (same day).
- Share safeguarding concerns with the organisation DSL.
- Escalate concerns to Children's Social Care if risk is suspected.

The commissioning organisation, who holds main registered status for the child, remains responsible for:

- Submitting CME notifications to the Local Authority.
- Informing the Local Authority if the learner is absent for 10 consecutive organisation days.
- Deleting the learner from roll where applicable.

Compass Learning & Education will:

- Seek confirmation that the commissioning organisation has fulfilled its CME reporting duties.
- Escalate concerns if appropriate action is not taken.

This reflects safeguarding expectations within Keeping Children Safe in Education and Working Together to Safeguard Children.

### **Sole Registered Learners (If Applicable)**

If Compass Learning & Education becomes the main registered provider for any learner of compulsory organisation age, it will:

- Maintain an admissions register.
- Maintain an attendance register.
- Inform the Local Authority of additions or deletions at non-standard transition points.
- Inform the Local Authority if a learner is absent without permission for 10 consecutive organisation days.
- Follow Children Missing Education (CME) statutory guidance.

All unexplained absences will be investigated.

Safeguarding action will be taken if absence raises welfare concerns.

### **Post-16 Learners (Over Compulsory Organisation Age)**

Post-16 learners are not subject to Children Missing Education (CME) legislation in the same way as compulsory organisation age pupils.

However, safeguarding duties remain under: Children Act 1989, Children Act 2004, Working Together to Safeguard Children, KCSIE (where under 18).

Where a post-16 learner under 18 fails to attend, withdraws unexpectedly, is persistently absent or cannot be contacted,

Compass Learning & Education will:

1. Attempt contact via all emergency numbers.
2. Attempt direct contact with the learner.
3. Assess safeguarding risk.
4. Liaise with commissioning organisation or Local Authority (if applicable).
5. Consider Early Help referral.
6. Consider referral to Children's Social Care if safeguarding risk exists.

If the learner is: NEET, Looked After, Subject to an EHCP, Known to Social Care, the DSL will notify the allocated professional.

**Post-16 Learners Aged 18+.** If a learner is 18 or over, they are legally an adult, CME legislation does not apply, however, safeguarding duties may apply under adult safeguarding frameworks. If vulnerability is identified (e.g., learning disability, exploitation risk, coercion), referral may be made under Care Act 2014 adult safeguarding provisions.

### **Monitoring & Escalation**

Attendance registers are monitored daily.

Patterns of concern include: repeated Monday/Friday absence, repeated part-week absence, patterns suggesting exploitation, sudden disengagement

Where absence gives rise to safeguarding concern:

- The DSL will conduct a risk assessment.
- The commissioning organisation DSL will be informed (for dual registered learners).
- Children's Social Care will be contacted where appropriate.
- Police may be contacted if exploitation or criminality is suspected.

### **Emergency Contacts**

The Provision holds:

- At least two emergency contact numbers for every learner.
- Commissioning organisation contact details.
- Social worker contact details where applicable.

Failure to contact a responsible adult will escalate safeguarding concern.

### **Safeguarding Threshold**

Absence becomes a safeguarding concern where:

- There is a pattern of unexplained absence.
- The learner is known to be vulnerable.
- There are indicators of exploitation.

- There is risk of radicalisation.
- The learner is subject to a Child Protection Plan.
- The learner is Looked After.

In such cases, safeguarding procedures override attendance procedures.

**Children with family members in prison:** Children who have a parent in prison are at risk of poor outcomes including poverty, stigma, isolation and poor mental health. Staff should be alert to the needs of such students and report any concerns to the DSL or DDSL in accordance with this policy.

**Child abduction and community safety incidents:** Child abduction is the unauthorised removal or retention of a minor from a parent or anyone with legal responsibility for the child. Child abduction can be committed by parents or other family members; by people known but not related to the victim (such as neighbours, friends and acquaintances); and by strangers.

Other community safety incidents in the vicinity of a organisation can raise concerns amongst children and parents, for example, people loitering nearby or unknown adults engaging children in conversation.

As children get older and are granted more independence (for example, as they start walking to organisation on their own) it is important they are given practical advice on how to keep themselves safe. Many organisations provide outdoor-safety lessons run by teachers or by local police staff.

It is important that lessons focus on building children's confidence and abilities rather than simply warning them about all strangers.

**Children in need:** defined under the Children Act 1989 as a child who is unlikely to achieve or maintain a reasonable level of health or development, or whose health or development is likely to be significantly or further impaired, without the provision of services; or a child with a disability. Local authorities are required to provide services to safeguard or promote the welfare of children in need, and they may be assessed under s17 Children Act 1989.

**Domestic abuse:** domestic abuse can encompass a wide range of behaviours and may be a single incident or a pattern of incidents. That abuse can be, but is not limited to, psychological, physical, sexual, financial or emotional. Children can be victims of domestic abuse. They may see, hear, or experience the effects of abuse at home and/or suffer domestic abuse in their own intimate relationships (teenage relationship abuse). All of which can have a detrimental and long-term impact on their health, well-being, development, and ability to learn.

**Homelessness:** indicators that a family may be at risk of homelessness include household debt, rent arrears, domestic abuse and anti-social behaviour, as well as the family being asked to leave a property. The DSL or DDSL will raise/progress any concerns about homelessness with the Local Housing Authority although this does not replace a referral into children's social care where a child has been harmed or is at risk of harm.

**Child-on-child abuse:** children can abuse other children. This is generally referred to as child-on-child abuse and can take many forms. This can include (but is not limited to):

- abuse within intimate partner relationships between children/peers;

- bullying (including cyberbullying) prejudice-based and discriminatory bullying;
- sexual violence such as rape, assault by penetration and sexual assault (this may include an online element which facilitates, threatens and/or encourages sexual violence);
- sexual harassment such as sexual comments, remarks, jokes and online sexual harassment, which may be standalone or part of a broader pattern of abuse;
- Causing someone to engage in sexual activity without consent, such as forcing someone to strip, touch themselves sexually, or to engage in sexual activity with a third party;
- physical abuse such as hitting, kicking, shaking, biting, hair pulling, or otherwise causing physical harm (this may include an online element which facilitates, threatens and/or encourages physical abuse);
- consensual and non-consensual sharing nudes and semi-nudes images and videos (also known as sexting or youth produced sexual imagery);
- upskirting (see below);
- initiation/hazing type violence and rituals (this could include abuse or humiliation used as a way of initiating a person into a group or event including online).

It can happen both inside and outside organisation and online. It is important that all staff recognise the indicators and signs of child-on-child abuse, how to identify it and respond to reports. **Even if there are no reports in the organisation, this does not mean that it is not happening. Any concerns regarding child-on-child abuse must be referred to the DSL or DDSL.**

### **Sexual violence and sexual harassment between children in organisations and colleges**

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 special educational needs and disabilities (SEND) and LGBT children are at greater risk.

Staff should be aware of the importance of:

- challenging inappropriate behaviours;
- making clear that sexual violence and sexual harassment is not acceptable, will never be tolerated and is not an inevitable part of growing up;
- not tolerating or dismissing sexual violence or sexual harassment as “banter”, “part of growing up”, “just having a laugh” or “boys being boys”; and
- challenging physical behaviours (potentially criminal in nature), such as grabbing bottoms, breasts and genitalia, pulling down trousers, flicking bras and lifting up skirts. Dismissing or tolerating such behaviours risks normalising them.

## What is sexual violence and sexual harassment?

### Sexual violence

It is important that organisation staff are aware of sexual violence and the fact children can, and sometimes do, abuse other children in this way. When referring to sexual violence we are referring to sexual violence offences under the Sexual Offences Act 2003 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.

**Causing someone to engage in sexual activity without consent:** A person (A) commits an offence if: s/he intentionally causes another person (B) to engage in an activity, the activity is sexual, B does not consent to engaging in the activity, and A does not reasonably believe that B consents. This could be forcing someone to strip, touch themselves sexually, or to engage in sexual activity with a third party.

### 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.

A child under the age of 13 can never consent to any sexual activity;

- the age of consent is 16;
- sexual intercourse without consent is rape.

### 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 (organisations 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; and

- online sexual harassment. This may be standalone, or part of a wider pattern of sexual harassment and/or sexual violence. It may include:

- o non-consensual sharing of nudes and semi-nudes images and videos;

- o sexualised online bullying; o unwanted sexual comments and messages, including, on social media;

- o sexual exploitation; coercion and threats; and

- o upskirting.

## **Upskirting**

The Voyeurism (Offences) Act 2019, which is commonly known as the Upskirting Act, came into force on 12 April 2019. 'Upskirting' is where someone takes a picture under a person's clothing (not necessarily a skirt) without their permission and or knowledge, with the intention of viewing their genitals or buttocks (with or without underwear) to obtain sexual gratification, or cause the victim humiliation, distress or alarm. It is a criminal offence. Anyone of any sex, can be a victim.

## **The response to a report of sexual violence or sexual harassment**

The initial response to a report from a child is important. It is essential that all 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.

If staff have a concern about a child or a child makes a report to them, they should follow the referral process. As is always the case, if staff are in any doubt as to what to do, they should speak to the designated safeguarding lead (or a deputy).

**Mental Health:** all staff should also be aware that mental health problems can, in some cases, be an indicator that a child has suffered or is at risk of suffering abuse, neglect or exploitation. Only appropriately trained professionals should attempt to make a diagnosis of a mental health problem. Staff are well placed to observe children day-to-day and identify those whose behaviour suggests that they may be experiencing a mental health problem or be at risk of developing one. Where children have suffered abuse and neglect, or other potentially traumatic adverse childhood experiences, this can have a lasting impact throughout childhood, adolescence and into adulthood. It is key that staff are aware of how these children's experiences, can impact on their mental health, behaviour and education.

If staff have a mental health concern about a child that is also a safeguarding concern, immediate action should be taken, following their child protection policy and speaking to the designated safeguarding lead or a deputy.

Reference should be made to: Mental Health and Behaviour in organisations DfE guidance (November 2018); DfE guidance 'promoting and supporting mental health and wellbeing in organisations, which details numerous resources available to organisations; and Public Health England: Promoting children and young people's emotional health and wellbeing a whole organisation and college approach

Paragraphs 183-189 of 'Keeping Children Safe in Education'

Compass Learning and Education have extensive links with Mental Health services which learners will be referred to and signposted to if appropriate. Referrals are made to relevant services if there is a suspected mental health service.

### **Modern Slavery and the National Referral Mechanism**

Modern slavery encompasses human trafficking and slavery, servitude and forced or compulsory labour. Exploitation can take many forms, including: sexual exploitation, forced labour, slavery, servitude, forced criminality and the removal of organs.

Further information on the signs that someone may be a victim of modern slavery, the support available to victims and how to refer them to the NRM is available in the Modern Slavery Statutory Guidance.

### **Cybercrime**

Cybercrime is criminal activity committed using computers and/or the internet. It is broadly categorised as either 'cyber-enabled' (crimes that can happen off-line but are enabled at scale and at speed on-line) or 'cyber dependent' (crimes that can be committed only by using a computer).

Cyber-dependent crimes include;

- unauthorised access to computers (illegal 'hacking'), for example accessing a organisation's computer network to look for test paper answers or change grades awarded;
- denial of Service (Dos or DDoS) attacks or 'booting'. These are attempts to make a computer, network or website unavailable by overwhelming it with internet traffic from multiple sources; and,
- making, supplying or obtaining malware (malicious software) such as viruses, spyware, ransomware, botnets and Remote Access Trojans with the intent to commit further offence, including those above. Children with particular skill and interest in computing and technology may inadvertently or deliberately stray into cyber-dependent crime.

If there are concerns about a child in this area, the designated safeguarding lead (or a deputy), should consider referring into the Cyber Choices programme. This is a nationwide police programme supported by the Home Office and led by the National Crime Agency, working with regional and local policing. It aims to intervene where young people are at risk of committing, or being drawn into, low level cyber-dependent offences and divert them to a more positive use of their skills and interests.

Note that Cyber Choices does not currently cover 'cyber-enabled' crime such as fraud, purchasing of illegal drugs on-line and child sexual abuse and exploitation, nor other areas of concern such as on-line bullying or general on-line safety.

Additional advice can be found at: [Cyber Choices - National Crime Agency](#)