

# Liverpool Progressive School

## Managing allegations against staff procedures



Policy Number:	LPS_S_09	Originator:	Linda Dunbavand, Lukasz Miecznikowski
Issue Number:		Authoriser:	Jason Goddard
Issue Date:	01/03/2017	Service Type:	Liverpool Progressive School
Next Review Due:	01/03/2018	Policy Location:	Educational Services

The school follows the guidance set out in part 4 of [Keeping Children Safe in Education](#):

- Any concerns about the behaviour of any adult working within the school towards a child should be brought to the attention of the Head Teacher – Linda Dunbavand Tel: 0151 525 4004 Mob: 07834514700, Designated Safeguarding Lead – Linda Dunbavand, Deputy Designated Safeguarding Lead – Lukasz Miecznikowski Tel: 0151 525 4004 Mob: 07866179673 without delay
- Consideration should be given to immediately protecting the child and the need to contact the police
- The Local Authority Designated Officer is the linchpin in the process and should be contacted without delay to discuss allegations against staff
- Referrals to Careline (0151 233 3700) will be made when a member of staff or volunteer may have:
  - behaved in a way that has harmed a child, or may have harmed a child;
  - possibly committed a criminal offence against or related to a child; or
  - behaved towards a child or children in a way that indicates he or she would pose a risk of harm if they work regularly or closely with children.
- The LADO will advise if the parents and member of staff can be informed of the allegation.
- The LADO will advise how to manage speculation, leaks and gossip and whether it would be prudent to contact the Local Authority Press Office, and any information which might be reasonably given to the community to reduce speculation. In keeping with paragraph 120 of Keeping Children Safe in Education, staff and the child’s family will be advised about the legislation on imposing restrictions which makes clear that the ‘publication’ of material that may lead to the identification of the teacher who is the subject of the allegation is prohibited.
- The school will only begin a disciplinary investigation when advised by the LADO that these processes can begin.
- The school will contact its HR provider. (Where the allegation is so serious that if proven it would be grounds for dismissal the school should also contact the Local Authority HR Manager in the Schools’ Employment Advisory Team.)
- At the point at which the member of staff is notified of the allegation they should be given information about the Managing Allegations Against Staff procedures and also a nominated member of staff to support them. They should be advised to seek Trade Union support and consideration should be given to their wellbeing and continued support.
- Suspension is always a neutral act and should not be an automatic response. The decision to suspend a member of staff is the employer’s only. However, the school will need to draw upon the advice of the LADO and Police and, in keeping with the DfE guidance, record the reasons why suspension was chosen over other working arrangements.
- The case manager (Head Teacher or nominated person) will record all actions, discussions and decisions taken in respect of the allegation.

# Liverpool Progressive School

## Managing allegations against staff procedures



- The school has a legal duty to refer to the DBS in keeping with paragraph 73 of Keeping Children Safe in Education. In keeping with the DfE guidance the school will not enter into compromise / settlement agreements if a member of staff faces an allegation against them
- The school has a responsibility to refer to the Secretary of State (National College for Teaching and Leadership) any teacher because of serious misconduct in keeping with paragraph 74 of Keeping Children Safe in Education.
- The school will only include in references substantiated allegations.
- The school will retain substantiated, false and unsubstantiated allegations on personnel files.
- The record of the allegation will be retained until the member of staff's normal retirement age or for a period of ten years from the date of the allegation if that is longer.
- The school will not enter into so-called settlement / compromise agreements when a member of staff faces an allegation against them.
- The school will consider what support the member of staff, child and family need throughout the process. In cases of malicious allegations the school will consider whether disciplinary action is appropriate against the child or a referral to the police or Children's Services is required.
- On conclusion of the case the member of the staff will be given a copy of the information to be retained on their personnel record. Consideration should also be given to how practices or procedures should be reviewed to help prevent similar events in the future, including the decision to suspend and the length of suspension. Return to work arrangements may also need to be considered.

### Equality Impact Statement

All relevant persons are required to comply with this policy and must demonstrate sensitivity and competence in relation to diversity in race, faith, age, gender, disability and sexual orientation. If you, or any other groups, believe you are disadvantaged by this policy please contact the Head of Education. Embrace will then actively respond to the enquiry.

This policy is quality assured by Jason Goddard, Head of Education.

Signed:

A handwritten signature in blue ink, appearing to be 'J. Goddard'.

Date: 01/03/2017

This policy is ratified by Amanda Morgan-Taylor, Quality Director.

Signed:

A handwritten signature in blue ink, appearing to be 'A. E. Morgan-Taylor'.

Date: 01/03/2018

Company Confidential