

# BY BROOK VALLEY CE PRIMARY SCHOOL

## Whistleblowing Policy



Last Review Date: March 2023  
Ratified By Governors Date: 09.03.23  
Next Review Date: October 2023

# Equality Impact Assessment (EIA) Part 1: EIA Screening

<b>Policies, Procedures or Practices</b>	Whistleblowing policy	<b>Date</b>	March 2023
<b>EIA CARRIED OUT BY:</b>	Jaclyn Cross (for F & E committee)	<b>EIA APPROVED BY:</b>	FGB

Groups that may be affected:

Are there any concerns that the policy could have a different impact on any of the following groups? (please tick the relevant boxes)	Existing or potential adverse impact	Existing or potential for positive impact
Age (young people, the elderly: issues surrounding protection and welfare, recruitment, training, pay, promotion)	Addressed by policy	
Disability (physical and mental disability, learning difficulties; issues surrounding access to buildings, curriculum and communication).	N/A	
Gender Reassignment (transsexual)	N/A	
Marriage and civil partnership	N/A	
Pregnancy and maternity	N/A	
Racial Groups (consider: language, culture, ethnicity including gypsy/traveller groups and asylum seekers)	N/A	
Religion or belief (practices of worship, religious or cultural observance, including non-belief)	N/A	
Gender (male, female)	N/A	
Sexual orientation (gay, lesbian, bisexual; actual or perceived)	N/A	

Any adverse impacts are explored in a Full Impact Assessment

**This document should be read and understood in conjunction with the following documents:**

- Keeping Children Safe in Education
- Working together to safeguard children
- Safeguarding and Child Protection Policy
- Equality Policy
- Behaviour Policy
- Guidance for safer working practice for adults working with children and young people
- Complaints Policy
- Secure Data Handling and Data Protection Policy
- School's Code of Conduct for Staff
- Staff Behaviour Policy
- Responsible User Policy

### **Principles**

- By Brook Valley CE Primary School is committed to the highest possible standards of openness, probity and accountability. Our Whistle Blowing Policy supports this commitment.

### **Scope of this policy**

- It gives employees and others with genuine concerns about malpractice or wrong doing in the school, a way to voice those concerns without fear of victimisation
- Sometimes people are reluctant to act upon their concerns because they think that they are being disloyal, or because they are afraid that they might be victimised if they speak up. The purpose of this policy is to provide you with the help and support you need to speak up and be confident that you can do so safely. We will take your concerns seriously and ensure that they are dealt with promptly and fairly.
- There are existing procedures in place (e.g. Grievance and Dignity at Work Policies) that make provision for employees to lodge a concern relation to their own employment. This policy is intended to complete those procedures by covering concerns that appear to fall outside their scope.
- Concerns may be about something that is:
  - unlawful, including financial or fraudulent malpractice such as embezzlement, bribery, corruption, dishonesty, etc.
  - against established standards of practice
  - Improper conduct
- Concerns or allegations which fall within the scope of specific procedures, e.g. child protection or financial irregularities, will normally be referred for consideration under those procedures. However, reference should be made directly to guidance contained on the Wiltshire Council's Right Choice for specific procedures relating to safeguarding to consider whether action needs to be taken in accordance with those purposes.

## **Policy**

The school's governing body has appointed a nominated governor to act as the first point of contact for whistleblowing queries. The nominated governor at our school is **Jaclyn Cross (Nominated Safeguarding Governor)**

## **How to raise a concern**

### **Who to contact:**

- Initial concerns should be raised with the nominated governor. If the employee believes that this governor is implicated then the employee should approach **Rosemary Jago (Chair of Governors)**

### **The procedures after your initial contact:**

- Within 48 hours, the nominated governor will contact you to arrange to meet you to discuss your concerns. Before the meeting, it would be helpful if you write down what you consider the problem to be, giving names, dates and places where possible. If there are any other documents that you think might be helpful, please try to bring these with you. You are advised to take a friend, colleague or school professional association/union representative with you to the meeting with the governor.
- You are encouraged to raise your concern in person, or through your professional association/ Union representative on your behalf, because concerns that are expressed anonymously are difficult to investigate. However, the school will exercise its discretion in deciding whether to investigate an anonymous allegation. The factors taken into account will include:
  - the seriousness of the issues raised;
  - the credibility of the allegation; and
  - the likelihood of being able to confirm the allegation from attributable sources.

### **How we will respond**

- After the initial meeting, the nominated governor will arrange for discreet initial enquiries to be made to decide whether an investigation is appropriate and if so, what form it should take.
- The nominated governor will write to you within 10 days of your initial meeting to:
  - acknowledge that your concern has been received
  - outline our understanding of what the issues are; and
  - Indicate how we propose to deal with the matter.
- If the nominated governor decides that it is appropriate for an investigation to be carried out, this will either be done by them, or by a governor who is asked to investigate—the investigating officer. However, it may sometimes be necessary for a concern to be referred to the police, an external auditor, or for it to be the subject of an independent enquiry. In addition, where it is established that the complaint involves issues of bullying or unlawful discrimination, it will be necessary to involve the school's Human Resources provider (Integra)
- If an investigation is carried out, you will always be informed of the final outcome. It might not be possible to give you full details of the outcome if it contains personal details of a third party, because we have a duty to protect personal information under the Data Protection Act and General Data Protection Regulations (GDPR)

Where a staff member feels unable to raise an issue with the nominated governor, or feels that their genuine concerns are not being addressed, other whistleblowing channels are open to them:

- general guidance on whistleblowing can be found via: [Advice on Whistleblowing](#)
- the [NSPCC's what you can do to report abuse dedicated helpline](#) is available as an alternative route for staff who do not feel able to raise concerns regarding child protection failures internally, or have concerns about the way a concern is being handled by their school. Staff can call 0800 028 0285 – line is available from 8:00 AM to 8:00 PM, Monday to Friday and email: [help@nspcc.org.uk](mailto:help@nspcc.org.uk).

#### **How the school will treat Whistleblowers:**

- If you make an allegation in good faith but it is not confirmed by the investigation, no action will be taken against you. If you knowingly make malicious allegations, disciplinary action may be taken against you.
- Disciplinary action will be taken against any member of staff who tries to stop another employee from raising a concern or who is responsible for any act of recrimination or victimisation against an employee who raises a concern.
- Where an employee may have been party themselves to an act of possible gross misconduct on which they are now 'blowing the whistle' this could be considered in mitigation. They are not, however, exempt from disciplinary action.
- Disciplinary action may be taken against employees if they contact the media with concerns about conduct at work without first following the steps set out in this policy.
- The Governing Body will make every effort to protect an employee's identity when s/he raises a concern and does not want her/his name to be disclosed. It must be appreciated however, that the investigation process may reveal the source of the information and a statement by the employee may be required as part of the evidence.
- If you raise a concern, you will be given the opportunity to feedback any issues or problems you may have experienced as a result. The purpose of this is to ensure that employees who have raised concerns in good faith do not suffer as a result.

#### **Queries**

- If you have any queries about this policy, please contact the Head Teacher and/or the Chair of Governors.

March 2023

To be reviewed: October 2023