

# Chaigeley Educational Foundation



## Whistleblowing Policy

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## Policy Statement

- We are committed to the highest possible standards of openness, probity and accountability. This whistleblowing policy and procedure supports this commitment.

## Scope

- It gives employees and others with genuine concerns about malpractice or wrongdoing in the foundation a way to voice those concerns without fear of victimisation.
- Often it is those closest to an organisation who realise that there is something wrong. 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.
- There are existing procedures in place (e.g. Grievance, harassment and bullying) which make provision for employees to lodge a concern relating to their own employment. This whistleblowing policy is intended to complement those procedures by covering concerns that appear to fall outside their scope. This concern may be about something that is:
  - Unlawful, including financial or fraudulent malpractice such as embezzlement, bribery, corruption, dishonesty, etc.
  - Against establishment 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.

## Definitions

A 'nominated trustee' is the trustee identified by the Trustees as the first point of contact for whistleblowing queries. The nominated governor could be the Chair of Trustees or another trustee (but not a staff governor).

## Aims

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.

## How to raise a concern

- Initial concerns should be raised with the Principal, Registered Manager or a member of the Senior Leadership Team. However if staff feel that a member of the Senior Leadership Team is involved in the concern they should contact a Trustee. If the employee believes that this Trustee is implicated then the employee should approach the Chair of Trustees or the Vice Chair of Trustees.
- Within 48 hours, the nominated person you have contacted regarding your concerns 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 will not be investigated.

## How we will respond

- After the initial meeting, the nominated person 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 person will write to you within 10 days of your initial meeting to:
  - acknowledge that your concern has been received
  - outline their understanding of what the issues are
  - indicate how they propose to deal with the matter
  - give an estimate on how long it will take to provide a final response
  - indicate whether any initial enquiries have been made
  - indicate whether further investigations will take place and if not, why not.

- If the nominated person decides that it is appropriate for an investigation to be carried out, this will either be done by them, or by a Trustee 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 like bullying or unlawful discrimination, it will be necessary to involve HR.
- 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 General Data Protection Regulations.

## **How will the school 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 Trustees 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 feed back 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.
- If a member of staff is not happy that the raised concern has been dealt with inappropriately they are at liberty to request that further consideration is given to the matter. This can be done in writing to the Chair of Trustees or any other trustee or another senior member of staff who has not been involved.

Source: Personnel	Date Reviewed: 18/08/2021	Next Review: 08/2023
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