



WHISTLEBLOWING POLICY

Policy Approved: November 2022
Policy Renewal: November 2023

Reviewed by the SLT MAT Board

“The Trustees of the Southport Learning Trust are committed to safeguarding and promoting the welfare of children and young people at every opportunity and expect all staff and volunteers to share this commitment”

Contents

ITEM	TOPIC	PAGE
1	Introduction	3
2	Scope & Purpose	3
3	What is whistleblowing	3
4	Raising a whistleblowing concern	4
5	Confidentiality and data protection	4
6	External disclosures	4
7	Investigation and outcome	5
8	If you are not satisfied	5
9	Protection and support for whistleblowers	6
10	Review of policy	6
11	Contacts	6

1 Introduction

- 1.1 Southport Learning Trust is committed to the highest possible standards of honesty and integrity, and all staff are expected to maintain these standards. However, all organisations face the risk of things going wrong from time to time, or of unknowingly harbouring illegal or unethical conduct. A culture of openness and accountability is essential in order to prevent such situations occurring or to address them when they do occur.
- 1.2 This policy has been implemented following consultation with the recognised trade unions. It has been formally adopted by the Trust Board of Southport Learning Trust.
- 1.3 This policy does not form part of any employee's contract of employment and may amend it at any time.

2 Scope and purpose

- 2.1 The aims of this policy are:
 - 2.1.1 To encourage staff to report suspected wrongdoing as soon as possible, in the knowledge that their concerns will be taken seriously and investigated as appropriate, and that their confidentiality will be respected.
 - 2.1.2 To provide staff with guidance on how to raise concerns.
 - 2.1.3 To reassure staff that they should be able to raise genuine concerns without fear of reprisals, even if they turn out to be mistaken.
- 2.2 This policy applies to all employees of the Trust, governors, consultants, contractors, casual and agency staff and volunteers (collectively referred to as staff in this policy).

3 What is whistleblowing?

- 3.1 Whistleblowing is the disclosure of information which relates to suspected wrongdoing or dangers at work. The law provides protection for workers who raise legitimate concerns about specified matters or "qualifying disclosures". A qualifying disclosure is one made in the public interest by a worker who has a reasonable belief that there are wrongdoing or dangers at work. This may include:
 - 3.1.1 criminal activity;
 - 3.1.2 miscarriages of justice;
 - 3.1.3 danger to health and safety;
 - 3.1.4 damage to the environment;
 - 3.1.5 failure to comply with any legal or professional obligation or regulatory requirements;
 - 3.1.6 bribery;
 - 3.1.7 financial fraud or mismanagement;
 - 3.1.8 negligence;
 - 3.1.9 breach of our internal policies and procedures;
 - 3.1.10 conduct likely to damage our reputation or financial wellbeing;

3.1.11 unauthorised disclosure of confidential information;

3.1.12 unethical behaviour; and

3.1.13 the deliberate concealment of any of the above matters.

3.2 A whistleblower is a person who raises a genuine concern relating to any of the above. If you have any genuine concerns related to suspected wrongdoing or danger affecting any of our activities (a whistleblowing concern) you should report it under this policy.

3.3 This policy should not be used for complaints relating to your own personal circumstances, such as the way you have been treated at work. In those cases, you should use the Southport Learning Trust Grievance Policy and Procedure.

3.4 If you are uncertain whether something is within the scope of this policy, you should seek advice from a member of the School or Trust's leadership team.

3.5 If your concern is in relation to safeguarding and the welfare of pupils at the school, you should consider whether the matter is better raised under the school's child protection policy and in accordance with the arrangements for reporting such concerns, i.e. via the designated safeguarding lead, although the principles set out in the is policy may still apply.

4 Raising a whistleblowing concern

4.1 As soon as an employee becomes reasonably concerned about a matter, they should first raise the issue with their line manager [the "receiving manager"], unless the disclosure concerns them, in which case the employee should raise the issue with the Headteacher. You may tell them in person or put the matter in writing if you prefer. They may be able to agree a way of resolving your concern quickly and effectively.

4.2 However, where the matter is more serious, or you feel that your line manager has not addressed your concern, or you prefer not to raise it with them for any reason, or they are the subject of the complaint, then you can raise the matter with:

4.2.1 The Headteacher

4.2.2 The Chief Executive Officer

4.2.3 The Chair of Governors

4.3 Contact details are set out at the end of this policy.

4.4 A meeting with you will be arranged as soon as possible to discuss your concern. You may bring a colleague or union representative to any meetings under this policy. Your companion must respect the confidentiality of your disclosure and any subsequent investigation.

4.5 A written summary of your concern will be taken, and you will be provide with a copy after the meeting. The Trust will also aim to give you an indication the proposal to deal with the matter.

5 Confidentiality and data protection

5.1 This intention of the whistleblowing policy is to ensure staff feel able to voice whistleblowing concerns openly under this policy. However, if you want to raise your concern confidentially, every effort will be made to keep your identity secret. If it is necessary for anyone investigating your concern to know your identity, this will be discussed with you.

- 5.2 It is not encouraged for staff to make disclosures anonymously. Proper investigation may be more difficult or impossible if the Trust cannot obtain further information from you. It is also more difficult to establish whether any allegations are credible. Whistleblowers who are concerned about possible reprisals if their identity is revealed should come forward to one of the other contact points listed in paragraph 4.2 and appropriate measures can then be taken to preserve confidentiality. If you are in any doubt you can seek advice from Protect, the independent whistleblowing charity, who offer a confidential helpline. Their contact details are given at the end of this policy.
- 5.3 Where the Trust receives anonymous complaints, it will investigate the complaints as far as is reasonable taking into account:
- 5.3.1 the seriousness of the issue raised
 - 5.3.2 the credibility of the concern; and
 - 5.3.3 the likelihood of confirming the allegation from other sources
- 5.4 As part of the application of this policy, the Trust may collect, process and store personal data in accordance with our data protection policy. The Trust will comply with the requirements of Data Protection Legislation (being the UK General Data Protection Regulation and Data Protection Act 2018) and any implementing laws, regulations and secondary legislation, as amended or updated from time to time in the collecting, holding and sharing of information in relation to our workforce. Records will be kept in accordance with the Trust Data Protection Policy and Data Retention and Management Policy in line with the requirements of Data Protection Legislation.

6 External disclosures

- 6.1 The aim of this policy is to provide an internal mechanism for reporting, investigating and remedying any wrongdoing in the workplace. In most cases you should not find it necessary to alert anyone externally.
- 6.2 The law recognises that in some circumstances it may be appropriate for you to report your concerns to an external body such as a regulator. It will very rarely, if ever, be appropriate to alert the media. The Trust strongly encourages you to seek advice before reporting a concern to anyone external. Protect holds a list of prescribed regulators for reporting certain types of concern. Their contact details are at the end of this policy. Alternatively, the list is available from the Department for Business, Energy & Industrial Strategy¹.
- 6.3 Whistleblowing concerns usually relate to the conduct of our staff, but they may sometimes relate to the actions of a third party, such as a contractor, supplier or service provider. In some circumstances, the law will protect you if you raise a concern with the third party directly where you reasonably believe it relates mainly to their actions or something that is legally their responsibility. However, the Trust encourages you to report such concerns internally first. You should contact your line manager or one of the other individuals set out in paragraph 4.2 for guidance.

7 Investigation and outcome

- 7.1 Once you have raised a concern, the Trust will carry out an initial assessment to determine the scope of any investigation. The Trust will inform you of the outcome of our assessment. You may be required to attend additional meetings in order to provide further information.
- 7.2 In some cases, the Trust may appoint an investigator or team of investigators including staff with relevant experience of investigations or specialist knowledge of the subject matter. The Trust may in some circumstances, appoint an external person or body to investigate the concern. The investigator(s) will collate findings on the matter and may make recommendations for change to

¹ <https://www.gov.uk/government/publications/blowing-the-whistle-list-of-prescribed-people-and-bodies--2>

enable us to minimise the risk of future wrongdoing. This will be sent to the Chief Executive Officer for actioning.

7.3 The whistleblower will be kept informed of the progress of the investigation, its likely timescale and outcome. However, sometimes the need for confidentiality may prevent us from giving you specific details of the investigation or any disciplinary action taken as a result. You should treat any information about the investigation as confidential.

7.4 If it is concluded that a whistleblower has made false allegations maliciously, the whistleblower will be subject to disciplinary action.

8 If you are not satisfied

8.1 While the outcome you are seeking cannot always be guaranteed, the Trust will try to deal with your concern fairly and in an appropriate way. By using this policy, you can help us to achieve this.

8.2 If you are not happy with the way in which your concern has been handled, you can raise it with one of the other key contacts in paragraph 4.2. Alternatively, you may contact the Chair of Trustees or our external auditors. Contact details are set out at the end of this policy.

9 Protection and support for whistleblowers

9.1 It is understandable that whistleblowers are sometimes worried about possible repercussions. The Trust aims to encourage openness and will support staff who raise genuine concerns under this policy, even if they turn out to be mistaken.

9.2 Staff must not suffer any detrimental treatment as a result of raising a genuine concern. Detrimental treatment includes dismissal, disciplinary action, threats or other unfavourable treatment connected with raising a concern. If you believe that you have suffered any such treatment, you should inform one of the contact people in paragraph 4.2 immediately. If the matter is not remedied you should raise it formally using our Grievance Procedure.

9.3 Staff must not threaten or retaliate against whistleblowers in any way. Anyone involved in such conduct will be subject to disciplinary action.

9.4 A confidential support and counselling hotline is available to whistleblowers who raise concerns under this policy. Their contact details are set out at the end of this policy.

10 Review of policy

This policy is reviewed every year by the Trust Board. The policy will be monitored, including the application and outcomes of this policy, to ensure it is working effectively.

11 Contacts

Chief Executive Officer	Ian Raikes 01704 339 870 iraikes@southportlearningtrust.org
Chair of Governors/Trustee	Stuart Bellerby s.bellerby@southportlearning trust.org

Trust's external auditors	MJH Accountants Ltd 01772 721704 mark@mjhaccountants.co.uk
Confidential counselling hotline	Schools Advisory Service – Wellbeing Services 01773 814403 Or via the SAS app, available from the Apple & Android store
Protect (Independent whistleblowing charity)	Helpline: (020) 3117 2520 Website: www.protect-advice.org.uk
The NSPCC whistleblowing helpline	Helpline: 0800 028 0285 E-mail: help@nspcc.org.uk