

Staff Behaviour Policy (Code of Conduct) - Children's Services

Date	11 th July 2017
Reviewed	22 nd June 2020
Date of next review	July 2021

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Section 1: Overview

1.1 Introduction

All employees have personal and legal responsibilities, including treating others with dignity and respect; acting honestly, using public funds and Autism Bedfordshire equipment appropriately, adhering to health and safety guidelines and practising equal opportunities at all times. These expectations are set out below and should be fully observed by all staff, including the Trustees and any volunteers.

This Staff Behaviour Policy (Code of Conduct) highlights the principal areas and responsibilities that employees and volunteers need to be aware of and is a framework for appropriate and safe behaviour. Employees and volunteers should ensure they are familiar with other specific policies that underpin these behaviours, which are referred to as "required reading" throughout the Code.

If these documents are not made available at induction, the employee should ask for copies.

1.2 Compliance with the Code of Conduct

This code of conduct (the Code) forms part of an employee's contract of employment. Failure to comply with it and with the associated policies (referred to as 'required reading' in the Code) may result in disciplinary action being taken where breaches of the Code warrant such action.

The Code should be provided for all staff and volunteers (either electronically or by providing a paper copy) to read before they commence work. Before having any contact with children and young people using Autism Bedfordshire's services, all staff and volunteers should be given an opportunity to discuss the Code with their line manager and ask any questions in order to clarify understanding. They should then be asked to sign a pro forma to confirm that they have read, understood and agree to comply with the Code.

Treating other people with dignity and respect

All employees are expected to treat the children and young people, colleagues, parents and external contacts with dignity and respect and to comply with all relevant policies. Unacceptable behaviour such as discrimination, bullying, harassment or intimidation will not be tolerated. This includes physical and verbal abuse and use of inappropriate language or unprofessional behaviour with colleagues, children, young people and parents.

1.4 Background

All adults who come into contact with children in their work whether paid or unpaid have a duty of care¹ to safeguard and promote their welfare. Children includes everyone under the age of 18.

The Children Act 2004 places a duty on organisations to safeguard and promote the well-being of children and young people. This includes the need to ensure that all adults who work with or on behalf of children and young people in these organisations are competent, confident and safe to do so.

Working Together to Safeguard Children² (DfE2013) and Keeping Children Safe in Education³ (DfE 2014) define safeguarding as 'protecting children from maltreatment; preventing impairment of children's 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'.

The vast majority of adults who work with children act professionally and aim to provide a safe and supportive environment which secures the well-being and very best outcomes for children and young people in their care. However, it is recognised that in this area of work tensions and misunderstandings can occur. It is here that the behaviour of adults can give rise to allegations of abuse being made against them. Allegations may be malicious or misplaced. They may arise from differing perceptions of the same event but when they occur, they are inevitably distressing and difficult for all concerned. Equally, it must be recognised that some allegations will be genuine and there are adults who will deliberately seek out, create or exploit opportunities to abuse children. It is therefore essential that all possible steps are taken to safeguard children and young people and ensure that the adults working with them are safe to do so.

The duty to promote and safeguard the wellbeing of children is, in part, achieved by raising awareness of illegal, unsafe and inappropriate behaviours.

Whilst every attempt has been made to cover a wide range of situations, it is recognised that this Code cannot cover all eventualities. There may be times when professional judgements are made in situations not covered by this document or which directly contravene the Code. It is expected that, in these circumstances, staff and volunteers will always advise Autism Bedfordshire leaders of the justification for any such action already taken or proposed.

The Code has due regard to current legislation and statutory guidance.

1.5 What to do if you are worried a child is being abused

Staff and volunteers must be familiar with Autism Bedfordshire's Safeguarding Policy and Whistle Blowing Policy.

If a member of staff or a volunteer has a concern about children they should raise that concern with the Designated Safeguarding Lead.

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¹ The duty which rests upon an individual to ensure that all reasonable steps are taken to ensure the safety of a child or young person involved in any activity, or interaction for which that individual is responsible. Any person in charge of, or working with children and young people in any capacity is considered, both legally and morally, to owe them a duty of care.

² Working Together to Safeguard Children - A guide to interagency working to safeguard and promote the welfare of children DfE 2013

³ Keeping Children Safe in Education - statutory guidance for schools and colleges.

Concerns about abuse which may involve staff members must be referred to the Chief Executive Officer (CEO) or Chair of the Board of Trustees. Concerns about the conduct of the CEO should be referred to the Chair of the Board of Trustees or another member of the Board of Trustees. Such referrals can also be made directly to the Local Authority Designated Officer (LADO).

If, at any point, there is a risk of immediate serious harm to a children a referral should be made to Children's Social Care or – in extreme circumstances – to the Police immediately. Anybody can make a referral. If the children's situation does not appear to be improving the staff member/volunteer with concerns should press for re-consideration.

Section 2: Using this Code of Conduct

2.1. Status of the Code of Conduct

This Code of Conduct is Autism Bedfordshire's Staff Behaviour Policy (Code Of Conduct) as required by Keeping Children Safe in Education (DfE 2014). It is a core component of Autism Bedfordshire's strategy to fulfil its statutory responsibilities to safeguard and promote the welfare of all children and young people.

2.2. **Purpose of the Code of Conduct**

It is important that all adults working with children understand that the nature of their work and the responsibilities related to that work place them in a position of trust. This Code provides clear advice on appropriate and safe behaviours for all adults working with children in paid or unpaid capacities. The guidance aims to:

- keep children safe by clarifying which behaviours constitute safe practice and which behaviours should be avoided;
- assist adults working with children to work safely and responsibly and to monitor their own standards and practice;
- support leaders in setting clear expectations of behaviour;
- support employers in giving a clear message that unlawful or unsafe behaviour is unacceptable and that, where appropriate, disciplinary or legal action will be taken;
- support safer recruitment practice;
- minimise the risk of misplaced or malicious allegations made against adults who work with children and young people;
- reduce the incidence of positions of trust being abused or misused.

The Local Authority Designated Officer (LADO) should be informed within one working day of all allegations that a member of staff or volunteer has:

- behaved in a way that has harmed a children, or may have harmed a children;
- possibly committed a criminal offence against or related to a children; 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.

2.3. Underpinning Principles

- The welfare of the children is paramount.⁴
- It is the responsibility of all adults to safeguard and promote the welfare of children and young people. This responsibility extends to a duty of care for those adults employed, commissioned or contracted to work with children and young people.
- Adults who work with children are responsible for their own actions and behaviour and should avoid any conduct which would lead any reasonable person to question their motivation and intentions.

⁴ Children Act 1989

- Adults should work and be seen to work in an open and transparent way.
- The same professional standards should always be applied regardless of culture, disability, gender, language, racial origin, religious belief and/or sexual identity.
- Adults should continually monitor and review their practice and ensure they follow the guidance contained in this Code.

Section 3: Code of Safe Working Practice and appropriate professional conduct

1. Context

All adults who work with children and young people have a crucial role to play in shaping their lives. They have a unique opportunity to interact with children and young people in ways that are both affirming and inspiring.

This means that this Code:

- applies to all adults working in all education settings whatever their position, role, or responsibilities
- may provide guidance where an individual's suitability to work with children and young people has been called into question

2. 'Unsuitability'

The guidance contained in this Code is an attempt to identify what behaviours are expected of staff and volunteers who work with children and young people in or on behalf of Autism Bedfordshire. Adults whose practice deviates from this Code may bring into question their suitability to work with children and young people.

This means that employees and volunteers should:

- have a clear understanding about the nature and content of this Code
- discuss any uncertainties or confusion with their line manager
- understand what behaviours may call into question their suitability to continue to work with children and young people

3. Duty of Care

All adults who work with and on behalf of children are accountable for the way in which they exercise authority; manage risk; use resources; and safeguard children and young people.

Whether working in a paid or voluntary capacity, those adults have a duty to keep children and young people safe and to protect them from sexual, physical and emotional harm and neglect. Children and young people have a right to be treated with respect and dignity. It follows that trusted adults are expected to take reasonable steps to ensure the safety and well-being of children and young people. Failure to do so may be regarded as neglect.

The duty of care is, in part, exercised through the development of respectful and caring relationships between adults and children and young people. It is also exercised through the behaviour of the adult, which at all times should demonstrate integrity, maturity and good judgement.

Everyone expects high standards of behaviour from adults who work with children and young people. When individuals accept such work, they need to understand and acknowledge the responsibilities and trust inherent in that role.

Employers also have a duty of care towards their employees, both paid and unpaid, under the Health and Safety at Work Act 1974⁵. This requires them to provide a safe working environment for adults and provide guidance about safe working practices. Employers also have a duty of care for the well-being of employees and to ensure that employees are treated fairly and reasonably in all circumstances. The Human Rights Act 1998 sets out important principles regarding protection of individuals from abuse by state organisations or people working for those institutions. Adults who are subject to an allegation should therefore be supported and the principles of natural justice applied.

The Health and Safety Act 1974 also imposes a duty on employees⁶ to take care of themselves and anyone else who may be affected by their actions or failings. An employer's duty of care and the adult's duty of care towards children should not conflict. This 'duty' can be demonstrated through the use and implementation of these guidelines.

This means that employees and volunteers should:

- understand the responsibilities that are part of their employment or role and be aware that sanctions will be applied if those responsibilities are breached
- always act and be seen to act in the best interests of children
- avoid any conduct which would lead any reasonable person to question their motivation and intentions
- take responsibility for their own actions and behaviour

This means that employers should:

- ensure that appropriate safeguarding and children protection policies and procedures are adopted, implemented and monitored
- ensure that this Code of Conduct and safer working practices are continually monitored and reviewed
- ensure that, where services or activities are provided by another body, the body concerned has appropriate safeguarding policies and procedures
- foster a culture of openness and support
- ensure that systems are in place for concerns to be raised
- ensure that employees and volunteers are not placed in situations which render them particularly vulnerable
- ensure all employees and volunteers have access to and understand this Code and related policies and procedures

⁵ Health and Safety at Work Act 1974 Part I, Section. 2 (1) and (2)

⁶ Health and Safety at Work Act 1974 Part I, Section.7

 ensure that all job descriptions and person specifications clearly identify each member of staff's responsibility for safeguarding children and the competences necessary to fulfil Autism Bedfordshire's and the individual's duty of care

4. Confidentiality

Employees and volunteers may have access to confidential information about children and young people in order to undertake their responsibilities. In some circumstances they may have access to or be given highly sensitive or private information. Such information must be kept confidential at all times, should never be used casually in conversation and should only be shared when it is in the best interests of the children to do so and by agreement with a senior member of staff or Designated Person for Children Protection.

In circumstances where the children's identity does not need to be disclosed, the information should be used anonymously. Confidential information about a child must never be used to intimidate, humiliate, or embarrass the children concerned.

There are some circumstances in which a member of staff may be expected to share information about a child, for example when abuse is alleged or suspected. In such cases, individuals have a duty to pass information on without delay in accordance with Autism Bedfordshire's Safeguarding and Children Protection Policy.

Whilst employees and volunteers need to be aware of the need to listen to and support children and young people, they must also understand the importance of not promising to keep secrets that relate in any way to the safety or wellbeing of any individual. Neither should they request this of a children or young person under any circumstances.

If an employee or volunteer is in any doubt about whether to share information or keep it confidential, he or she should seek guidance from a senior member of staff or Designated Person for Children Protection.

The storing and processing of personal information about children

This means that employees and volunteers:

- should be clear about when information can be shared and in what circumstances it is appropriate to do so
- are expected to treat information they receive about children and young people in a discreet and confidential manner
- should seek advice from a senior member of staff if they are in any doubt about sharing information they hold or which has been requested of them
- need to know to whom any concerns or allegations should be reported

and young people is governed by the Data Protection Act 1998.

Additionally, concerns and allegations about adults should be treated as confidential and passed to the CEO, the Chair of the Board of Trustees or the LADO (if the concerns are about the CEO or the Chair of the Board of Trustees) without delay.

Everyone has the right to request access to data that is held about them and such requests should be made to the CEO or the Chair of the Board of Trustees.

5. Making a Professional Judgement

This guidance cannot provide a complete checklist of what is or is not appropriate behaviour for employees and volunteers in all circumstances. There may be occasions and circumstances in which employees or volunteers have to make decisions or take action in the best interests of a children or young person which could contravene this guidance or where no guidance exists. Individual members of staff and volunteers are expected to make judgements about their behaviour in order to secure the best interests and welfare of the children in their charge. Such judgements, in those circumstances, should always be recorded and shared with a senior manager. In undertaking these actions, staff and volunteers will be seen to be acting reasonably. Staff and volunteers should always consider whether their actions are warranted, proportionate and safe and applied equitably.

This means that where no specific guidance exists employees and volunteers should:

- discuss the circumstances that informed their action, or their proposed action, with a senior manager
- report any actions which could be misinterpreted to their senior manager
- always discuss any misunderstanding, accidents or threats with a senior manager
- always record discussions and reasons why actions were taken.
- record any areas of disagreement about a course of action taken and if necessary referred to a higher authority

6. Power and Positions of Trust

As a result of their knowledge, position and/or the authority invested in their role, all adults working with children in Autism Bedfordshire are in positions of trust in relation to those children. Broadly speaking, a relationship of trust can be described as one in which one party is in a position of power or influence over the other by virtue of their work or the nature of their activity. It is vital for all those in positions of trust to understand the power this can give them over those they teach, work with or provide services for and the responsibility they must exercise as a consequence of this relationship.⁷

This means that employees and volunteers should not:

- use their position to gain access to information for their own or others' advantage
- use their position to intimidate, bully, humiliate, threaten, coerce or undermine children
- use their status and standing to form or promote relationships which are

⁷ Caring for Young People and the Vulnerable. Guidance for Preventing Abuse of Trust Home Office

A relationship between an adult and a children or young person cannot be a relationship between equals. There is potential for exploitation and harm of vulnerable young people. Employees and volunteers have a responsibility to ensure that an unequal balance of power is not used for personal advantage or gratification.

Employees and volunteers should always maintain appropriate professional boundaries and avoid behaviour which might be misinterpreted by others. They should report and record any incident with this potential.

Where a person aged 18 or over is in a specified position of trust⁸ with a child under 18, it is an offence for that person to engage in sexual activity with or in the presence of that child, or to cause or incite that child to engage in or watch sexual activity.

of a sexual nature or which may become so

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⁸ Sexual Offences Act 2003. Sect 16-19 re-enacts and amends offence of abuse of position of trust

7. Propriety and Behaviour

All adults working with children and young people have a responsibility to maintain public confidence in their ability to safeguard the welfare and best interests of children and young people. It is therefore expected that employees and volunteers will adopt high standards of personal conduct in order to maintain the confidence and respect of the public in general and all those with whom they work.

This includes the way in which staff and volunteers speak to children and young people. A positive, respectful and encouraging tone should be used at all times. Where it is necessary to challenge inappropriate behaviour or to get the child/young person's attention, it is reasonable for staff and volunteers to raise their voices and/or use an authoritative tone. However, it is not appropriate for staff to shout at children/young people habitually or speak to them disrespectfully. Admonishments should focus on behaviour rather than the child/ young person's personality or character and targets for desired behaviour should be described by the member of staff or volunteer.

Staff and volunteers should refer to children/young people by name. Disrespectful nicknames, words and terms should be avoided. Staff and volunteers should exercise caution in referring to children/young people by affectionate nicknames and more general terms of endearment or familiarity such as 'Dear, Love, Petal, Mate, Dude'.

Staff and volunteers should be aware that use of such terms might cause some children/young people to feel confused and/or uncomfortable, could be construed as being part of a 'grooming' process and as such will give rise to concerns about their behaviour.

If members of staff or volunteers choose to speak to children/young people using such informal language, they should ensure it is not reserved for particular individuals in order to avoid any allegations of favouritism or concern about grooming behaviour.

Staff and volunteers should be particularly careful not to refer to children/young people using words that are specifically associated with grooming such as 'Sweetheart, Princess, Angel, Darling'.

There may be times when an employee or volunteer's behaviour or actions in their personal life come under scrutiny from local communities, the media or public authorities. This could be because their behaviour is considered to compromise their This means that employees and volunteers should not:

- behave in a manner which would lead any reasonable person to question their suitability to work with children or act as a role model.
- make, or encourage others to make, unprofessional personal comments which scapegoat, demean or humiliate, or which might be interpreted as such

This means that employees and volunteers should:

- be aware that behaviour in their personal lives including online behaviours may impact upon their work with children and young people
- understand that the behaviour and actions of their partner (or other family members) may raise questions about their suitability to work with children and young people

position or indicates an unsuitability to work with children or young people. Misuse of drugs, alcohol or acts of violence would be examples of such behaviour.

Employees and volunteers should therefore understand and be aware that safe practice also involves using judgement and integrity about behaviours in places other than the work setting. That includes behaviours on social media websites and other online behaviours.

The behaviour of a member of staff or volunteer's partner or other family members may raise similar concerns and require careful consideration by the CEO or Chair of the Board of Trustees as to whether there may be a potential risk to children and young people.

8. Dress and Appearance

A person's dress and appearance are matters of personal choice and self-expression. However employees and volunteers should dress in ways that are appropriate to their role and those may need to be different to how they dress when not at work.

Employees and volunteers should ensure they take care to ensure they are dressed appropriately for the tasks and the work they undertake.

Those who dress in a manner which could be considered as inappropriate could render themselves vulnerable to criticism or allegations. Autism Bedfordshire's dress code for employees and volunteers is as follows:

This means that employees and volunteers should wear clothing which:

- is appropriate to their role
- is not likely to be viewed as offensive, revealing, or sexually provocative
- does not distract, cause embarrassment or give rise to misunderstanding
- is absent of any political or otherwise contentious slogans
- is not considered to be discriminatory
- is culturally sensitive

9. The Use of Personal Living Space

No children or young person should be in or invited into the home⁹ of an employee or volunteer unless the reason for that has been firmly established and agreed with parents/ carers and CEO or Chair of the Board of Trustees.

Autism Bedfordshire does not expect or require that employees or volunteers use their home or private living space for work with children.

Under no circumstances should children assist with chores or tasks in the home of an employee or volunteer. Neither should they be asked to do so by friends or family of any employee or volunteer.

This means that employees and volunteers should:

- be vigilant in maintaining their privacy and mindful of the need to avoid placina themselves vulnerable situations
- challenge any request for their accommodation to be used as an additional resource for Autism Bedfordshire/academy
- be mindful of the need to maintain professional boundaries
- refrain from asking children/young people to undertake personal jobs or errands

⁹ This includes any home or domestic settings used or frequented by the adult

10. Gifts, Rewards and Favouritism

The giving of gifts or rewards to children/young people should be part of an agreed policy for promoting and rewarding positive behaviour and/or recognising particular achievements. In some situations, the giving of gifts as rewards may be accepted practice for a group of children, whilst in other situations the giving of a gift to an individual children or young person will be part of an agreed plan, which is recorded and discussed with a senior manager and parents/carers.

It is acknowledged that there are specific occasions, such as when a child/young person suffers a serious illness or accident, when staff or volunteers may wish to give a children or young person a gift. This is only acceptable practice where, in line with the agreed policy, the adult has first discussed the giving of the gift and the reason for it with a senior manager and/or parent or carer and the action is recorded.

Gifts should be given openly and not be based on favouritism. However, staff and volunteers need to be aware that the giving of gifts can be misinterpreted by others as a gesture either to bribe or groom¹⁰ a young person. It is therefore recommended that when gifts are given in specific circumstances, they should be given by the whole staff group or by groups of staff or on behalf of the charity as a whole.

Staff and volunteers should exercise care when selecting children and/or young people for specific activities or privileges to avoid perceptions of favouritism or unfairness. Methods and criteria for selection should always be transparent and subject to scrutiny.

Care should also be taken to ensure that staff and volunteers do not accept any gift that might be construed as a bribe by others, or lead the giver to expect preferential treatment.

There are occasions when children, young people or parents may wish to pass small tokens of appreciation to staff and volunteers, e.g. as a thank you or to mark a special achievement or occasion, and this is acceptable. However, it is unacceptable for staff or volunteers to receive gifts on a regular basis or that are of any significant value.

See 38.3-38.5 for declaration of gifts.

This means that employees and volunteers should:

- be aware of Autism Bedfordshire's policy on the giving and receiving of gifts
- ensure that gifts received or given in situations which may be misconstrued are declared
- generally, only give gifts to an individual children as part of an agreed reward system
- where giving gifts other than as above, ensure that these are of insignificant value
- ensure that all selection processes which concern children and young people are fair and that wherever practicable these are undertaken and agreed by more than one member of staff

 $^{^{\}rm 10}$ grooming' – the act of gaining the trust of a child so that sexual abuse can take place.

11. Infatuations

Occasionally, a children or young person may develop an infatuation with an adult who works with them. Staff and volunteers should deal with these situations sensitively and appropriately to maintain the dignity and safety of all concerned. However, they should remain aware that such infatuations carry a high risk of words or actions being misinterpreted and should therefore make every effort with reference to this Code to ensure that their own behaviour is above reproach.

Any member of staff or volunteer who becomes aware that a children or young person is developing an infatuation, should discuss this at the earliest opportunity with a manager so that appropriate action can be taken to avoid any hurt, distress or embarrassment. Managers will make a judgement about whether it is necessary and appropriate to discuss the issue with the child/ young person's parents/carers.

This means that employees and volunteers should:

- report and record any incidents or indications (verbal, written physical) that suggest a child/young person may have developed an infatuation with a member of staff or volunteer
- always acknowledge and maintain professional boundaries

12. Communication with Children and Young People (including the Use of Technology)

Staff and volunteers should be circumspect in their communications with children so as to avoid any possible misinterpretation of their motives or any behaviour which could be construed as grooming. They should therefore ensure that all communications with children are transparent, open to scrutiny and compliant with Autism Bedfordshire's policies.

Communication between staff/volunteers and children/young people, by whatever method, should take place within clear and explicit professional boundaries. This includes the wider use of technology such as mobile telephones, text messaging, social networking, e-mail, instant messaging, web-cams, websites and blogs.

Staff/volunteers who communicate with children/young people using e mail, telephone, text or social networking should only do so for professional purposes.

Staff and volunteers should not request any personal information from children/young people and should not respond to any requests from or share any personal information with children other than that which might be appropriate as part of their professional role. They should not seek contact with or respond to requests for contact from children/young people via personal telephone, text, e-mail or social networking accounts and should not therefore give their personal contact details to children/young people including e-mail, social networking, home or mobile telephone numbers.

Any exception for any reason must be agreed in writing both by senior management and parents/carers.

E-mail, text or social networking communications between a member of staff or volunteer and a child/young person outside this Code and agreed protocols may lead to disciplinary and/or criminal investigations.

E-mail and social networking accounts should only be used in accordance with Autism Bedfordshire's policy.

This means that Autism Bedfordshire will:

- have in place an up to date Acceptable Use Policy (AUP)
- continually review Autism
 Bedfordshire's E safety policy and practice in the light of new and emerging technologies
- have a communication policy which specifies acceptable and permissible modes of communication between staff/volunteers and children/young people

This means that employees and volunteers should:

- ensure that privacy settings are set at maximum on any social networking sites they use and that children/ young people and their parents/carers are never able to view the content or listed as approved contacts
- never use or access social networking sites of children or their parents/carers.
- not give their personal contact details to children/young people
- only make contact with children for professional reasons and in accordance with this Code and other Autism Bedfordshire policies
- recognise that text messaging should only be used as part of an agreed protocol and when other forms of communication are not possible; and recognise that text messaging is rarely an appropriate response to a children in a crisis situation or at risk of harm
- not use internet or web-based communication channels to send personal messages to a child/young person

13. Private use of Social Networking, Personal Websites and Blogs by Staff and Volunteers while on Autism **Bedfordshire Premises or on Official Duty**

Autism Bedfordshire employees and volunteers must only access social networking websites for personal use (i.e. non-job related use) during work time in accordance with Autism Bedfordshire's policy.

Access to some journals, blogs and social networking sites is permitted during work time for the purposes of undertaking job related duties only. Autism Bedfordshire employees must act in the best interests of Autism Bedfordshire and not disclose personal data or information about any individual including children, members of staff, children, parents and professionals from external organisations. This includes images. Access may be withdrawn and disciplinary action taken if there is a breach of confidentiality or defamatory remarks are made about Autism Bedfordshire, children, staff, parents or professionals from external organisations.

Employees who wish to set up personal web forums, weblogs or 'blogs' must do so outside of work and not use Autism Bedfordshire equipment for the purpose.

Autism Bedfordshire respects employees' and volunteers' rights to a private life. However, it must also ensure that confidentiality and its reputation are protected. Employees using social networking websites, web forums, weblogs or 'blogs' in their private life;

- must refrain from identifying themselves as working for Autism Bedfordshire in a way which has, or may have, the effect of bringing Autism Bedfordshire into disrepute.
- must not identify other Autism Bedfordshire employees, children or young people.
- must not make any defamatory remarks about Autism Bedfordshire, children/young people, staff or volunteers, parents/carers, associated professionals or contractors or conduct themselves in way that is detrimental to Autism Bedfordshire.
- disclose personal data or information about Autism Bedfordshire, children/young people, staff or volunteers, parents/carers, associated professionals or contractors that could breach the Data Protection Act 1998, for example, posting photographs or images of children/young people or colleagues.

This means that staff will:

act in accordance with Autism Bedfordshire's Social Media and Internet Usage Policy.

This means that staff and volunteers should:

- have no secret social contact with children and young people or their parents
- consider the appropriateness of the social contact according to their role and nature of their work
- always approve any planned social

 must not allow children/young people or their parents/carers to access their personal social networking accounts and where they are contacted by a child or parent/carer, bring it to the attention of their line manager.

14. Social Contact

Members of staff and volunteers should not establish or seek to establish social contact with children/young people or their families for the purpose of securing a friendship or to pursue or strengthen a relationship.

There will be situations and occasions when there are social contacts between children/young people and/or their parents/carers and staff, such as when a parent and member of staff are part of the same family/personal network or social/recreational circle. Those circumstances will usually be easily recognised, openly acknowledged and should be explicitly declared in writing by staff/volunteers to their line manager/ CEO. Care should always be taken to maintain appropriate personal and professional boundaries.

If a child/young person or parent seeks to establish social contact, or if this occurs coincidentally, the member of staff or volunteer should exercise her/his professional judgement in making a response but should always discuss the situation with their manager and, if advised to do so by their manager, with the parent of the children or young person.

Staff and volunteers should be aware that social contact in certain situations can be misconstrued as grooming. It is recognised that some members of staff may support a parent who may be in particular difficulty, for instance when initiating an Early Help assessment through the CAF process or supporting a parent who experiences difficulties in managing their children's

behaviour or a personal crisis such as bereavement, domestic abuse or a relationship breakdown.

Care needs to be exercised in those situations where the parent comes to depend upon the member of staff for support outside their professional role. This situation should be discussed with senior management and where necessary referrals made to the appropriate support agency.

- contact with children or parents with senior colleagues.
- advise senior management of any social contact they have with a children or a parent with whom they work, which may give rise to concern
- report and record any situation, which may place a children at risk or which may compromise the organisation or their own professional standing
- be aware that the sending of personal communications such as birthday or faith cards should always be recorded and/or discussed with their line manager.
- understand that some communications may be called into question and need to be justified.

15. Sexual Contact

All members of staff and volunteers should clearly understand the need to maintain appropriate boundaries in their contacts with children and young people. Intimate or sexual relationships between children/young people and the adults who work with them will be regarded as a grave breach of trust. Allowing or encouraging a relationship to develop in a way which might lead to a sexual relationship is also unacceptable.

Any sexual activity between a member of staff or volunteer with a children or young person under the age of 16 will be regarded as a criminal offence. Any sexual activity between a member of staff or volunteer with a child/young person irrespective of the latter's age will always be a matter for disciplinary action and - if the child/young person is 16 or 17 years old - may be regarded as a criminal offence.

Children and young people are protected by specific legal provisions regardless of whether the children or young person consents or not. The sexual activity referred to does not just involve physical contact including penetrative and non-penetrative acts. It may also include non-contact activities, such as causing children to engage in or watch sexual activity or the production of pornographic material. 'Working Together to Safeguard Children' defines sexual abuse as "forcing or enticing a children or young person to take part in sexual activities, whether or not the child is aware of what is happening".

There are occasions when adults embark on a course of behaviour known as 'grooming' where the sole purpose is to gain the trust of a children, and manipulate that relationship so sexual abuse can take place. Staff and volunteers should be aware that consistently conferring inappropriate special attention and favour upon a child/young person might be construed as being part of a 'grooming' process and as such will give rise to concerns about their behaviour.

This means that members of staff and volunteers should not:

- have sexual relationships with children and young people
- any form of communication with a children or young person which could be interpreted as sexually suggestive or provocative i.e. verbal comments, letters, notes, electronic mail, phone calls, texts, physical contact
- make sexual remarks to, or about, a child/young person
- discuss their own sexual relationships with or in the presence of children or young people

This means that staff and volunteers should:

- ensure that their relationships with children and young people clearly take place within the boundaries of a respectful professional relationship
- take care that their language or conduct does not give rise comment or speculation. Attitudes, demeanour and language all require care and thought, particularly when members of staff are dealing with adolescent boys and girls.

16. Physical Contact

There are occasions when it is entirely appropriate for staff and volunteers to have some physical contact with children/young people with whom they are working. However, it is crucial that adults should only touch children in ways which are necessary and appropriate to their professional or agreed responsibilities.

Not all children and young people feel comfortable about physical contact and staff and volunteers should not make the assumption that it is acceptable practice to use touch as a means of communication. Permission should be sought from a child/young person before physical contact is made. Where the child is very young, there should be a discussion with the parent or carer about what physical contact is acceptable and/or necessary.

When physical contact is made with a child/young person, this should be in response to their needs at the time, of limited duration and appropriate to their age, stage of development, gender, ethnicity and background. It is not possible to be specific about the appropriateness of each physical contact, since an action that is appropriate with one child in one set of circumstances may be inappropriate in another, or with a different child. Nevertheless, staff and volunteers should use their professional judgement at all times, observe and take note of the child/young person's reaction or feelings and – so far as is possible - use a level of contact and/or form of communication which is acceptable to the child/young person for the minimum time necessary.

Physical contact which occurs regularly with an individual child/young person is likely to raise questions unless there is explicit agreement on the need for, and nature of, that contact. This would then be part of a formally agreed and written plan or within the parameters of established, agreed and legal professional protocols on physical contact, e.g. sport activities or medical procedures. Any such arrangements should be understood and agreed by all concerned, justified in terms of the children's needs, consistently applied and open to scrutiny.

This means that staff and volunteers should:

- be aware that even well intentioned physical contact may be misconstrued by the children, an observer or by anyone to whom this action is described
- never touch a children in a way which may be considered indecent
- always be prepared to report and explain actions and accept that all physical contact will be open to scrutiny
- not indulge in 'horseplay'
- always encourage children, where possible, to undertake self-care tasks independently
- work within Health and Safety regulations
- be aware of cultural or religious views about touching and always be sensitive to issues of gender
- understand that physical contact in some circumstances can be easily misinterpreted

This means that Autism Bedfordshire should:

- ensure it has a system in place for recording incidents and the means by which information about incidents and outcomes can be easily accessed by senior management
- make adults aware of relevant professional organisational or quidance in respect of physical contact with children and meeting medical needs of children and young people where appropriate
- be explicit about what physical contact is appropriate for adults working in Autism Bedfordshire.

17. Other Activities that require Physical Contact

Members of staff and volunteers who work in certain settings, for example sports, drama or outdoor activities will have to initiate some physical contact with children/young people, for example to demonstrate technique in the use of a particular piece of equipment, adjust posture, or perhaps to support a child/young person so they can perform an activity safely or Such activities should be carried out in prevent injury. accordance with existing codes of conduct, regulations and best practice.

Physical contact should take place only when it is necessary in relation to a particular activity. It should take place in a safe and open environment, i.e. one easily observed by others and last for the minimum time necessary. The extent of the contact should be made clear to the parent/carer and, once agreed, should be undertaken with the permission of the child/young person. Contact should be relevant to their age or level of understanding and adults should remain sensitive to any discomfort expressed verbally or non-verbally by a child/young person.

Guidance and protocols around safe and appropriate physical contact are provided by national organisations, for example sports governing bodies or major arts organisations and should be understood and applied consistently. Any incidents of physical contact that cause concern or fall outside of these protocols and guidance should be reported to a senior manager and parent or carer.

It is good practice if all parties clearly understand at the outset what physical contact is necessary and appropriate in undertaking specific activities. Keeping parents/carers and children/young people informed of the extent and nature of any physical contact may also prevent allegations of misconduct or abuse arising.

18. Behaviour Management

All children and young people have a right to be treated with respect and dignity even in those circumstances where they display difficult or challenging behaviour.

Staff and volunteers should not use any form of degrading treatment to punish a child/young person. The use of sarcasm,

This means that staff and volunteers should:

- treat children/young people with dignity and respect and avoid contact with intimate parts of their bodies
- always explain to a child/young person the reason why contact is necessary and what form that contact will take
- seek consent of parents where a child/ young person is unable to do so because of a disability.
- consider alternatives, where it is anticipated that a child/young person might misinterpret any such contact,
- be familiar with and follow recommended guidance and protocols
- conduct activities where they can be seen by others
- be aware of gender, cultural or religious issues that may need to be considered prior to initiating physical contact

This means that Autism Bedfordshire should:

- have up to date guidance and protocols on appropriate physical contact in place that promote safe practice and include clear expectations of behaviour and conduct.
- ensure that staff are made aware of this guidance and that safe practice is continually promoted through supervision and training.

This means that staff and volunteers

demeaning or insensitive comments towards children and young people is not acceptable in any situation. Any sanctions or rewards used should be part of a behaviour management policy which is widely publicised and regularly reviewed.

The use of corporal punishment is not acceptable and whilst there may a legal defence for parents who physically chastise their children, this does not extend, in any circumstances, to those adults who work with or on behalf of children and young people including staff and volunteers in this Autism Bedfordshire.

Where children/young people display difficult or challenging behaviour, staff and volunteers must follow Autism Bedfordshire's behaviour policy and use strategies appropriate to the circumstance and situation. The use of physical intervention can only be justified in exceptional circumstances and must be used as a last resort when other behaviour management strategies have failed.

Where a child/young person has specific needs in respect of particularly challenging behaviour, a positive handling plan may be drawn up and agreed by all parties. Only in these circumstances should a member of staff or volunteer deviate from the behaviour management policy of the organisation.

should:

- not use force as a form of punishment
- try to defuse situations before they escalate
- inform parents of any behaviour management techniques used
- adhere to Autism Bedfordshire's Behaviour Management Policy
- be mindful of factors which may impact upon a child/ young person's behaviour, e.g. bullying, abuse, and where necessary take appropriate action

This means that Autism Bedfordshire should:

- have in place an appropriate behaviour management policy
- where appropriate, develop positive handling plans in respect of individual children/ young people.

19. Use of Control and Physical Intervention

There are circumstances in which adults working with children displaying extreme behaviours can legitimately intervene by using either non-restrictive or restrictive physical interventions. This is a complex area and staff, volunteers and Autism Bedfordshire must have regard to government guidance and legislation and local guidance provided by the local authority as well as Autism Bedfordshire's behaviour management and safeguarding policies.

The use of physical intervention should, wherever possible, be avoided. It should only be used to manage a children or young person's behaviour if it is necessary to prevent personal injury to the children, other children or an adult, to prevent serious damage to property or in what would reasonably be regarded as exceptional circumstances. When physical intervention is used it should be undertaken in such a way that maintains the safety and dignity of all concerned.

The scale and nature of any physical intervention must be proportionate to both the behaviour of the individual child/young person in question and the nature of the harm they may cause. The minimum necessary force should be used and the techniques deployed in line with recommended policy and practice (specify chosen strategy, e.g. Team Teach).

Under no circumstances should physical force or intervention be used as a form of punishment. The duty of care which applies to Autism Bedfordshire and all staff and volunteers working with children/young people requires that reasonable measures are taken to prevent children/young people being harmed. The use of unwarranted physical force is likely to constitute a criminal offence and will be reported and investigated in line with the Autism Bedfordshire Allegations procedure.

In all cases where physical intervention occurs the incident and subsequent actions should be documented and reported. This should include written and signed accounts of all those involved, including the child/young person. The parents/carers should be informed on the same day.

20. Children and Young People in Distress

There may be some occasions when staff or volunteers consider that a distressed child needing comfort and reassurance requires physical contact. Young children, in particular, may need immediate physical comfort, for example after a fall, separation from a parent etc. Staff and volunteers should use their This means that staff and volunteers should:

- adhere to the Autism Bedfordshire's physical intervention policy
- always seek to defuse situations
- always use minimum force for the shortest period necessary
- record and report as soon as possible after the event any incident where physical intervention has been used.

This means that Autism Bedfordshire should:

- have a policy on the use of physical intervention in place that complies with government guidance and legislation and describes the context in which it is appropriate to use physical intervention
- ensure that an effective recording system is in place which allows for incidents to be tracked and monitored
- ensure staff and volunteers are familiar with the above system
- ensure that staff and volunteers are appropriately trained

professional judgement to comfort or reassure a child in an ageappropriate way whilst maintaining clear professional boundaries.

It is important to reiterate that not all children and young people feel comfortable about physical contact and staff and volunteers should not make the assumption that it is acceptable practice to use touch as a means of providing comfort and reassurance. Permission should be sought from a child/young person before physical contact

It is important that staff and volunteers take particular care when working with a child/young person on a one-to-one basis.

Where a member of staff or volunteer has a particular concern about the need to provide comfort or reassurance that includes physical contact, or is concerned that an action may be misinterpreted, this should be reported and discussed with a senior manager, who will make a judgement about when and how to inform parents/carers.

Physical contact should never be secretive, or for the gratification of the member of staff or volunteer, or represent a misuse of authority. If a member of staff or volunteer believes that their action could be misinterpreted, or if an action is observed by another the member of staff or volunteer as being inappropriate or possibly abusive, the incident and circumstances should be reported to the senior manager outlined in the procedures for handling allegations and an appropriate record Parents/carers should also be informed in such circumstances.

Where a child seeks or initiates inappropriate physical contact with a member of staff or volunteer, the situation should be handled sensitively and care taken to ensure that contact is not exploited in any way. Careful consideration must be given to the needs of the child/young person and advice and support given to the member of staff or volunteer concerned.

It is recognised that some children who have experienced abuse may seek inappropriate physical contact. Staff and volunteers should be particularly aware of this when it is known that a child/young person has suffered previous abuse or neglect. In the child/young person's view, physical contact might be associated with such experiences and lead to some actions being misinterpreted. In all circumstances where a children or young person initiates inappropriate physical contact, it is the responsibility of the adult to sensitively deter the children and help them understand the importance of personal boundaries. Such circumstances must always be reported and discussed with a senior manager and the parent/carer.

This means staff and volunteers should:

- consider the way in which they offer comfort and reassurance to a distressed child/young person and do that in an ageappropriate way
- be circumspect in offering reassurance in one to one situations, but always record such actions in these circumstances
- follow professional guidance and this Code
- never touch a child in a way which may be considered indecent
- record and report situations which may give rise to concern from either party
- not assume that all children seek physical comfort if they are distressed

21. Intimate Care

Some job responsibilities necessitate intimate physical contact with children/young people on a regular basis, for example assisting young children with toileting, providing intimate care for children with disabilities or in the provision of medical care. The nature, circumstances and context of such contact should comply with professional codes of practice or guidance and/or be part of a formally agreed and written care plan, which is regularly reviewed. The additional vulnerabilities that may arise from a physical or learning disability should be taken into account and be recorded as part of an agreed care plan. The emotional responses of any children to intimate care should be carefully and sensitively observed and, where necessary, any concerns passed to senior managers and/or parents/carers.

All children have a right to safety, privacy and dignity when contact of a physical or intimate nature is required and depending on their abilities, age and maturity should be encouraged to act as independently as possible.

The views of the children should be actively sought, wherever possible, when drawing up and reviewing formal arrangements. As with all individual arrangements for intimate care needs, agreements between the children, parents/carers and Autism Bedfordshire must be negotiated and recorded.

This means that staff and volunteers should:

- adhere to Autism Bedfordshire's intimate care guidelines or code of practice
- make other staff aware of the task being undertaken
- explain to the child/young person what is happening
- consult with senior managers and parents/carers where any variation from the agreed procedure/care plan is necessary
- record the justification for any variations to the agreed procedure/care plan and share this information with parents
- ensure that any changes to the agreed care plan are discussed, agreed and recorded with senior managers, parents/carers and, where possible, the child/young person.

22. Personal Care

Children and young people are entitled to respect and privacy at all times and especially when in a state of undress, changing clothes, bathing or undertaking any form of personal care. There are occasions where there will be a need for an appropriate level of supervision in order to safeguard children and young people and/or satisfy health and safety considerations. This supervision should be appropriate to the needs and age of the children/young people concerned and sensitive to the potential for embarrassment.

Staff and volunteers need to be vigilant about their own behaviour, ensure they follow agreed guidelines and be mindful of the needs of the children/young people with whom they work.

When supervising children or young people who are in the course of dressing or undressing as part of curriculum activities such as sport, swimming, dance or drama; or while engaged in a residential visit, staff and volunteers need to seek a balance between safeguarding children/young people, for instance by ensuring that bullying does not take place, while respecting children/young people' entitlement to privacy when changing and in a state of undress. Staff should therefore announce their intention of entering a changing room or dormitory, maintain a brisk and business like presence but avoid lingering in the room, looking at and any form of physical contact with a child/young person while they are in a state of undress.

23. First Aid and Administration of Medication

Health and safety legislation places duties on all employers to ensure appropriate health and safety polices and equipment are in place and an appropriate person is appointed to take charge of first-aid arrangements. Any employee may volunteer to undertake this task but it is not a contractual requirement and appropriate training should be given before an individual takes on a role which may require administering first aid or medication.

Some children may need medication during the time that they are in Autism Bedfordshire's care. In circumstances where children need medication regularly a health care plan should be drawn up to ensure the safety and protection of children/young people and staff/volunteers. With the permission of parents, children/young

This means that adults should:

- avoid any physical contact when children are in a state of undress
- avoid any visually intrusive behaviour
- where there are changing rooms announce their intention of entering

This means that adults should not:

- change in the same place as children
- shower or bathe with children
- assist with any personal care task which a children or young person can undertake by themselves

This means that Autism Bedfordshire will:

- ensure staff understand the extent and limitations of their role in applying basic care and hygiene tasks for minor abrasions and understand where an injury requires more experienced intervention
- ensure there are trained and named individuals to undertake first aid responsibilities
- ensure training is regularly monitored and updated

people should be encouraged to self-administer medication or treatment including, for example, any ointment, sun cream or use of inhalers.

If a member of staff or volunteer is concerned or uncertain about the amount or type of medication being given to a child/young person, provided by a parent/carer or prescribed, this should be discussed with the appropriate senior colleague at the earliest opportunity. When administering first aid, wherever possible, staff should ensure that another adult is present, or aware of the action being taken. Parents should always be informed when first aid has been administered.

There should be due regard to current guidance. 11,12,

 always ensure that arrangements are in place to obtain parental consent for the administration of first aid or medication

This means that staff and volunteers should:

- adhere to Autism Bedfordshire's policy for administering first aid or medication
- comply with the necessary reporting requirements
- make other adults aware of the task being undertaken
- explain to the child/young person what is happening.
- always act and be seen to act in the child/young person's best interests
- report and record any administration of first aid or medication
- have regard to any health plan which is in place
- always ensure that an appropriate health/risk assessment is undertaken prior to undertaking certain activities

24. One to One Situations

Autism Bedfordshire and all those who work within it have a responsibility to prepare for and make appropriate arrangements for situations in which staff or volunteers might find themselves working with children/young people on a one to one basis.

It is not realistic to state that one to one situations should never take place. However, it is appropriate to state that where there is a need, which has been agreed with a senior manager and/or parents/carers, for an adult to be alone with a children or young person, certain procedures and explicit safeguards must be in place. Wherever possible there should be a fully recorded

This means that staff and volunteers should:

- ensure that when lone working is an integral part of their role, full and appropriate risk assessments have been conducted and agreed
- avoid meetings with a children or young person in remote, secluded areas
- always inform other colleagues and/or parents/carers about the

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/306370/guidance on first aid for schools.pdf

¹¹ DfE Supporting Children at School with Medical Conditions, September 2014. https://www.gov.uk/government/publications/supporting-children-at-school-with-medical-conditions--3

¹² DfE Guidance for First Aid in School 2000.

discussion between the member of staff and their manager as to the reasons for this, a risk assessment should be completed and safety arrangements for the children and adult agreed. Staff and volunteers should maintain an awareness of any areas of Autism Bedfordshire which may place themselves or children/young people in vulnerable situations.

One to one situations have the potential to make a child/young person more vulnerable to harm by those who seek to exploit their position of trust. Staff or volunteers working on a one to one basis with children/young people may also be more vulnerable to unjust or unfounded allegations being made against them. Both possibilities should be recognised so that when one to one situations are unavoidable, reasonable and sensible precautions are taken. These might include, for example, staff and volunteers working on a one to one basis in visible areas; in rooms with doors left open; in alcoves/corridors which afford some quiet and privacy but facilitate other adults passing by periodically; and ensuring that all rooms and areas in which one to one work might take place have observation windows. Every attempt should be made to ensure the safety and security of children/young people and the staff and volunteers who work with them.

There are occasions when managers will need to undertake a risk assessment in relation to the specific nature and implications of one to one work. These assessments should take into account the individual needs of the child/young person and the individual member of staff or volunteer and any arrangements should be reviewed on a regular basis.

Pre-arranged meetings with children away from Autism Bedfordshire premises should not be permitted unless approval is obtained from their parents/carers and line manager, CEO or other senior colleague with delegated authority.

- contact(s) beforehand, assessing the need to have them present or close by
- avoid use of 'engaged' or equivalent signs wherever possible. Such signs may create an opportunity for secrecy or the interpretation of secrecy
- always report any situation where a children becomes distressed or angry to a senior colleague
- carefully consider the needs and circumstances of the child/young person when in one to one situations

25. Home Visits

All work with children and parents should, wherever possible, be undertaken in Autism Bedfordshire or other recognised workplace, However, there are occasions when it is necessary to make one-off or regular home visits in response to urgent or specific situations.

This means that staff and volunteers should:

- agree the purpose for any home visit with senior management, unless this is an acknowledged and integral part of their role
- adhere to agreed risk management

In these circumstances it is essential that appropriate policies and related risk assessments are in place to safeguard children/young people and members of staff who work with them.

A risk assessment should include an evaluation of any known factors regarding the child/young person, parents/carers and others living in the household. Risk factors such as hostility, children protection concerns, complaints or grievances can make staff more vulnerable to allegations being made against them. Specific consideration should be given to visits outside of normal working hours or in remote or secluded locations. Following an assessment, appropriate risk management measures should be in place before visits are agreed. Where little or no information is available, visits should not be made alone.

There will be occasions where risk assessments are not possible or not available, e.g. when emergency services are used. In these circumstances, a record must always be made of the circumstances and outcome of the home visit. Such records must always be available for scrutiny.

Where a programme of work is to be undertaken in the child/young person's home, an appropriate work space should be provided and a written work plan/contract should be agreed with the child/young person and parent/carer. This should include: clear objectives; content; timing; duration of sessions; ground rules; children protection and confidentiality statements. The plan should take into account the preferences of both the child/young person and parent/carer. There should also be an agreement that the parent/carer or other suitable adult will remain in the home throughout the session.

Where the situation is such that changes in agreed work arrangements are required, a quick assessment will be necessary to determine if the session can continue. The line manager or CEO should then be informed as soon as is practically possible. Emergency situations should be reported to the Police or Children's Social Care and to the line manager/ CEO/ parent as appropriate.

Under no circumstances should a member of staff or volunteer visit a child/young person in their home outside agreed work arrangements or invite a child/young person to their own home or that of a family member, colleague or friend. If, in an emergency, such a one-off arrangement is required, the member of staff or volunteer must have a prior discussion with a senior manager and the parents or carers and a clear justification for such an arrangement must be agreed and recorded.

- strategies
- always make detailed records including times of arrival and departure and work undertaken
- ensure any behaviour or situation which gives rise to concern is discussed with their manager and, where appropriate, action is taken
- never make a home visit outside agreed working arrangements

This means that Autism Bedfordshire should:

- ensure that they have home visit and lone-working policies, which all staff and volunteers are made aware of. These should include arrangements for risk assessment and management
- ensure that all visits are justified and recorded
- ensure that staff and volunteers are not exposed to unacceptable risk
- ensure that staff and volunteers have access to a Autism Bedfordshire owned mobile telephone and an emergency contact person

26. Transporting Children and Young People

There will be occasions when staff or volunteers are expected or asked to transport children as part of their duties, e.g. out of Autism Bedfordshire activities. Staff and volunteers who are expected to use their own vehicles for transporting children/young people should ensure that the vehicle is roadworthy, appropriately insured and that the maximum capacity is not exceeded.

A designated member of staff should be appointed to plan and provide oversight of all transporting arrangements and respond to any difficulties that may arise.

Wherever possible and practicable it is advisable that transport is undertaken other than in private vehicles, with at least one adult additional to the driver acting as an escort.

It is a legal requirement that all passengers should wear seat belts and it is the responsibility of the staff member who is driving the vehicle to ensure that this requirement is met. volunteers should also be aware of current legislation and adhere to the use of appropriately fitted car seats for younger children. Where adults transport children in a vehicle which requires a specialist license/insurance, e.g. PCV or LGV¹³, staff should ensure that they have an appropriate licence and insurance to drive such a vehicle.

It is inappropriate for members of staff and volunteers to offer lifts to children/young people outside their normal working duties, unless this has been brought to the attention of the line manager with the and has been agreed child/young parents/carers.

There may be occasions when a child/young person requires transport in an emergency situation or where not to give a lift may place a child/young person at risk. Such circumstances must always be recorded and reported to a senior manager and parents/carers.

This means that Autism Bedfordshire:

should have appropriate policies for transporting children/young people

This means that staff and volunteers should:

- ensure they are fit to drive and free from any drugs, alcohol or medicine which is likely to impair their judgement and/or ability to drive
- be aware that the safety and welfare of the children who they are transporting is their responsibility until they are safely passed over to a parent/carer
- record details of the journey in accordance with agreed procedures
- ensure that their behaviour appropriate at all times
- there ensure that are proper arrangements in place to ensure vehicle, passenger and driver safety. This includes having proper and appropriate insurance for the type of vehicle being driven
- ensure that any impromptu or emergency arrangements of lifts are recorded and can be justified if questioned

¹³ For further information see www.dvla.gov.uk

27. Visits, Trips and Outings

Staff and volunteers should take particular care when supervising children/young people on trips and outings, where the setting is less formal than the usual workplace. Staff and volunteers remain in a position of trust and need to ensure that their behaviour remains professional at all times and stays within clearly defined professional boundaries.

Where activities include overnight stays, careful consideration needs to be given to sleeping arrangements. Children/young people, staff, volunteers and parents should be informed of these prior to the start of the trip. In all circumstances, those organising trips and outings must pay careful attention to ensuring safe staff/child/young person ratios and to the gender mix of staff especially on overnight stays.

Health and Safety arrangements require members of staff to keep colleagues/employers aware of their whereabouts, especially when involved in activities outside the usual workplace.

This means that staff and volunteers should:

- always have another member of staff or volunteer present in out of workplace activities, unless otherwise agreed with a senior manager
- undertake risk assessments in line with Autism Bedfordshire's policy where applicable
- have written parental consent to the activity
- ensure that their behaviour remains professional at all times(see section 7)
- never share beds with children/young people.
- not share bedrooms unless it involves a dormitory situation or is necessary in order to meet a children or children's specific needs; there is no practicable alternative; there are always at least two members of staff present; and the arrangements have been previously discussed with a senior manager, parents/carers and children/young people unless the party is placed in the situation unexpectedly.

28. Photography and Videos

It may be necessary and appropriate for staff and volunteers as part of their duties to take or record images of children/young people as part of curriculum delivery and/or to record children/young people' achievements. Any such work should take place with due regard to the law and the need to safeguard the privacy, dignity, safety and wellbeing of children and young people. Informed written consent from parents or carers and agreement, where possible, from the child/young person, should always be sought before an image is taken for any purpose.

Careful consideration should be given as to how activities involving the taking of images are organised and undertaken. Care should be taken to ensure that all parties understand the implications of the image being taken especially if it is to be used for any publicity purposes or published in the media, or on the Internet. There also needs to be an agreement as to whether the images will be destroyed or retained for further use, where these will be stored and who will have access to them.

Staff and volunteers need to remain sensitive to children/young people who appear uncomfortable, for whatever reason, and should recognise the potential for such activities to raise concerns or lead to misunderstandings.

It is not appropriate for adults to take photographs of children for their personal use.

Staff and volunteers should refer to Autism Bedfordshire's policy in respect of the publication of images of children/young people on Autism Bedfordshire website, Autism Bedfordshire social networking sites and other media outlets before publishing or agreeing to the publication of any images of children/young people taken in Autism Bedfordshire.

This means that staff and volunteers should:

- be clear about the purpose of the activity and about what will happen to the images when the activity is concluded
- be able to justify images of children in their possession
- avoid making images in one to one situations or which show a single children with no surrounding context
- ensure that requisite consent to record images of a child/young person from a parent/carer or the child/young person if they are old enough to consent is in place
- ensure that the child/young person understands why the images are being taken, has agreed to the activity and that they are appropriately dressed.
- only use equipment provided or authorised by Autism Bedfordshire to take, record and store images of children/young people
- report any concerns about any inappropriate intrusive photographs found

This means that staff and volunteers should not:

- display or distribute images of children/young people unless they have consent to do so from parents/carers
- use images which may cause distress
- use mobile telephones, Tablets or other image capturing equipment that has not been approved by Autism Bedfordshire to take images of children
- take images 'in secret', or take images in situations that may be construed as being secretive.

This means that Autism Bedfordshire

will:

ensure that a robust policy in respect of the taking, recording, storage and publication of images children/young people that is compliant with local authority quidance is in place and that staff and volunteers are fully briefed about its contents

29. Access to Inappropriate Images and Internet Usage

There are no circumstances that will justify adults possessing indecent images of children. Adults who access and possess links to such websites will be viewed as a significant and potential threat to children. Accessing, making and storing indecent images of children on the internet is illegal. This will lead to criminal investigation and the individual being barred from working with children and young people, if proven.

Staff and volunteers should not use equipment belonging to Autism Bedfordshire to access adult pornography; neither should personal equipment containing these images or links to them be brought into the workplace. This will raise serious concerns about the suitability of the adult to continue to work with children.

Staff and volunteers should ensure that children/young people are not exposed to any inappropriate images or web links. Autism Bedfordshire and staff and volunteers working directly with children/young people need to ensure that internet equipment used by children/young people have the appropriate filters and restrictions to minimise the likelihood of access to inappropriate material. Staff and volunteers should ensure that their personal passwords are kept confidential and should educate children/young people to do the same.

Where indecent images of children or other unsuitable material are found, the police and Local Authority Designated Officer (LADO) should be immediately informed. Adults should not attempt to investigate the matter or evaluate the material themselves, as this may lead to evidence being contaminated which in itself can lead to a criminal prosecution.

This means that Autism Bedfordshire will:

- have clear e-safety policies in place about access to and use of the internet
- make quidance available to staff, volunteers and children/young people about appropriate usage.

This means that adults should:

- follow Autism Bedfordshire's quidance on the use of IT equipment
- ensure that children are not exposed to unsuitable material on the internet
- ensure that any films or material shown to children/young people are age appropriate

30. Curriculum

Many areas of the curriculum can include or raise subject matter which is sexually explicit, or of an otherwise sensitive nature. Care should be taken to ensure that resource materials cannot be misinterpreted and clearly relate to the learning outcomes identified by the lesson plan. This plan should highlight particular areas of risk and sensitivity and care should especially be taken in those areas of the curriculum where usual boundaries or rules are less rigorously applied, e.g. drama.

The curriculum can sometimes include or lead to unplanned discussion about subject matter of a sexually explicit or otherwise sensitive nature. Responding to children' questions can require careful judgement and staff may wish to take guidance in these circumstances from a senior member of staff.

Care should also be taken to abide by the Board of Trustees' required policy on relationships and sex education and the wishes of parents. Parents have the right to withdraw their children from all or part of any relationships and sex education provided (but not from the biological aspects of human growth and reproduction necessary under the science curriculum).

This means that staff and volunteers should:

- have clear written lesson plans
- take care when encouraging children to use self-expression not to overstep personal and professional boundaries
- be able to justify all curriculum materials and relate these to clearly identifiable lessons plans.

This means that staff and volunteers should not:

- enter into or encourage inappropriate discussions about sexual activity or any behaviours which may offend or harm others
- discuss aspects of their own personal and sexual relationships with children/young people

31. Public Interest Disclosure (Whistle blowing)

Whistle blowing is the mechanism by which adults can voice their concerns, made in good faith, without fear of repercussion. Autism Bedfordshire has a clear and accessible whistle blowing policy that meets the terms of the Public Interest Disclosure Act 1998. Staff and volunteers who use the Public Interest Disclosure (Whistle Blowing) Policy should be made aware that their employment rights are protected.

This means that Autism Bedfordshire will:

- ensure that an appropriate whistleblowing policy is in place
- ensure that a clear procedure for dealing with allegations against staff and volunteers which is in line with the local Safeguarding Children

Staff and volunteers should acknowledge their individual responsibilities to bring matters of concern to the attention of senior management and/or relevant external agencies. This is particularly important where the welfare of children may be at risk.

Board's procedure for the management of allegations is in place.

This means that staff and volunteers should:

 report any behaviour by colleagues that raises concern regardless of source

32. Sharing Concerns and Recording Incidents

All members of staff and volunteers should be aware of Autism Bedfordshire's children protection and safeguarding procedures, including procedures for dealing with allegations against staff, volunteers and other adults that work with children/young people.

All allegations must be taken seriously and properly investigated in accordance with Autism Bedfordshire's procedures and statutory guidance. Staff who are the subject of allegations are advised to contact their professional association or Trade Union.

In the event of any allegation being made to a member of staff or volunteer other than a member of Autism Bedfordshire leadership team, information should be clearly and promptly recorded and reported to the line manager/ CEO without delay.

Adults should always feel able to discuss with their line manager any difficulties or problems that may affect their relationship with children/young people so that appropriate support can be provided or action can be taken.

It is essential that accurate and comprehensive records are maintained wherever concerns are raised about the conduct or actions of adults working with or on behalf of children/young people.

This means that adults should:

- be familiar with Autism
 Bedfordshire's system for recording
 concerns
- take responsibility for recording any incident, and passing on that information where they have concerns about any matter pertaining to the welfare of an individual in the workplace

This means that Autism Bedfordshire:

 should have an effective, transparent and accessible system for recording and managing concerns raised by any individual in the workplace

33. Professional behaviour

Employees must not misuse or misrepresent their position, qualifications or experience or bring the reputation of Autism Bedfordshire into disrepute. Such behaviour may lead to disciplinary action. Serious safeguarding related allegations that are upheld will be referred to the Disclosure and Barring Service (DBS).

34. Criminal actions

Autism Bedfordshire employees must inform their line manager or the CEO (Chair of Board of Trustees if the employee is their line manager/ CEO) immediately if they are subject to a criminal conviction, caution, ban, police enquiry, investigation or pending prosecution. The CEO/ Chair of the Board of Trustees will

discuss the situation with the employee in the context of their role and responsibilities in order to help safeguard children, other employees at Autism Bedfordshire and Autism Bedfordshire's reputation.

Required reading:

- Autism Bedfordshire's Children Protection policy and procedure.
- Misconduct Policy

35. Declaration of interests

An employee is required to declare any situation whereby a group or organisation they are associated with would be considered to be in conflict with the ethos of Autism Bedfordshire. Membership of a trade union or staff representative group would not need to be declared. Employees should also consider carefully whether they need to declare to Autism Bedfordshire their relationship with any individual(s) where this might cause a conflict with Autism Bedfordshire activities. For example, a relationship with a Governor, another staff member or a contractor who provides services to Autism Bedfordshire. Failure to make a relevant declaration of interests is a serious breach of trust and therefore if employees are in doubt about a declaration, they are advised to take advice from their line manager or the CEO. All declarations, including nil returns, should be submitted in writing to the CEO/ Chair of the Board of Trustees on an Autism Bedfordshire Register of Business Interests. (Appendix 1 – Pro Forma).

36. Probity of records and other documents

The deliberate falsification of documents is not acceptable. Where an employee falsifies records or other documents, including those held electronically, this will be regarded as a serious disciplinary matter and potentially a criminal offence. Where an employee who has claimed any benefit, including housing benefit, either directly or indirectly and has failed to disclose their full earnings, this will be investigated as a potential allegation of gross misconduct and the employee may be dismissed and referred to the police.

37. Financial inducements

37.1 Financial Regulations

All employees must comply with Autism Bedfordshire's Financial Regulations. Employees should familiarise themselves with the regulations but some of the principal employee requirements are summarised below.

37.2 Business Contacts

"Business contact" refers to any person, body or organisation with which Autism Bedfordshire is involved on a financial or charitable basis (including contractors; developers; consultants; regional or national charities). This also includes business contacts who are potential suppliers (e.g. they are tendering for future business).

37.3 Declaration of gifts

Any gifts that are received should be declared in writing to the Board of Trustees on the Register of Gifts and Hospitality (Appendix 2 – pro forma) with the exception of those items specifically identified in sections below. This document shall remain available for inspection by the Board of Trustees and local authority's Internal Audit team where it is the employer.

37.4 Gifts or hospitality to an employee

Where a business contact offers a personal gift, personal payment or other incentive such as secondary employment to an employee, these should not be accepted and should be returned

with a suitable official letter. Such offers should be declared to the Board of Trustees and recorded in the Register of Gifts and Hospitality.

If it is not possible to return gifts then the employee who deals with that supplier should declare the gift to the Board of Trustees who will keep a record of it and decide how it is to be used. Such gifts remain the property of Autism Bedfordshire and should be included in the Register of Gifts and Hospitality.

The only exceptions to these are:

- Low cost, functional items suitable for business use rather than personal use and displaying the supplier's logo e.g. diaries, calendars and pens. These items may be accepted and do not have to be included in the Register of Gifts and Hospitality.
- Gifts offered by parents or young people to Autism Bedfordshire staff to express their thanks, such as boxes of chocolates. However, only gifts with an individual value of £25 or less may be accepted. Such gifts do not have to be declared in writing to the Board of Trustees or be included in the Register of Gifts and Hospitality. For the avoidance of doubt employees must always refuse gifts of money.

Where hospitality in the form of meals and drinks is offered by a business contact, this is only acceptable where it forms part of a normal business meeting (for example, refreshments at training events or meals at evening meetings). Offers of hospitality to specific events, such as a dinner or sporting event, should only be accepted after authorisation from the Board of Trustees. These would normally only be approved where there is a clear and demonstrable benefit to Autism Bedfordshire and the hospitality would not expose Autism Bedfordshire to criticism that the business contact was exerting undue influence. These should be recorded in the Register of Gifts and Hospitality.

Visits by employees to exhibitions, demonstrations, conferences, business meals and social functions in connection with Autism Bedfordshire's business and authorised by Autism Bedfordshire, shall be at Autism Bedfordshire's expense.

37.5 Gifts or hospitality to Autism Bedfordshire

Where a business contact sends a gift to Autism Bedfordshire (for example, a stationery supplier sending a gift), these should not be accepted and should be returned to the supplier. Such offers should be declared to the Board of Trustees and recorded in the Register of Gifts and Hospitality.

If it is not possible to return the gift, the employee who usually deals with the supplier should declare the gift to the Board of Trustees who will keep a record of it and decide how it is to be used. Such gifts remain the property of Autism Bedfordshire and should be included in the Register of Gifts and Hospitality. The only exceptions to this are low cost, functional items suitable for business use (as opposed to personal use), such as diaries, calendars or pens, may be accepted and do not have to be declared on the Register of Business Interests.

37.6 Use of Autism Bedfordshire contacts

Apart from participating in concessionary schemes arranged by trade unions or other such groups for their members, employees shall not use Autism Bedfordshire business contacts for acquiring materials or services.

38. Other employment

Employees are permitted to take up secondary employment outside Autism Bedfordshire, as long as the activity does not constitute a conflict of interest, adversely affect their primary employment at Autism Bedfordshire or exceed the legal maximum working week of 48 hours as defined by the Working Time Regulations. The secondary employment must be undertaken outside the working hours of the employee's normal post and employees are required to keep their line manager/ CEO (Board of Trustees if the employee is the CEO) informed of their employment at other organisations.

39. Health and safety

Employees must adhere to Autism Bedfordshire's Health and Safety policy, procedure and guidance and must ensure that they take every action to keep themselves and everyone in Autism Bedfordshire environment safe and well.

This includes taking immediate safety action in a potentially harmful situation by complying with statutory guidelines and collaborating with colleagues, agencies and the Local Authority.

Required reading:

Autism Bedfordshire's Health and Safety Policy.

40. Use of alcohol and illegal drugs

The taking of illegal drugs or alcohol during working hours is unacceptable and will not be tolerated. All employees are expected to attend work without being under the influence of alcohol or illegal drugs and without their performance being adversely impacted by the consumption of alcohol or illegal drugs. If alcohol or drug usage impacts on an employee's working life, Autism Bedfordshire has the right to discuss the matter with the employee and take appropriate action (disciplinary/capability procedures), having considered factors such as Autism Bedfordshire's reputation and public confidence in Autism Bedfordshire and the employee.

41. Use of Autism Bedfordshire premises, equipment & communication systems

Autism Bedfordshire equipment and systems (phone, email and computers) are available only for Autism Bedfordshire-related activities and should not be used for the fulfilment of another job or for personal use. This is unless authorised by the CEO/ Chair of the Board of Trustees; in case of an emergency, or where used for brief periods outside of working hours.

This includes photocopying facilities, stationery and premises. It also applies to access provided for remote use (e.g. hand held portable devices etc.) and to staff working outside of Autism Bedfordshire premises and using their own IT equipment.

Illegal, inappropriate or unacceptable use of Autism Bedfordshire equipment or communication systems may result in disciplinary action and in serious cases could lead to an employee's dismissal. This list is not exhaustive and includes:

- creating, sending or forwarding any message that would reasonably be considered inappropriate or unacceptable.
- committing or implying commitment to any contractual arrangements.
- accessing, publication or circulation of illegal, offensive, unacceptable, inappropriate or nonwork related material.
- any illegal activities.
- posting confidential information about Autism Bedfordshire and/or other employees, children or parents on social networking sites.
- gambling or gaming.
- unauthorised use of Autism Bedfordshire facilities (or employee's personal IT equipment), for personal use during employee's working time.

Employees receiving inappropriate communication or material or who are unsure about whether something h/she proposes to do might breach this policy should seek advice from their line manager/ CEO.

Autism Bedfordshire has the right to monitor e-mails, phone calls, internet activity or document production, principally in order to avoid offensive or nuisance material and to protect systems from viruses but also to ensure proper and effective use of systems. Communication systems may be accessed when Autism Bedfordshire suspects that the employee has been misusing systems or facilities, or for the investigation of suspected fraud or other irregularity.

Accredited Trade Union representatives can use Autism Bedfordshire communication systems for the purposes of undertaking trade union duties and these will be treated as confidential.

Passwords should not be shared and access to computer systems must be kept confidential. Breach of this confidentiality may be subject to disciplinary action. Where appropriate Autism Bedfordshire should consider a system of proxy access. Any Autism Bedfordshire equipment that is used outside Autism Bedfordshire premises, for example laptops, should be returned to Autism Bedfordshire when the employee leaves employment or upon request by the CEO/ Chair of the Board of Trustees.

42. Frequently Asked Questions

Q1. Why do we need to have a Code of Conduct?

A1. It is important that all employees are aware of the standards of behaviour expected by the Board of Trustees and that these standards are systematically and fairly applied. Maintenance of those standards will contribute to Autism Bedfordshire fulfilling its statutory responsibility to safeguard and promote the welfare of all children/young people. Employees also need to be aware of the potential consequences of not adhering to the Code.

Q2. What happens if I breach the Code?

A2. Failure to observe the code of conduct could lead to action being taken under Autism Bedfordshires' Model Procedure for Misconduct relating to Autism Bedfordshire Staff. This does not preclude appropriate action being taken against an employee under other procedures for reasons other than misconduct, for example unsatisfactory performance, which would be dealt with under the Capability Procedure. Please refer to both procedures for the detailed process involved and the potential outcomes which might follow a breach of the Code of Conduct.

Any breach of the code by agency staff must be referred to the agency to be dealt with. It is not possible to cover all situations which may occur at work. Nor is it possible to state that any single incident of misconduct will always attract the same penalty, bearing in mind such

factors as mitigation, previous conduct and personal circumstances.

Q3. How do I know if I am using the internet and email in the correct way?

A3. There are guidelines in the Code of Conduct. However you should make yourself aware of the guidance and Autism Bedfordshire's Acceptable Use Policy. Ask your line manager if you are unsure.

Q4.What do I do if I am offered a gift by a supplier or a customer?

A4. A gift of less than £25 can be seen as a 'token', for example diaries or calendars are acceptable. However, if the gift is valued at £25 or more you should refuse it. In a situation where a refusal might be difficult or considered offensive then you should consult your line manager who will decide on the appropriate action.

Q5. My father in law is on the Board of Directors for one of Autism Bedfordshire's' potential contractors, what do I need to do?

A5. This would constitute a conflict of interest if you are involved in the process of awarding contracts, or had any influence with the contract. If you have such a relationship you should declare this personal interest by completing Appendix 1 (pro forma).

Q6.I have become involved in a close relationship with a team member who I manage. Can I continue with my normal management role?

A6. You should not be involved in any disciplinary, appraisal or any other employment decision for an employee with whom you have a personal relationship. You also need to be aware that professional boundaries must be maintained. If there is any disruption in the workplace or obvious favouritism, action could be taken under the appropriate procedure. If you have any doubts, please contact your manager / CEO for advice.

Q7. One of the children/young people I work with has asked for my personal mobile number and email address. What should I do?

A7. You should not give your personal mobile phone number or email address to a child/young person unless there is a specific need which has been agreed with your line manager, CEO, parents or carers. However, this would be a rare occurrence. If the child/young person persists in their request you should speak to your line manager/ CEO.

Q8. I work with vulnerable children/young people who can display extreme behaviours. How should I deal with such a situation?

A8. Initially you should try to diffuse the situation. If this is not possible then you may need to consider physical intervention. Any physical intervention should be based upon a risk assessment (either formal or 'dynamic', i.e. on the spot) and be in the child/young person's best interests. It must be reasonable, proportionate and considered absolutely necessary. If physical intervention is used, you must record and report the situation as soon as possible according to local arrangements. Please also refer to Local Authority 'Guidance on the Use of Force and Physical Intervention'.

Q9. I use social networking sites a lot in my own time but am regularly contacted to be a 'friend' by children/young people whom I work with at Autism Bedfordshire. What should I do?

A9. You need to check your security settings to make sure only those people you wish to have access to your web pages can see them. You should decline the 'friends' requests of children and their parents and maintain a strictly professional working relationship. If you are unsure, you should speak with your line manager / CEO.

Q10. I work as a contractor and my niece has asked me for a job as a cleaner for whom I would be the line manager for. Can I recruit her?

A10. If there is a vacancy then it would need to be advertised. Your niece can choose to apply for the post, but as she is a relative you should not be involved in the recruitment and selection process as it would be considered a conflict of interest.

If your niece is appointed by another manager and you are her line manager, you must maintain a strictly professional relationship at work and you must not be involved in any employment decisions, for example, appraisals, pay decisions, etc.

Q11. If I go to Autism Bedfordshire's' Christmas party and get drunk, what business is it of yours?

A11. As an employee of Autism Bedfordshire, if you partake in activities linked with work then it can be genuinely classed as an extension of your employment and we would expect you to conduct yourself appropriately. If your behaviour was influenced by alcohol and you behaved in an inappropriate way (i.e, actions against a fellow employee or member of the public, reputational damage), this could result in disciplinary action being taken.

Q12. I often let off steam via Facebook about my day at work. What business is this of Autism **Bedfordshire?**

A13. There would potentially be damage to Autism Bedfordshire's reputation as members of the public can access and view this. The comments could be identified with harassment if named people are linked to Autism Bedfordshire. This could result in allegations of misconduct that Autism Bedfordshire would investigate under the Disciplinary Procedure.

APPENDIX 1 REGISTER OF BUSINESS INTERESTS FORM Staff Declaration Form

I wish to declare the following information in accordance with the Board of Trustees's requirements that a Register of Business Interests should be maintained.

Name:
Post:
Signature:
Date:
You should provide full details of your declaration below, including a nil return:
Declaration of relationship or contracting arrangements:
Relationships or links with businesses:
Contracts or proposed contracts (or any activity which would cause potential conflict) in which you are involved / interested:
State whether the interest is direct or indirect, and the nature of the interest:

APPENDIX 2 REGISTER OF GIFTS AND HOSPITALITY Staff Declaration Form

I wish to declare the following information in accordance with the Board of Trustees' requirements that a Register of Gifts and Hospitality should be maintained.

Name:
Post:
Signature:
Date:
You should provide full details of your declaration below, including a nil return:
Declaration of gifts and hospitality:
Decidration of girls and nospitality.
Date gift received:
From whom Gift or hospitality received:

APPENDIX 3

This generic document can be used as a base upon which other disciplines/agencies develop specific guidance for adults working in specialised areas.



APPENDIX 4

This generic document can be used to support safer recruitment and selection practices, induction and on-going training programmes and where necessary, disciplinary and children protection procedures.

