



Whistleblowing Policy

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Company Name: Newquay Education Trust

Company Address: Newquay Tretherras, Trevenon Road, Newquay, Cornwall TR7 3BH

Company No: 8961355 A company limited by guarantee, registered in England and Wales - An Exempt Charity.

1. Introduction

This policy applies to all employees of NET; Directors, Local Governing Board members, consultants, contractors, casual and agency staff and volunteers (collectively referred to as employees in this policy).

The Board of Directors of Newquay Education Trust is committed to the highest possible standards of openness, probity and accountability. In line with that commitment we expect employees who have serious concerns about any aspect of the Trust's work to come forward and voice those concerns.

This procedure makes it clear that you can do so without fear of victimisation, subsequent discrimination or disadvantage. It is intended to encourage and enable employees to raise serious problems within the Trust rather than overlooking a problem or "blowing the whistle" outside.

This procedure has been discussed with the relevant trade unions and professional organisations and has their support.

The Board of Directors has appointed a Director with specific responsibility for this procedure. **The responsible Director is Geoff Brown.**

2. Aims and Scope of this Procedure

This procedure aims to:

- encourage you to feel confident in raising serious concerns and to question and act upon concerns about practice
- provide avenues for you to raise those concerns and receive feedback on any action taken
- ensure that you receive a response to your concerns and that you are aware of how to pursue them if you are not satisfied
- reassure you that you will be protected from possible victimisation if you have a reasonable belief that you have made any disclosure in good faith.

The procedure is intended to supplement, rather than to replace, the existing complaints, disciplinary and grievance procedures as laid down in the Personnel Handbook.

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3. What is whistleblowing?

Whistleblowing is the disclosure of information which relates to suspected wrongdoing or dangers at work. The law provides protection for workers who raise legitimate concerns about specified matters or "qualifying disclosures". A qualifying disclosure is one made in the public interest by an employee who has a reasonable belief that wrongdoing or dangers at work have occurred and that fall outside the scope of other procedure. These may relate to something which:

- is against Trust's Financial Regulations and policies
- is against the Trust's policies and procedures, or
- falls below established standards of practice, or
- amounts to improper conduct, including something you believe may be:
 - criminal activity;
 - miscarriages of justice;
 - danger to health and safety;
 - damage to the environment;
 - failure to comply with any legal or professional obligation or regulatory requirements;
 - bribery;
 - financial fraud or mismanagement;
 - negligence;
 - breach of our internal policies and procedures [including our Code of Conduct];
 - conduct likely to damage our reputation;
 - unauthorised disclosure of confidential information;
 - other unethical behaviour;
 - the deliberate concealment of any of the above matters.

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

If you are uncertain whether something is within the scope of this policy you should seek advice from a member of NET's senior leadership team.

Confidentiality

All concerns will be treated in confidence and every effort will be made to protect your identity if you so wish. At the appropriate time, however, you may need to

provide a statement or act as a witness and will be expected to co-operate fully with the investigation and disclose all relevant information.

Anonymous Allegations

This procedure encourages you to put your name to your concern as anonymous allegations may often be difficult to substantiate/prove.

Concerns expressed anonymously are much less powerful but will be investigated unless the Trust's Monitoring Director in consultation with the **Vice Chair of Directors** agrees there is insufficient evidence to proceed.

Untrue Allegations

If you raise a concern in good faith, but it is not subsequently confirmed by the investigation, no action will be taken against you. If, however, you make an allegation frivolously, maliciously or for personal gain, disciplinary action may be taken against you.

4. How to Raise a Concern

As a first step you should normally raise concerns with your Head of Department/Line Manager and inform him/her you are using this procedure. However, the Board of Directors recognise that on occasion this may not be appropriate.

A number of alternative contacts may be appropriate depending on the nature of the concern. For example, you could approach a more senior manager in the academy such as the Headteacher or Deputy Headteacher or any Governor, or Director. In exceptional circumstances you may contact the Education Skills Funding Agency.

Concerns may be raised verbally or in writing.

Although you are not expected to prove beyond doubt the truth of your concerns, you will need to demonstrate that you have reasonable grounds to raise them.

Where employees fail to report their concerns they may become themselves implicated and consequently the Directors may treat failure by an employee to report such matters as a serious matter which could lead to disciplinary action.

You may wish to obtain assistance in putting forward your concern from a Trade Union representative or a colleague. You may choose to be represented by a Trade Union representative or colleague at any meetings which are required.

5. How the NET Board will Respond

In order to protect individuals and the Directors initial enquiries will be made to decide whether an investigation is appropriate and, if so, what form it should take. Concerns or allegations which fall within the scope of specific procedures (for example Child Protection issues) will normally be referred for consideration under those procedures.

The person with whom you have raised your concern will inform the relevant Director of the facts. The Director will write to you, within **ten working days** with the following:

- acknowledgement that the concern has been received
- an indication of how the concern will be dealt with
- an estimate of how long it will take to provide a full response
- whether any initial enquiries have been made
- whether further investigations will take place, and if not, why not.

The Directors will inform you in writing of the outcome of any investigation, or any action taken, subject to the constraints of confidentiality and the law.

The Responsible Officer

The Trust's Monitoring Director has overall responsibility for the maintenance and operation of this policy within the Trust. That Director will maintain a record of concerns raised and the outcomes and will report as necessary to the Board. The recording and reporting procedure will be in a form which ensures your confidentiality.

6. How the Matter can be Taken Further

This procedure is intended to provide you with a route within the Trust to raise concerns, but if you do not feel your concern has been addressed adequately you may raise it with an independent body such as one of the following:

- Education & Skills Funding Agency
- Regional Schools Commissioner
- your Trade Union
- your local Citizens Advice Bureau
- a relevant professional body or regulatory organisation
- a relevant voluntary organisation
- the police
- the Local Government Ombudsman

You have a duty to the Academy and Trust not to disclose confidential information. This does not prevent you from raising concerns with an independent body referred to above, or Public Concern at Work (telephone number 020 7404 6609 or more information is available at <http://www.pcaw.co.uk/>, a registered charity which advises on serious malpractice within the workplace in accordance with the provisions of the Public Interest Disclosure Act 1998.

7. Contacts

Chief Executive Officer	Mrs Sarah Karkeek Telephone: 07934 298748 Email: ceo@newquayeducationtrust.net
Chair of NET Board	Mr Geoff Brown Telephone: Please contact the Clerk to the Board, Mrs Tracy Barnes. Email: chair@newquayeducationtrust.net
NET's external auditors	Francis Clark LLP Lowin House, Tregolls Road, Truro TR1 2NA Telephone: 01872 276477 Fax: 01872 222783
MARU	0300 123 1116
Public Concern at Work (Independent whistleblowing charity)	Helpline: 02074 046609 E-mail: whistle@pcaw.co.uk Website: www.pcaw.co.uk