

Hertford College, Oxford **Safeguarding Policy**

1 Introduction

- 1.1 Hertford College is committed to safeguarding and promoting the health, safety and welfare of its Members and visitors. The College recognises it is likely that children and/or adults at risk will enter College premises or interact with College Members in a number of circumstances.
- 1.2 This Policy recognises the welfare of children and/or adults at risk as a matter of paramount importance, and aims to safeguard their well-being, in particular by protecting them from abuse of any kind. This Policy has been produced in response to, and should be read in conjunction with, the University of Oxford's *Safeguarding Code of Practice* (2015).
- 1.3 A copy of this Policy is available on the College website.

2 Scope

- 2.1 For the purposes of this policy, 'child' or 'children' refers to a person or persons under the age of 18 (as defined in the *Children Act* 2004).
- 2.2 For the purposes of this policy, an 'adult at risk' refers to the Department of Health definition as "those who are or may be in need of community care services by reason of mental or other disability, age or illness; and who is or may be unable to take care of him or herself, or unable to protect him or herself against significant harm or exploitation."
- 2.3 This policy applies to all activities involving children and/or adults at risk and to all College Members.
- 2.4 For the purposes of this policy, a College Member is anyone at Hertford College, working with children and/or adults at risk whether as a fellow, employee, student or volunteer.
- 2.5 The College recognises that it has a legal duty to safeguard the welfare of children who come onto its premises or come into contact with its Members under the *Children Acts* 1989 and 2004, and the *Health and Safety at Work etc Act* 1974.
- 2.6 Where a College Member occupies a position of trust with regard to children and/or adults at risk, an improper relationship with a child or adult at risk constitutes an abuse of trust under the *Sexual Offences Act* 2003.
- 2.7 The College also has certain powers, under the *Rehabilitation of Offenders Act* 1974, to enquire as to the criminal records history of Members to assess any risk to children and/or adults at risk.

3 Preventative Measures

- 3.1 The College's Lead Safeguarding Officer (LSO) is The Dean. The College's Designated Safeguarding Officer (DSO) will depend on the specific event but in most cases will be the Home Bursar/Registrar. Contact details can be found in section [15] of this Policy. The LSO and DSO have both completed a DBS Disclosure.

The Safeguarding Officers are responsible for:

- Implementing and promoting this Policy;
 - Ensuring that the Policy is monitored and reviewed in accordance with changes in legislation and guidance on the protection of children;
 - Acting as the main contacts within the College for the protection of children and adults at risk;
 - Ensuring that appropriate College Members are provided with information, advice and training on the protection of children and adults at risk;
 - Establishing and maintaining contacts with the local Children's Social Care Services departments and Police;
 - Maintaining confidential records of reported child abuse cases and action taken.
- 3.2 Where a role may require College Members to have unsupervised contact with, regularly care for, train, supervise or be in sole charge of children and/or adults at risk, the College will require satisfactory completion of a Disclosure & Barring Services (DBS) check at the appropriate level.
- 3.3 All College Members are expected to comply fully with the guidance and procedures set out in this Policy. The College will ensure that Members are fully briefed and/or trained (as appropriate) on the implications of this policy.

4 Forms of Abuse

- 4.1 The UK Government guidance, *Working Together to Safeguard Children* (2010) (1.33-1.36), defines four types of child abuse (all of which apply equally to adults at risk):
- 4.2 Physical – the physical hurting or injuring of a child or adult at risk.
- 4.3 Emotional – the persistent emotional maltreatment of a child or adult at risk, which results in severe or persistent adverse effects. Emotional abuse is often present in other categories of abuse, although it may occur independently.
- 4.4 Sexual – the forcing or enticing of a child or adult at risk to take part in sexual activities. The activities may involve physical contact, including assault by penetration or non-penetrative acts. They may also include non-contact activities such as involving children or adults at risk in looking at, or in the production of, pornographic material.
- 4.5 Neglect – the persistent failure to meet a child or adult at risk's basic needs, likely to result in the serious impairment of their health or development. Neglect can include failure to provide the following: adequate food, clothing and shelter; protection from physical and emotional harm or danger; adequate supervision; access to appropriate medical care or treatment.

5 Recognising Abuse

- 5.1 The abuse of children and or adults at risk can and does occur both within family and in institutional or community settings. The following may indicate that a child or adult at risk is being or has been abused:
- Unexplained or suspicious injuries, particularly if such an injury is unlikely to have occurred accidentally;
 - An injury for which the child's or adult's explanation appears inconsistent;
 - The child or adult at risk describes an abusive act or situation;

- Unexplained changes in behaviour;
- Inappropriate sexual awareness or sexually explicit behaviour;
- The child or adult at risk appears distrustful of adults;
- The child or adult at risk is not allowed to be involved in normal social activities;
- The child or adult at risk becomes increasingly dirty or shabby.

5.2 It is the responsibility of all College Members to act on concerns in order to safeguard the welfare of the child or adult at risk.

6 Dealing with suspicion or allegations of abuse

6.1 Those working with children and adults at risk may:

- have alleged abuse disclosed to them;
- suspect abuse is being carried out; or
- be accused of abusing those in their charge.

Whilst these issues may require very different courses of, it is essential that the safety and welfare of the child or adult at risk is prioritised.

6.2 College Members should address any concerns to the DSO. If those concerns relate to the DSO, College Members are expected to discuss the matter with the LSO or to contact Oxfordshire Social Services Department directly. If an individual feels that the DSO or LSO has not responded appropriately, then they are encouraged to contact Social Services without delay. Every effort should be made to maintain confidentiality. Suspicions or allegations of abuse must not be discussed with anyone else other than those named in 3.1.

6.3 It is the Officer's responsibility to act on behalf of the College in dealing with allegations or suspicion of abuse. In the case of children it is the task of Social Services, not the College, to investigate the matter, under Section 47 of the *Children Act* 1989. Under no circumstances should a College Member conduct their own investigation into suspicions or allegations of abuse, neither should they question children closely, as to do so may distort any investigation that may be carried out subsequently by the Police or Social Services.

6.4 If a child or adult at risk says something or acts in such a way that abuse is suspected, the person receiving the information should:

- React in a calm but concerned way;
- Tell them that they are right to share what has happened, and that they are not responsible for what has happened;
- Find an early opportunity to explain that it is likely that the information will need to be shared;
- Take what the child or adult at risk says seriously and allow them to continue at their own pace;
- Keep questions to an absolute minimum (only clarify what the child or adult at risk is saying) and not ask a question that suggests a particular answer;
- Not interrupt the child or adult at risk when they are recalling significant events;
- Reassure the child or adult at risk that the problem can be dealt with;
- Tell the child or adult at risk what will happen next and with whom the information will be shared;
- Do not promise to keep secrets;
- Make a full record of what is said and done, though this should not result in a delay in reporting the problem.

6.5 The record should include:

- The child's or adult at risk's account of what has occurred;
- Any dates, times or places and any other potentially useful information;
- The nature of the allegation or concern;
- A description of any visible physical injury (clothing should not be removed to inspect the child or adult at risk).

6.6 The record may be used later in a criminal trial and it is vital that what the child or adult at risk discloses is recorded as accurately as possible. The record must be drafted in the child's or adult at risk's words, and should not include the assumptions or opinions of others.

6.7 The problem should be reported immediately to the DSO who will take the appropriate action. If the concern arises out of normal office hours (evenings and weekends) contact should be made with the Social Services Emergency Duty Team on 0800 833408. In the case of children, advice can also be sought from the NSPCC 24 hour helpline on 0800 800 5000, or from the Police Child Protection team on 01865 335199. In an emergency, dial 999.

6.8 It is recognised that College Members may need support after receiving a disclosure from a child or adult at risk, and appropriate support will be offered by the College.

6.9 All College Members (including those with obligations to particular codes of conduct/professional ethics that may be thought to constrain their actions) are required to report or act on any disclosures or allegations of abuse that involve a College Member and that have taken place at the College or on College business. College Members do not investigate serious allegations of child abuse themselves as serious allegations will be reported to Oxfordshire Social Services and, if necessary, the police.

7 Procedure for dealing with allegations or suspicions about a College Member

7.1 It can be difficult to accept that a colleague may deliberately harm a child or adult at risk. When a concern arises, there are three processes that may need to take place:

- A child protection investigation (in the case of children);
- A criminal investigation;
- Action by the College/University to discipline or remove the Member.

8 Candidates for admissions interviews

8.1 Candidates for admission to Hertford are invited to stay at the College for a period of days, during the interview selection process. The College recognises that it is likely that most candidates will be under the age of 18.

8.2 The College has established procedures for the interview process, designed to ensure safeguarding of candidates whilst also fulfilling selection requirements, including but not limited to:

- All student volunteers are appropriately trained and given specific information about how to respond to reports of neglect or abuse.

- Any members of the College who may be alone with candidates for significant time (this does not include interviewers or housekeeping staff) are DBS checked.

9 Planning an activity

- 9.1 Any College Member who has responsibility for organising an activity involving children and/or adults at risk must nominate an individual to act as the designated safeguarding lead for the activity.
- 9.2 Activities should:
- be designed so that appropriate training and supervision is available to those working with children or adults at risk;
 - minimise occasions on which members of the University will need to work alone in an unsupervised way with children or adults at risk; and
 - be appropriately risk assessed.
- 9.3 Every activity that involves children and/or adults at risk should be risk assessed, and the assessment should consider how the risks identified can be minimized. It should also outline the local processes for reporting concerns, as well as taking account of Health and Safety considerations. Once completed, the risk assessment must be approved by a Safeguarding Officer before the activity is undertaken. The risk assessment for any activity involving adults at risk or children should identify at least one individual who will act as the key contact point to deal with such matters. The nominated safeguarding contact for the activity is responsible for ensuring that concerns and allegations are escalated to the appropriate Safeguarding Officer without delay.
- 9.4 Completed risk assessments should be made available to all staff or volunteers involved in the activity.
- 9.5 It is expected that for visits by schools where members of staff of that school are in attendance, the school will complete its own risk assessment and take its own child protection steps in accordance with local education authority guidelines.
- 9.6 Any pre-employment or pre-activity checks should be carried out in accordance with the University's guidance published at www.admin.ox.ac.uk/personnel/recruit/preempcheck/
- 9.7 Children and adults at risk who are participating in a College activity must, as part of their induction to the activity, be given clear information about how, and to whom, they can report concerns about any member of the College with whom they will be interacting. More than one point of contact should always be given and the details of the College's Safeguarding Officers included (in addition to the contact details of the nominated safeguarding lead for the activity) so that complaints can be made directly to these officers, where appropriate.

10 Students under the age of 18

- 10.1 The College may admit students who commence their studies before their 18th birthday. The College recognises that:
- Anyone under the age of 18, as a matter of law is a child;
 - The College has special duties of care towards a child;
 - The College is not *in loco parentis*, except in the case of a medical emergency where written permission has been previously obtained from the parent or guardian of the child.

- 10.2 The College Office is responsible for ensuring that the College DSO, LSO and relevant tutors are informed of the admission of any students under the age of 18.
- 10.3 The College Office is responsible for ensuring that the hall, bar and lodge have the names of any students under the age of 18.
- 10.4 The College Office is responsible for gaining written agreement from parents and students under the age of 18 that they accept the provisions put in place.

11 Confidentiality

11.1 The College has an obligation to respect the privacy and confidentiality of all individuals. Nevertheless, it is not always appropriate or sensible to promise complete confidentiality to informants in circumstances of alleged abuse. In some circumstances the College owes a duty of care to its students or visitors that cannot be fulfilled unless the College takes action on the basis of information that might have been provided in confidence. Anyone making an allegation of abuse should be assured that:

- The adult will only pass on information to the minimum number of people who must be told in order to ensure that the proper action is taken.
- The adult will never tell anyone who does not have a clear ‘need to know’.
- The adult will take whatever steps they can to protect the informing child or adult from any retaliation or unnecessary stress that might be feared after a disclosure of alleged abuse has been made.

11.2 There will be circumstances in which it is necessary for a Safeguarding Officer or other College Member to share information with third parties such as the local authority, the police or the child’s parents or guardians.

12 Conduct around children

12.1 College Members should remember that inappropriate behaviour can occur via the telephone, internet and e-mail, as well as during direct interaction with children.

12.2 Conduct to be avoided:

- Spending excessive amounts of time alone with children, away from others;
- Taking children to your home;
- Being alone in a vehicle with children.

12.3 Conduct never to be sanctioned:

- Engaging in rough, physical or sexually provocative games;
- Giving children inappropriate drugs or other inappropriate substances, including alcohol (please note that one of the four key objectives of the *Licensing Act 2003* is the ‘protection of children from harm’, and that it is also an offence for a child to be supplied with or knowingly to consume alcohol on a licensed premises). Members should be aware that the College holds a Premises & Club Licence;
- Allowing or engaging in any form of inappropriate touching;
- Making sexually suggestive comments to children, even in jest;
- Allowing allegations made by a child to go unreported;
- Doing things of an intimate nature for children that they can do for themselves.

12.4 College Members should:

- Treat everyone with fairness, equality and respect;
- Be sensitive to children's appearance, race, culture, religious belief, sexuality, gender or disability;
- Act as a good role model and challenge any unacceptable behaviour from children or from other College Members;
- Report all allegations or suspicions of child abuse using the Procedures outlined in this Policy;
- Consider whether contact with an individual child should involve a colleague's being present;
- Be aware that physical contact with a child may be misinterpreted;
- Retain a professional approach to children, including avoiding physical contact with a child;
- Respect a child's right to privacy and, in residential accommodation, not enter a child's bedroom without prior authorisation except in the case of an emergency.

12.5 The *Sexual Offences Act 2003* provides that intimate contact between an adult and a child, where that adult was in a 'position of trust' to the child is a criminal offence. Those in a 'position of trust' include those who have regular unsupervised contact with a child, or where an adult looks after a child at an educational institution at which the adult is not also receiving education.

12.6 It may be necessary for College Members to take photographs or make videos of children for educational research, teaching purposes, or publication. An image of a child is personal data for the purposes of the *Data Protection Act 2008*. Where images are stored in a way that makes the data subject identifiable, or where the images are used for publication (online and print), written consent should be obtained before the images are created. If the data subject is capable of comprehending the implications of consenting to the data use, then their consent should be sought; otherwise, the consent of the parent or legal guardian should be obtained. Whenever an image of a child or vulnerable adult is published, the data subject should, as far as is practicable, be unidentifiable.

13 People with Specific Responsibility for Child Protection and their Roles

13.1 The designated staff are responsible for:

- Procedure.
- Holding and being conversant with current local and national Child Protection procedures.
- Keeping up to date through training. It is a requirement that this takes place at least every two years.
- Reviewing and updating the College's Safeguarding and Child Protection Policies and inter agency working. Any deficiencies or weaknesses in the policies and procedures must be remedied without delay.
- Liaison over safeguarding matters with the local Social Services Department.
- Raising Awareness.
- Briefing and guiding those in regular contact with children in College on Safeguarding matters. This includes the briefing of new staff as part of their induction.
- Keeping close contact with all staff and maintaining awareness of Safeguarding and the need to raise any concerns immediately with the LSO/DSO.
- Ensuring that the Safeguarding procedures are followed within the College, that each Member has access to the procedures and has an understanding of them.

- The Safeguarding procedures must be available to parents and teachers of children working with the College on request.
- Referrals
Receiving reports of alleged or suspected child abuse within the College, or reported by a child relating to incidents at home or outside the College, contacting the Social Services Department, and/or taking any other action in response, as set out below:
 - Keeping records;
 - Liaising with the staff;
 - Liaising with the LSO.

13.2 The Governing Body is responsible for undertaking an annual review of:

- The College's Safeguarding policy and procedures.
- The efficiency with which the related duties have been discharged.

14 Training

14.1 Any member of the College who will be planning activities with children should have completed the on-line training provided by Oxford Safeguarding Children Board (<http://www.oscb.org.uk/training/>) *An Introduction to Safeguarding*, together with any additional training that may have been identified by the risk assessment process.

14.2 Anyone holding the role of Safeguarding Officer and their deputies will undergo detailed training in safeguarding issues on a regular basis.

14.3 Activity organisers (for example, involving residential courses for young people) may wish to arrange additional training.

14.4 In addition to annual update Child Protection briefings to all Members, student helpers are to be trained annually.

15 Contact Information

15.1 Lead Safeguarding Officer:
Dr Alison Woollard, College Dean

15.2 Designated Safeguarding Officer:
Dr Andrew Beaumont, Home Bursar
Ms Lynn Featherstone, College Registrar

15.3 Oxfordshire Children's Social Care
Tel. 01865 323048 (Office Hours)
Tel. 0800 833408 (Out of Hours)

15.4 Oxfordshire Safeguarding Children Board:
Mr Barry Armstrong
barry.armstrong@oxfordshire.gov.uk
Tel. 01865 810603

15.5 Police Child Protection Unit
Tel. 01865 335199

15.6 NSPCC Helpline
Tel. 0800 800 5000 (24 hours)

16 External Links

Oxfordshire Multi-Agency Safeguarding Hub:
www.oxfordshire.gov.uk/cms/content/safeguarding-hub

For children: Oxfordshire Safeguarding Children Board: www.oscb.org.uk/

For at risk adults: Oxfordshire Safe from Harm: www.safefromharm.org.uk

17 University Links

A list of the University's key policies can be found at: www.admin.ox.ac.uk/lso/statutes/. The following are of particular relevance:

University Harassment Policy and Procedure:

www.admin.ox.ac.uk/eop/harassmentadvice/

University Equality Policy:

www.admin.ox.ac.uk/eop/universityofoxfordequalitypolicy/

University Data Protection Policy:

www.admin.ox.ac.uk/councilsec/compliance/dataprotection/

University Public Interest Disclosure ('whistleblowing') policy:

www.admin.ox.ac.uk/personnel/cops/pid/

Safety Office: Health and Safety of young people and children:

www.admin.ox.ac.uk/safety/policy-statements/upss113/

Policy on the ethical conduct of research involving human participants and personal data:

www.admin.ox.ac.uk/curec/about/policy/

Staff-student relationships:

www.admin.ox.ac.uk/personnel/during/relationship/

IT guidelines on handling illegal material:

www.it.ox.ac.uk/policies-and-guidelines/handling-illegal-material

Personnel guidance relating to recruitment and pre-employment screening can be found on the Personnel Services website (www.admin.ox.ac.uk/personnel/)

AB/LF
Home Bursar/Registrar
Hertford College
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