



Tamworth
Enterprise
College

Tamworth Enterprise College Safer Recruitment Policy

Adopted and ratified by the Governing Body of on:	15 th October 2013
Policy to be reviewed on:	October 2017
As defined by the AET Governance and Accountability Framework (ARCI)	AET Board
Accountability:	
Responsibility	ST

SAFER RECRUITMENT POLICY

1. Introduction

- The Governing Body of TEC has adopted this Safer Recruitment policy in accordance with the School Staffing (England) Regulations 2009 (http://www.opsi.gov.uk/si/si2009/uksi_20092680_en_1), for the safe and legal employment of people to work in the school.
- The Governing Body is committed to the welfare of children and young people in its care. It recognises that the legal requirements for recruiting and employing people to work in the school include provisions specifically to protect children from harm and that following these provisions is an essential part of its duty of care. It also recognises that the legal requirements for checking prospective employees' right to work in the United Kingdom protect those responsible for recruitment from fines for infringing the law.
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- The Governing Body has also adopted the model Safeguarding Policy <http://education.staffordshire.gov.uk/ProceduresAndGuidance/ModelSchoolPolicies/ChildProtection.htm> by Staffordshire County Council
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- The Governing Body will ensure that all employees are made aware of this policy and the Child Protection Policy. It will publish them through its scheme of publication in accordance with the Freedom of Information Act.

2. Guidance on the law

- The Governing Body is committed to following the statutory guidance in 'Safeguarding Children and Safer Recruitment in Education' (<http://publications.teachernet.gov.uk/eOrderingDownload/Final%206836-SafeGuard.Chd%20bkmk.pdf>).
- The Head Teacher is required to ensure that checks on the right to work in the United Kingdom comply with the requirements of the Immigration, Asylum and Nationality Act 2006 (see details explained in <http://ebriefing.bgfl.org/content/resources/resource.cfm?id=6136&key=&zz=20090428154257572&zs=n#preventionofillegalworking>)
- The Governing Body is committed to its legal duties and responsibilities in respect of equality in employment (for guidance see http://www.teachernet.gov.uk/doc/11059/Equality_legislation_guide_for_schools_V2_2_1.pdf)

3. Checks and recording

The Principal is required to

- Ensure that all required pre-employment checks on new employees, including casual and short-term employees, are made and completed satisfactorily before a formal offer of employment is made in accordance with the School Staffing (England) Regulations and other legislative provisions and that these checks are recorded in the required register (known as the 'single central record').
- Ensure that the required register (known as the 'single central record') is kept of the checks already undertaken on existing employees as set out in the School Staffing Regulations.
- Ensure that the required written confirmation of all required checks is obtained from agencies supplying staff to the school, including organisations providing specialist coaches or instructors and centrally managed teaching services providing staff to the school, and recorded in the required register ('single central record'), also that the identity of each and every person supplied by an agency is checked by the school before the person starts work for the school, as set out in the School Staffing Regulations.
- Ensure that self-employed people engaged directly by the school are subject to the same checks as would be the case if they were employed by the school.
- Ensure that the checks involve copying (or electronic scanning) each specified document as required, signing and dating the copy and placing the copy in secure storage in accordance with Data Protection legislation.
- Arrange for all volunteers to undertake an identity check, and clearance from the Criminal Records Bureau and Independent Safeguarding Authority as specified by that Authority.
- The Governing Body will ensure that these requirements are applied to the selection of a Principal or Vice Principal.
- The Governing Body commits the school to working with the local authority to introduce enhanced checks with the Criminal Records Bureau for all employees not hitherto subject to such checks at present and to establish a programme for re-checking employees every three years. It notes that the authority intends to introduce a three year rolling programme in 2010, subject to identification of funding requirements and authorisation by the Director of Children's Services.
- The Governing Body will ensure that it works with the local authority and complies with the requirements of the Safeguarding Vulnerable Groups Act 2006 to refer prescribed information to the Independent Safeguarding Authority when required to do so.

4. Risk assessment – enhanced criminal record certificate

- The Governing Body permits the commencement of employment before an enhanced criminal record certificate has been obtained only in justifiable circumstances approved by the Principal following a risk assessment and provided that an application for such a certificate has been submitted. In each case the Principal is required by the Governing Body to record the risk assessment and the decision, monitor the situation every fourteen days (as required by the statutory guidance on safer recruitment) until the enhanced certificate from the Criminal Records Bureau is received and to be accountable for the decision to allow the employee to start work.
- The Governing Body concurs with the Criminal Records Bureau in not supporting the re-use of a check obtained for a job in a different school or organisation ('portability'), even if the check was undertaken recently. It acknowledges that the Principal may refer to the existence of a previous check pending an application for an enhanced criminal record certificate as part of the risk assessment in justifiable circumstances.

5.The Authority's Criminal Records Bureau Panel and positive disclosures

- The Governing Body requires the Principal to make any reports requested by the authority in connection with a positive disclosure obtained through a check with the Criminal Records Bureau.
- The Governing Body expects the Principal to take advice from the Authority's Criminal Records Bureau Panel on a positive disclosure from the Criminal Records Bureau, or such other persons as the Local Authority may determine from time to time and from the Authority's Employee Relations Team as necessary and refer the matter to the relevant committee of the Governing Body if advised to do so.

6. General recruitment procedures

- Where the Governing Body has delegated its power of recruitment and selection to the Principal it requires the Head Teacher to ensure, as far as reasonably practicable, that
- every job description includes a statement that the employee is responsible for promoting and safeguarding the welfare of children for whom he or she is responsible or comes into contact.
- every person specification includes a clear statement about the requirements for any applicants to demonstrate their suitability to work with children and that this will include motivation, ability to maintain appropriate relationships with children, emotional resilience to challenging behaviour, and attitudes to the use of authority and maintenance of discipline.

- unless the Governing Body has adopted another application form complying with the statutory guidance, the school uses the current standard application forms prepared by the local authority or by the relevant church authorities.
- any gaps in education or employment, or discrepancies between information on the application form and references are investigated.
- at least two job-related written references, including one from the current employer or most recent employer (or training establishment in the case of a newly qualified teacher or school for a young person with no previous employment experience) or most recent employer in respect of employment with children, are always obtained **before** interviews take place and preferably before short-listing, that relevant questions are asked of the referee and employee in accordance with statutory guidance and any discrepancies are investigated (having regard to the statutory guidance that it is up to the person conducting the recruitment to decide whether to accede to a candidate's request his or her current employer only if he/she is the preferred candidate after the interview but that this is not recommended as good practice) .
- a job is never offered subject to satisfactory references and that if written references are not available before an interview selection of a candidate is deferred, with the panel adjourning and reconvening when the written references are available.
- all persons invited for interview are informed in writing of the required pre-employment checks and asked to bring relevant documentation with them on the day of the interview.
- choose suitable people, all of whom have completed the required training in safer recruitment, to interview candidates with the head teacher or on the head teacher's behalf and that the interviews are supplemented by other tasks and assessment as appropriate.
- the recruitment and selection process is monitored in accordance with the Governing Body's policy on the various equality duties required of schools (http://www.teachernet.gov.uk/doc/11059/Equality_legislation_guide_for_schools_V2_2_1.pdf).
- The Governing Body will also require selection panels for head teachers and deputies and any interviewing panel including governors to follow these requirements.

7. Safer Recruitment Training

- The Governing Body will arrange as necessary for some or all governors to undertake the training in safer recruitment specified in the School Staffing Regulations.
- The Governing Body will follow the requirement in the School Staffing Regulations that at least one member of selection panels for head teachers and deputies and any other interviewing panel including governors has completed the required training in safer recruitment and that if selection has been delegated to the head teacher both the head teacher and any other employee assisting the head teacher with the interviews have completed the required training in safer recruitment.

8. Induction

- The Principal is required to arrange for at least one of the School's Designated Senior Leads to introduce himself or herself to each new employee during that employee's first week at work and for subsequent induction to include suitable training in child protection.
- This is in addition to statutory induction for newly qualified teachers and probation for new support staff.