

## **Leicestershire Adult Learning Service Policy & Procedures for Safeguarding Adults and Children**

This document is designed to give guidance to LALS staff on how to enact the County Council's Safeguarding procedures within the specific context of a learning environment. It draws upon the information provided here: [ASC Operational Procedures: Safeguarding Adults](#) and [Children & Family Services: Safeguarding](#).

This document is to be read in conjunction with and as an addendum to the information provided by Leicestershire Adult Learning (LALS) on the [Safeguarding page on the Adult Learning SharePoint site](#) (this is accessible to all LALS staff).

LALS also work within Leicester, Leicestershire, and Rutland Safeguarding Adults [Multi-Agency Policies and Procedures](#) (MAPP)

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## Introduction

Leicestershire Adult Learning Service (LALS) has a statutory and moral duty to ensure it provides services to learners with a view to safeguarding and promoting the welfare of children, young people and adults who are deemed to be at risk.

Leicestershire Adult Learning Service's management considers how the whole of the organisation can implement safer working practices, environments and policies. A safer learning environment is more than safer recruitment of staff, and it is also more than protecting children and adults from harm. These are both vitally important but should be part of the overall strategy and processes to promote an ethos of well-being, safety and security which applies to all learners, volunteers and staff.

A child is anyone who has not yet reached their 18th birthday. 'Children' therefore means 'children and young people' throughout this document.

### Operational responsibilities

All staff and volunteers must ensure that a safe and secure environment is provided for children and adults, and that policy and procedures are put into operation for recruiting staff and volunteers; risk assessments; record keeping; and dealing with concerns and allegations of abuse. In the case of abuse having taken place there are clear arrangements to support individuals involved as the top priority and consideration. Support for those involved in a wider context including learners, staff and local community is also a consideration.

This policy and procedure document also refers to those adults who are deemed to be at risk and is driven by Section 14 of the Care Act 2014 which has set out a clear legal framework and states that local authorities have a duty to promote wellbeing and protect adults at risk of abuse or neglect. The policy recognises the definition of an 'adult at risk'. This is someone who:

- Has needs for care and support (whether the local authority is meeting those needs).
- Is experiencing, or at risk of abuse or neglect.
- As a result of those care and support needs is unable to protect themselves from either the risk of, or the experience of abuse or neglect.

Leicestershire Adult Learning Service is committed to meeting the following key messages from the Care Act 2014:

- Empowerment, Prevention, Proportionality, Protection, Partnerships and Accountability.

Leicestershire Adult Learning Service is committed to ensuring it works in a person-centred way to meeting the needs of adults at risk and will:

- Provide a safe environment for all children and adults to learn in.
- Safeguard all children and adults who may be at risk of radicalisation (through the Prevent Duty).
- Take any appropriate action to ensure that children and adults who are deemed to be 'at risk' are kept safe.

Leicestershire Adult Learning Service will approve and review the policy and procedure annually to:

- Raise awareness of issues relating to the welfare of children and adults deemed to be 'at risk'
- Promote the identification of children and adults at risk of harm and radicalisation (Prevent) and ensure that correct and clear procedures are available to report concerns.
- Ensure that it has a procedure in place for reporting and dealing with allegations of abuse against staff.

The service has in place a senior adult learning manager with designated lead responsibility for all matters relating to Safeguarding including:

- Ensuring the policy and procedures are consistent with those of Leicester City, Leicestershire, and Rutland Safeguarding Adults Board.
- Ensuring that the service has a written policy for safeguarding learners who are enrolled on work-based learning courses.
- Ensuring that alerts and referrals or safeguarding and Prevent are made to the relevant authorities in a timely manner.
- Providing monthly Safeguarding reports to the Quality Board.

## **Inspection of Safeguarding of Learners**

[The Further Education and Skills Inspection Toolkit](#) asks inspectors to consider whether:

- LALS establishes an open and positive safeguarding culture that puts learners' and apprentices' interests first
- leaders take an effective whole-provider approach to safeguarding

## **Definitions of Abuse, Harm and Neglect**

Children and adults can be put at risk of harm through a variety of actions, inadequate policies and procedures and failures to act.

Somebody may abuse or neglect a child by inflicting harm, or by failing to act to prevent harm. Children may be abused in a family or in an institutional or community setting by those known to them or, more rarely, by a stranger, for example via the internet. They may be abused by an adult or adults, or another child or children. Abuse may be physical, emotional, or sexual. Neglect is the persistent failure to meet a person's basic physical and/or psychological needs, likely to result in the serious impairment of their health or development.

Adult abuse has been defined by the Care Act 2014 as a violation of an individual's human and civil rights by any other person or persons and includes the following ten categories: physical; sexual; psychological; organisational; financial or material; self-neglect; neglect and acts of omission; modern slavery; domestic; and discriminatory abuse.

Further information about abuse of children and adults at risk is contained at [Appendix 2](#).

## **Bullying and Harassment**

Leicestershire Adult Learning Service is committed to providing a supportive, friendly, safe and positive learning and working environment for all learners and staff so that everyone can function in a secure atmosphere, which will enable them to maximise their experience and personal potential. Bullying, harassment, and anti-social behaviour will not be tolerated in any form.

Staff at every level are responsible for ensuring that the learning environment is free from bullying and harassment. Tutors have a vital role to play with learners in ensuring that they manage the learning environment appropriately, setting an appropriate tone and putting in place standards (ground rules and reference to the [Learner Disciplinary and Behaviour Policy](#)) from the outset so as to eliminate opportunities for bullying and harassment. Managers are responsible for the implementation of this policy, for ensuring that all their staff, including tutors and Learning Support Assistants, as well as their learners, partners, stakeholders, and other individuals that learners have contact with, are aware of this policy, and for taking corrective action to ensure compliance with it.

## **Protection of Freedoms Act 2012**

From September 2012 legislative changes came into force as a result of the [Protection of Freedoms Act \(PoFA\) 2012](#). These changes included the following:

- The merger of the Independent Safeguarding Authority (ISA) and Criminal Records Bureau (CRB) which re-launched as the Disclosure and Barring Service (DBS) on 1st December 2012.

- The introduction of a minimum age (16) at which someone can apply for a DBS check.
- Changes to the definition of Regulated Activity. Activities and work which have been removed from Regulated Activity relating to adults (which include teaching and training adults unless in relation to personal care) will still be eligible for, but not legally required to have, an enhanced criminal records check without barred list information.

Information on Regulated Activity in relation to adults, as defined in the Safeguarding Vulnerable Groups Act 2006 as amended by the Protection of Freedoms Act 2012, is contained in [Regulated activity \(adults\) August 2012](#) (Department of Health).

## Recruitment Procedures

Leicestershire Adult Learning Service follows safer recruitment procedures for paid and voluntary staff. All employers of volunteers and paid staff engaged in the post-16 learning and skills sector must have robust procedures that minimise the risk of recruiting unsuitable people. Vetting staff and volunteers by conducting various checks (including taking references and a DBS check) is one of a series of actions that education and training providers should undertake when recruiting. It is important to remember that none of the processes are fail-safe, and that obtaining clear DBS or other checks does not guarantee that the person is suitable to work with children and adults. Furthermore, the nature of the job role must be looked at on a case-by-case basis and decisions about the suitability of applicants for the role should be taken. It is important to reduce risk as much as possible.

Leicestershire County Council's recruitment portal helps staff and managers throughout the recruitment process. Staff with log ins to EMSS SharePoint Intranet can access all documentation, guidance and LCC policies relating to the recruitment of new staff.

## Disclosure and Barring Service

The primary role of the Disclosure and Barring Service (DBS) is to help employers make safer recruitment decisions and prevent unsuitable people from working with vulnerable groups including children.

The service will search police records and, in relevant cases, barred list information, and then issue a DBS certificate to the applicant and employer to help them make an informed recruitment decision.

## DBS and Barred List Checks for Leicestershire Adult Learning

LALS takes responsibility for the safer recruitment and ongoing management of their staff and volunteers, including requesting DBS and barred list checks if they are eligible, and checking is deemed necessary based on each person's role and responsibilities.

Leicestershire Adult Learning's requirements for safeguarding will include carrying out appropriate Enhanced DBS Checks with barred list information (children's or adults) for:

#### Children's Check

- Tutors delivering Family Learning or Family English, Maths and Language classes which involve children, with or without parental supervision.
- Tutors delivering adult learning courses in 'specified places' which include schools and children's centres.
- Tutors delivering adult learning classes in which a young person under the age of 18 is enrolled.
- Assessors working with 16-18-year-old Trainees and apprentices.

#### Adult Check:

In addition, as our courses contain learners who are adults at risk, and the activities fall into the pre-September 2012 definition of regulated activity (i.e., within the Safeguarding Vulnerable Groups Act 2006 before it was amended by the PoFA 2012), all tutors have an enhanced criminal records check without barred list information (although this is not a legal requirement).

### **Induction, Training and Development**

All employees and volunteers receive relevant induction that includes advice on appropriate conduct with children and adults and are given direct access to the LALS Safeguarding Policy and clear guidance on safeguarding procedures. Appropriate ongoing training for staff is provided, including training on the issues of safe working practices and on creating safe environments for children and adults.

All staff need to be aware of the processes to be followed if there are concerns about the conduct of colleagues or other adults towards children and adults and the need to record and share all such concerns, however, minor. Staff should be alert to any indications that a child or adult may need to be safeguarded from harm and know who to contact if they have concerns.

Where appropriate, staff appraisal reviews and regular supervisions include discussion about safeguarding issues.

Relevant ongoing training and CPD opportunities will be made available to all staff. Managers are responsible for ensuring that staff are conversant with the policies and procedures, have undertaken initial training and receive regular and ongoing training and support. All staff have a responsibility for safeguarding and are required to keep their knowledge and skills up to date.

## **Learner Involvement**

Learner involvement in the management and organisation of the learning provision is important for the quality improvement agenda. Learners should be involved in creating a safe and secure learning environment through induction, consultation, reviews, and curriculum-based activities.

Initial assessment and individual reviews provide opportunities for tutors to identify areas of concern for learners and address these through individual learning and/or course plans. These should be regularly reviewed by tutors and learners. Learners are asked for feedback during and at the end of their course and their personal safety and well-being should be included in this process.

All learners should be able to access appropriate advice and guidance safely and effectively. All engagement staff and information and guidance officers will have the appropriate safeguarding training that allows learners to raise safeguarding concerns that can be dealt with quickly and effectively at every stage of the learner journey.

## **Disseminating Information to Learners and Staff**

Managers and all other staff should ensure that information and knowledge about discrimination, equality, wellbeing, personal safety, and security are conveyed and embedded in the curriculum.

Reference to these aspects will be included in learner and staff handbooks, learner contracts, posters and information leaflets, web-based resources, and any other forms of communication with staff and learners.

## **GDPR and data**

Information sharing is vital in identifying and tackling all forms of abuse. It is important that we recognise the importance of information sharing between professionals and local agencies. Practitioners must have due regard to the relevant data protection principles which allow them to share personal information, as provided for in the Data Protection Act 2018 and the General Data Protection Regulation (GDPR).

## **Principles of Obtaining, Recording and Sharing Information**

Where there are concerns about the safety and well-being of children or adults it is vital that information is shared with relevant organisations: most decisions to share information require professional judgement. There must be a legal basis for sharing information and a legitimate purpose for doing so. Whenever information is shared, it is important that the information should be recorded along with the date, the person(s) it was shared with and for what purpose.

A failure to share information, even at a level of 'niggling worry' may have serious consequences for the welfare of a child or adult and it is important that individuals are

not deterred from sharing information because of perceived legal hurdles, or assuming that the 'safer' course is not to share information.

It is unlikely that the Data Protection Act will be a barrier when information is being shared to safeguard and promote the welfare of a child or adult if there is an established legal basis for sharing the information. Confidential information may be shared without consent where there is an overriding public interest in disclosure. There is a statutory or professional duty to share relevant information in circumstances where children need to be safeguarded.

The main principles of obtaining, recording, and sharing information in relation to employees, as well as guidance for tutors and other staff, are contained at Appendix 4.

## **Photographic Images**

Since the introduction of the Data Protection Act in 1998 (now updated to the Data Protection Act 2018), there is a requirement to obtain the permission of anyone appearing in photographs, DVDs, and webcam images. This includes children and adults.

Managers are responsible for ensuring that clear guidance is available to staff and volunteers; that staff are aware of the requirements; and that appropriate consent forms are readily available and are appropriately used.

## **Dealing with Concerns**

Staff will be made aware of the procedures to follow if there is a concern about any child's or adult's welfare. In cases where a child or adult discloses that they are being, or have been, harmed or abused, the member of staff should record the nature of the concern in writing and speak to the person responsible for Alerting the Local Authority, this information is on the '[Safeguarding Referral Rota](#)' in SharePoint. It is the role of the person responsible for Alerting the Local Authority to assess the concerns to determine whether an external referral to Children's Services, Adult Services, the Prevent Team, or the police needs to take place. The designated persons responsible for Alerting the Local Authority receive additional safeguarding training.

## **Dealing with Allegations of Abuse**

In all cases where there are allegations of abuse, it is vital that these are dealt with fairly, quickly, and consistently.

### **Allegations against members of staff**

If an allegation is made against a member of staff this should be reported immediately to the Designated Safeguarding Lead; in their absence, it should be reported to the Head of Service. Actions should be taken both to protect adults or children as well as the accused member of staff. These may include ensuring that the member of staff is not placed in a vulnerable situation while investigations take place. Where it is appropriate,

the Persons in a position of trust framework will be followed, relevant Human Resources procedures may be initiated and/or a referral made to an external agency (e.g., the LADO for adults working with children).

### **Allegations about events outside of the provision**

Children or adults may allege that abuse or harm has occurred at home or in other situations outside of LALS' remit. It is important that these allegations are treated seriously, and that staff follow reporting procedures. We work with local safeguarding partnerships in dealing with these situations.

### **Embedding Quality Processes in Safeguarding Practice**

It is important that LALS has a quality assurance framework for safeguarding practice. This quality process, and any subsequent evaluation of the quality process, is an effective way of ensuring that safeguarding practice is checked.

This framework outlines guidelines for good practice in safeguarding. However, it is the responsibility of each learning provider to identify the most appropriate strategic approach and adapt this to their circumstances.

### **Managing the safeguarding Processes & Procedures**

LALS safeguarding is managed by the Safeguarding team who meet bi-monthly. This meeting is chaired by the safeguarding lead and has representation from all curriculum areas and the business support team. The team has responsibilities including:

- Reviewing and implementation of the safeguarding Policy.
- Monitoring and reviewing the process of DBS for staff and volunteers.
- Ensuring that staff receive training in safeguarding.
- Ensuring that staff receive training in Prevent.
- Ensuring that safe learning environments are promoted in the workplace and other learning rooms.
- Identify emerging issues related to radicalisation and Prevent and provide up to date information relating to extremist activity nationally and locally.
- Quality assurance and improvement.

In addition to the bi-monthly Safeguarding team meetings, there are regular meetings of the 'well-being and awareness raising' and 'Prevent and online' sub-groups which report into the team meetings.

## Leicestershire County Council policies and procedures that support the Safeguarding Policy

[Recruitment and selection Policy.](#)

[Consultation and Engagement principles.](#)

[Information Security and Acceptable Use Policy.](#)

[Data Protection policy.](#)

[Health, safety and wellbeing policy statement.](#)

[DBS Check Policy.](#)

Learner Risk Assessment Procedure.

[Strategic vision for volunteering.](#)

External Speakers and [Room booking Procedures.](#)

[LCC Modern Slavery and Human Trafficking Statement.](#)

### Recording and Reporting Concerns and Allegations

Staff should refer to the [LALS Safeguarding Procedures](#) flowchart which details the actions to be taken in the case of concerns or allegations about abuse or harm to a child or adult (if allegations relate to a member of staff, please follow the procedure [above](#)). Staff can access the contact details of the relevant member of staff on the safeguarding rota [here](#). All allegations of abuse or concerns about children and adults must be recorded without delay (even if these are being dealt with through a partner organisation's policies and procedures). This is to ensure that accurate information is passed on to the relevant person and that there is a written record of the key information. It is the duty of ALL staff and volunteers to pass on, without delay, any concerns, suspicions, or evidence of abuse that they may see or hear, including suspicions of extremism or radicalisation.

If a learner has any concerns about their own safety, the safety of someone they know, or wants to make allegations against a member of staff, they should talk to their tutor or contact Andrew Day (Designated Safeguarding Lead) on freephone 0800 988 0308.

### Prevent Duty – Counter Terrorism & Security Act 13<sup>th</sup> February 2015

According to the Act, (LCC) is a Specified Authority on which there is a duty to have due regard to the need to prevent people from being drawn into terrorism.

Leicestershire Adult Learning Service takes its responsibility for Prevent seriously and will maintain relationships and share information with: -

- Regional HE/FE 'Prevent' Coordinator – Sam Slack (sam.slack@education.gov.uk).
- Police 'Prevent' teams.
- Safer Community Team – Anita Chavda – Projects and Planning Officer.
- Leicestershire County Council Prevent lead – Gurjit Samra-Rai.
- Learners.
- Employers.
- External visitors.
- Local communities.

All LALS staff are required to undertake Prevent training as part of their induction and it is updated every three years. This is delivered face to face or online.

IT Policies, procedures & programmes are in place to ensure that learners stay safe whilst using LALS equipment. Learners are closely monitored by staff whilst in the learning environment and inappropriate use of IT is monitored and challenged.

LALS will challenge all ideologies that support terrorism and those who promote it to protect our learners and communities.

LALS Prevent procedures mirror safeguarding and all staff are clear that Prevent issues are safeguarding issues.

## **Promoting Fundamental British Values**

LALS will ensure that staff and visitors including external speakers are aware of and maintain British Values. If they wish to invite an external speaker into one of their sessions, or attend an event with their learners, staff complete the [LALS external speaker request form](#). This will alert their line manager who will approve or deny the request once relevant checks of background information have been carried out. A record of their visit will be logged.

Resources are available for staff in the Adult Learning SharePoint. Learners can also access resources on the Moodle site for the purpose of educating them and refreshing their memory of British Values.

British Values will be covered in a basic awareness raising session during induction for all learners. Reinforcement is expected throughout the course. Tutors are supported to develop a wide range of resources & activities to promote and develop tolerance, democracy, individual liberty, mutual respect, and the rule of law.

## Modern Slavery

LALS subscribes to and references [Leicestershire County Council's Modern Slavery and Human Trafficking Statement](#).

Staff will:

- Raise an awareness of modern slavery and raise awareness of what constitutes modern slavery.
- Raise awareness of the warning signs to look out for.
- Create an environment that informs and encourages learners to discuss the subject openly.
- Enable learners to disclose any concerns.
- Enable learners to access information, advice, and support.
- Be alert to the signs, and open to receive disclosure from learners.
- Follow the standard procedure to report concerns.

## Appendices

### Appendix 1 - Extract from Ofsted Inspection Toolkit

Inspectors focus on the factors that statutory and non-statutory guidance, research and inspection evidence indicate contribute most strongly to safeguarding. This is so that learners and apprentices who need help and protection receive high-quality support. (The statutory guidance applies to learners and apprentices under the age of 18; the 'Prevent' duty applies to learners and apprentices of all ages.)

The factors are:

protecting learners and apprentices from maltreatment and harm, whether within or outside the home or online

being open and transparent; sharing appropriate information with others and actively seeking expert advice when required; making sure all safeguarding decisions and records are accessible for appropriate scrutiny; and accepting challenge so that the right decisions are made

being vigilant and recognising that safeguarding incidents might occur in any provision at any time v ensuring that all those who work with learners and apprentices are well trained in supporting them to be safer, and are empowered to speak out and act when concerns are raised

recognising that learners not attending their education (children missing education) might be an indication of safeguarding concerns, including neglect, sexual abuse or child sexual and criminal exploitation

actively seeking and listening to the views and experiences of learners, apprentices, staff, employers, and parents and carers (who we will refer to as 'parents' throughout, for ease of reading), and dealing promptly with any concerns

having appropriate safeguarding and child protection arrangements, which ensure that leaders and staff:

identify learners and apprentices who may need early help and be an active partner in multi-agency working

identify learners and apprentices who are at risk of harm or who have been harmed, including, but not limited to, through neglect, abuse (including from their peers), violence, grooming, exploitation, sexual abuse and online harm

identify learners and apprentices who need support for significant mental health issues

secure the help that learners and apprentices need and, if required, refer them to expert support in a timely way

manage safer recruitment and allegations about adults who may pose a risk to learners and apprentices, and refer these to appropriate external agencies such as the local authority designated officer

being aware of and responding to the additional safeguarding vulnerabilities that some learners and apprentices at the provider may face, including those with special educational needs and/or disabilities (SEND), those who receive high needs funding, those who are known (or previously known) to children's social care, and those who may face other barriers to their learning and/or well-being

acting in line with 'Working together to safeguard children', 'Keeping children safe in education' and the 'Prevent' duty guidance

being receptive to challenge, reflecting on and learning from the provider's practice, and continually reviewing the impact of safeguarding policies, systems and processes

where applicable, maintaining a single central record of pre-appointment checks, in paper or electronic form

The safeguarding duties covered in the 'Care and support statutory guidance' issued under the Care Act 2014 apply to an adult who:

has needs for care and support (whether or not the local authority is meeting any of those needs)

is experiencing, or at risk of, abuse or neglect

as a result of those care and support needs, is unable to protect themselves from either the risk of or the experience of abuse or neglect

Safeguarding vulnerable adults is defined in the 'Care and support statutory guidance' as:

protecting the rights of adults to live in safety, free from abuse and neglect

people and organisations working together to reduce the risks of abuse or neglect, and to stop them where they are occurring

people and organisations making sure that those adults' well-being is promoted including, where appropriate, taking fully into account the adults' views, wishes, feelings and beliefs in deciding on any action

recognising that adults sometimes have complex interpersonal relationships and may be ambivalent, unclear or unrealistic about their personal circumstances and therefore about the potential risks to their safety or well-being.

## **Appendix 2 - Defining Abuse**

### **Abuse of Children**

There are 4 commonly recognised types of abuse:

- Sexual abuse,
- Psychological/Emotional abuse,
- Physical abuse,
- Neglect.

NSPCC also cite the following:

- Bullying and cyberbullying,
- Child sexual exploitation,
- Child trafficking,
- County line and protecting children from exploitation,
- Criminal exploitation and gangs,
- Domestic abuse,
- Female genital mutilation,
- Grooming,
- Non-recent abuse,
- Online abuse.

Further information on each of the above categories can be found here:

<https://www.nspcc.org.uk/keeping-children-safe/types-of-abuse/>.

### **Abuse of Adults**

The Care Act 2014 recognises 10 types of harm. These are listed with examples below. These examples are illustrative and not exhaustive.

Table 1 - Care Act - 10 types of harm

Physical Abuse	<p>Physical abuse is any intentional act causing injury or trauma to another person or animal by way of bodily contact.</p> <ul style="list-style-type: none"> <li>• Assault.</li> <li>• Hitting.</li> <li>• Slapping.</li> <li>• Pushing.</li> <li>• Misuse of medication.</li> <li>• Restraint.</li> <li>• Inappropriate physical sanctions.</li> </ul>
Domestic Abuse	<p>Domestic abuse is any incident or pattern of incidents of controlling, coercive, threatening behaviour, violence, or abuse between those aged 16 or over who are, or have been, intimate partners or family members regardless of gender or sexuality. Domestic abuse can encompass but is not limited to:</p> <ul style="list-style-type: none"> <li>• Psychological.</li> <li>• Physical.</li> <li>• Sexual.</li> <li>• Financial.</li> <li>• Emotional.</li> <li>• So called 'honour' based abuse – forced marriage.</li> </ul>
Sexual Abuse	<p>Sexual abuse, also referred to as molestation, is abusive sexual behaviour by one person upon another.</p> <ul style="list-style-type: none"> <li>• Rape.</li> <li>• Indecent exposure.</li> <li>• Sexual harassment.</li> <li>• Inappropriate looking or touching.</li> <li>• Sexual teasing or innuendo.</li> </ul>

	<ul style="list-style-type: none"> <li>• Sexual photography.</li> <li>• Subjection to pornography or witnessing sexual acts.</li> <li>• Indecent exposure.</li> <li>• Sexual assault.</li> <li>• Sexual acts to which the adult has not consented or was pressured into consenting.</li> </ul>
<p>Psychological Abuse</p>	<p>Psychological abuse involves the regular and deliberate use of a range of words and non-physical actions used with the purpose to manipulate, hurt, weaken, or frighten a person mentally and emotionally; and/or distort, confuse, or influence a person's thoughts and actions within their everyday lives, changing their sense of self and harming their wellbeing.</p> <ul style="list-style-type: none"> <li>• Emotional abuse.</li> <li>• Threats of harm or abandonment.</li> <li>• Deprivation of contact.</li> <li>• Humiliation.</li> <li>• Blaming.</li> <li>• Controlling.</li> <li>• Intimidation.</li> <li>• Coercion.</li> <li>• Harassment.</li> <li>• Verbal abuse.</li> <li>• Cyber bullying.</li> <li>• Isolation.</li> <li>• Unreasonable and unjustified withdrawal of services or supportive networks.</li> </ul>
<p>Financial or Material Abuse</p>	<p>Economic/Financial abuse is a form of abuse when one intimate partner has control over the other partner's access to economic resources, which diminishes the victim's capacity to support</p>

	<p>themselves and forces them to depend on the perpetrator financially.</p> <ul style="list-style-type: none"> <li>• Theft.</li> <li>• Fraud.</li> <li>• Internet scamming.</li> <li>• Coercion in relation to an adult’s financial affairs or arrangements, including in connection with wills, property, inheritance, or financial transactions.</li> <li>• The misuse or misappropriation of property, possessions, or benefits.</li> </ul>
<p>Modern Slavery</p>	<p>Contemporary slavery, also sometimes known as modern slavery or neo-slavery, refers to institutional slavery that continues to occur in present-day society.</p> <ul style="list-style-type: none"> <li>• Slavery.</li> <li>• Human trafficking.</li> <li>• Forced labour and domestic servitude.</li> <li>• Traffickers and slave masters using whatever means they have at their disposal to coerce, deceive, and force individuals into a life of abuse, servitude, and inhumane treatment.</li> </ul>
<p>Discriminatory Abuse</p>	<p>Discrimination is abuse that focuses on a difference or perceived difference. This may involve race, gender, disability, or any of the protected characteristics of the Equality Act.</p> <ul style="list-style-type: none"> <li>• Harassment.</li> <li>• Slurs or similar treatment.</li> <li>• Because of race.</li> <li>• Gender and gender identity.</li> <li>• Age.</li> <li>• Disability.</li> <li>• Sexual orientation.</li> </ul>

	<ul style="list-style-type: none"> <li>• Religion.</li> </ul>
<p>Organisational Abuse</p>	<p>Including neglect and poor care practice within an institution or specific care setting such as a hospital or care home, for example, or in relation to care provided in one's own home. This may range from one off incidents to on-going ill-treatment. It can be through neglect or poor professional practice because of the structure, policies, processes, and practices within an organization.</p>
<p>Neglect and Acts of Omission</p>	<p>In the context of caregiving, neglect is a form of abuse where the perpetrator, who is responsible for caring for someone who is unable to care for themselves, fails to do so. It can be a result of carelessness, indifference, or unwillingness and abuse.</p> <ul style="list-style-type: none"> <li>• Ignoring medical, emotional, or physical care needs.</li> <li>• Failure to provide access to appropriate health, care and support or educational services.</li> <li>• The withholding of the necessities of life, such as medication, adequate nutrition, and heating.</li> </ul>
<p>Self-neglect</p>	<p>Self-neglect is a general term used to describe an adult at risk living in a way that puts his or her health, safety, or well-being at risk.</p> <ul style="list-style-type: none"> <li>• Living in very unclean, sometimes verminous circumstances.</li> <li>• Poor self-care leading to a decline in personal hygiene.</li> <li>• Poor nutrition.</li> <li>• Poor healing/sores.</li> <li>• Poorly maintained clothing.</li> <li>• Isolation.</li> <li>• Failure to take medication.</li> <li>• Hoarding.</li> </ul>

Other forms of harm not in The Care Act but relevant to safeguarding adults are:

Exploitation	Abuse of adults with care and support needs often occurs within a context of exploitation. This can be seen as an act where someone will use another person for profit, labour, sexual gratification, or some other person or financial advantage. It can take the form of financial, emotional, psychological, or sexual exploitation.
Criminal Exploitation	<p>Where an individual or group takes advantage of an imbalance of power to coerce, control, manipulate or deceive an adult into any criminal activity:</p> <ul style="list-style-type: none"> <li>• In exchange for something the victim needs or wants.</li> <li>• For the financial or other advantage of the perpetrator or facilitator such as to support serious organised crime and/or terrorism.</li> <li>• Through violence or the threat of violence to ensure compliance.</li> </ul> <p>The victim may be criminally exploited even if the activity appears consensual. It can also occur using technology and or social media.</p>
Organised Crime and County Lines	<p>Organised Crime is “serious crime planned, coordinated, and conducted by people working together on a continuing basis. Their motivation is often, but not always, financial gain.” Organised crime groups are “organised criminals working together for a particular criminal activity or activities.”</p> <p>County lines is a term used to describe gangs and organised criminal networks involved in exporting illegal drugs into one or more importing areas within the UK, using dedicated mobile phone lines or other form of “deal line”.</p>
Cuckooing/Mate Crime	<p>This term is “named after the nest stealing practices of wild cuckoos. It describes the situation where a county lines dealer ‘takes over’ accommodation located in the provincial drugs market, using it as a local dealing base.”</p> <p>An individual or group can do this by taking over the homes of local adults and families (including children and adults with care and support needs) through an abuse of power or vulnerability by coercion, control, and/or force so that they can provide a base for the supply of drugs into the local community.</p>

	<p>This places the adult and/or families at an increased risk of eviction (if they are in social or privately rented housing) and isolation from their communities due to the anti-social activity it can create. Cuckooing often forms part of wider 'county lines' activity and is also a form of criminal exploitation.</p>
<p>Hate Crime</p>	<p>A hate crime is any criminal offence that is motivated by hostility or prejudice based upon the victim's:</p> <ul style="list-style-type: none"> <li>• Disability.</li> <li>• Race.</li> <li>• Religion or belief.</li> <li>• Sexual orientation.</li> <li>• Transgender identity.</li> </ul> <p>Hate crime can take many forms including:</p> <ul style="list-style-type: none"> <li>• Physical attacks such as physical assault, damage to property, offensive graffiti, and arson.</li> <li>• Threat of attack including offensive letters, abusive or obscene telephone calls, groups hanging.</li> <li>• Around to intimidate and unfounded, malicious complaints.</li> <li>• Verbal abuse, insults or harassment taunting, offensive leaflets and posters, abusive gestures.</li> <li>• Dumping of rubbish outside homes or through letterboxes, and bullying.</li> </ul>
<p>Radicalisation</p>	<p>Radicalisation refers to the process by which a person comes to support terrorism and extremist ideologies associated with terrorist groups. Some young people and adults at risk of harm may be vulnerable to radicalisation for the purpose of violent extremism.</p>
<p>Bullying</p>	<p>Bullying can take many forms and includes:</p> <ul style="list-style-type: none"> <li>• Emotional: Being excluded, tormented (e.g., hiding things, threatening gestures).</li> <li>• Physical: Pushing, kicking, punching or any use of aggression and intimidation.</li> </ul>

	<ul style="list-style-type: none"> <li>• <b>Racial:</b> Racial taunts, use of racial symbols, graffiti, gestures.</li> <li>• <b>Sexual:</b> Unwanted physical contact, sexually abusive comments including homophobic comments and graffiti.</li> <li>• <b>Verbal:</b> Name calling, spreading rumours, teasing.</li> <li>• <b>Cyber:</b> All areas on internet, such as email and internet, chat room misuse. Mobile threats by text message and calls. Misuse of associated technology i.e., camera and video facilities.</li> </ul>
<p>Students with Special Educational Needs (SEND)</p>	<p>Students with special educational needs and disabilities can face additional safeguarding challenges. Hate crime against disabled people is said to be on the rise, including so-called "mate crime", where people pretend to befriend a vulnerable person, while secretly stealing from or abusing them.</p>
<p>So-called Honour based Abuse</p>	<p>So called honour-based abuse encompasses crimes which have been committed to protect or defend the honour of the family and/or the community including Female Genital Mutilation (FGM), forced marriage and practices such as breast ironing. Abuse committed in the context of preserving "honour" often involves a wider network of family or community pressure and can include multiple perpetrators. It is important to be aware of this dynamic and additional risk factors when deciding what form of safeguarding action to take.</p>
<p>Forced Marriage</p>	<p>A forced marriage is one entered into without the full and free consent of one or both parties and where violence, threats or any other form of coercion is used to cause a person to enter into a marriage. Threats can be physical or emotional and psychological. A lack of full and free consent can be where a person does not consent or where they cannot consent (if they have learning disabilities, for example).</p>
<p>Online Safety</p>	<p>The use of technology has become a significant component of many safeguarding issues. Exploitation, radicalisation; sexual predation: technology often provides the platform that facilitates harm. The breadth of issues classified within online safety is considerable, but can be categorised into three areas of risk:</p>

	<ul style="list-style-type: none"> <li>• <b>Content</b> – being exposed to illegal, inappropriate, or harmful material, such as, pornography, fake news, racist or radical and extremist views.</li> <li>• <b>Contact</b> - being subjected to harmful online interaction with other users; for example, commercial advertising as well as adults posing as children or young adults.</li> <li>• <b>Conduct</b> – personal online behaviour that increases the likelihood of, or causes, harm, such as, making, sending, and receiving explicit images, or online bullying.</li> </ul>
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### Significant Harm

If the incident under consideration on its own, or in combination with other concerns, could reasonably constitute significant harm to a child or adult at risk, then this information will need to be shared with an appropriate person or authority. In all cases where you suspect abuse, you should talk to your referrer in the first instance and keep a record of relevant information.

### Patterns of Abuse

Most incidents of abuse by staff and volunteers towards children or adults, when seen with hindsight, contain prior indications of the potential for abuse that have been missed, ignored, or overlooked by the department. Sexual abuse is likely to be characterised by a process of grooming of one or more people prior to a specific act. This will often consist of blurring of boundaries to allow opportunities for abuse to take place. It is essential that managers are fully aware of this possibility and are alert to indications of conduct that could be part of a grooming process.

“Grooming” can constitute an offence and applies to specific behaviour towards children up to 16 years. Further, whilst the age of consent for sexual activity is 16, any sexual activity between a pupil/student up to the age of 18 and a member of staff, even if perceived to be with the consent of a pupil, is an ‘Abuse of Trust’ offence and should be brought to the immediate attention of the Safeguarding Officer who will liaise with the Local Authority Designated Officer (LADO).

Activities that might arouse suspicion or merit further investigation, especially when conducted in a clandestine manner, and are contrary to the department’s policy, and which occur in combinations in relation to the same member of staff or volunteer might include:

- Meeting or visiting Learners outside of the activity.
- Offering extra support to individual Learners.

- Placing themselves in closed rooms or inappropriate situations with a learner.
- A series of minor concerns about physical contact.
- Inappropriate behaviour/conduct/boundaries with learners.
- Use of inappropriate and/or familiar language.
- Texting or e-mailing learners from private address/number.
- Underperforming in their job linked to other behavioural concerns.
- A history of frequent moves from job to job working with young people or children.
- Constantly ignoring rules about safe levels of staff to learner ratios.

What you should do if you think a child or adult at risk is being abused If you have any concerns because you think that a child might be being abused, do not assume that someone else is doing something about it, you must do the following:

- In an emergency (i.e., a serious incident, the child needs medical attention, or a crime may have occurred) call 999.
- Contact the LALS designated safeguarding officer who will report your concerns.
- Keep a record of your concerns and any action taken.

### **What should you do if you think someone is being abused?**

If you have any concerns because you think that an adult is being abused, do not assume that someone else is doing something about it, you must do the following:

- In an emergency (i.e., a serious incident, someone needs medical attention, or a crime may have occurred) call 999
- Contact your line manager who will report your concerns to Adult Services
- Keep a record of your concerns and any action taken

### **Appendix 3 - Information for learners and staff**

It is recommended that guidance for learners and staff should include information about well-being, personal safety, security, and safeguarding issues.

For learners this includes:

- A description of LALS that includes the mission statement, organisational structure with a message stating a commitment to well-being, security, and a safer environment.

- What to expect from the LALS regarding our commitment to learners and their safety and well-being.
- Details of the learner induction programme which includes information on individuals' rights and responsibilities in relation to personal safety, security, and well-being.
- How to use the Internet, to include guidance on internet security.
- Arrangements for learning support; how to access support and counselling, (available within the provision as well as from external bodies and providers) and where to go to seek help.
- Reporting procedures for ill-health, health and safety incidents, abuse, bullying and harassment.
- Policies and procedures on expected behaviours and codes of conduct.
- Equality and diversity policies that make it clear that discrimination, abuse, harassment, and bullying is not tolerated.
- Who to contact in different situations such as reporting abuse, security issues or unreasonable behaviour.
- Children and adult safeguarding procedures.

For staff this includes:

- LALS' aims showing how our work fits into both the national and local context.
- Details of partners, including those involved in well-being initiatives, personal safety, and safeguarding adults.
- Who to contact in different situations such as dealing with allegations of abuse, security breaches or unreasonable behaviour.
- The services available including include learning support, human resources, staff counselling and where to go to seek help.
- Reporting procedures for ill-health, health and safety incidents, abuse, bullying and harassment.
- How to use the Internet, to include the policy and practice on Internet security.
- Information, policies and procedures on expected behaviour and codes of conduct.

- The policy on providing transport and safer recruitment of transport staff for adults with safeguarding needs.
- Equality and diversity policies that make it clear that discrimination, abuse, harassment, and bullying is not tolerated.
- Adult safeguarding procedures.
- Details of the staff induction programme to include sessions on staff responsibility in relation to personal safety, security, and well-being.
- An explanation of how diversity issues, safer practice and appropriate conduct are embedded into the curriculum.
- Safer recruitment of staff and volunteer's policy and risk assessment procedures.

#### **Appendix 4 – Information Sharing In relation to employees**

- Proper and thorough pre-employment checks must be carried out on all potential staff prior to offers of employment, including full references, DBS checks, verification of qualifications etc. Further advice can be found in the [LCC Recruitment Policy](#).
- Managers must seek full information on previous employment records from past employers and examine this to assess whether there is any basis for concern.
- Managers must keep secure records of any concerns or incidents relating to individual staff, on confidential files. This includes where there is insufficient evidence to determine whether they are true or false. Patterns of such incidents over time may be significant. Such records should be made accessible to the member of staff.
- Any disciplinary or capability warnings about issues relating to child protection or adults with safeguarding need must be retained beyond their expiry date as part of recording patterns of concern.
- Managers must be willing to share full and relevant information concerning allegations or concerns relating to child protection and adults with safeguarding needs about an employee when they are moving to a new employer, prior to any offer of employment being made.
- References should include all relevant matters which relate to the job for which the employee has applied, to assist the recognition of patterns of behaviour, which may not be obvious when considered in isolation.
- Employees should be allowed to see any reference a manager has prepared.

- All staff and volunteers must be encouraged to discuss issues relating to child protection and adults with safeguarding needs and to share in confidence any concerns they may have about other staff, volunteers etc. These issues or concerns should be addressed to the Designated Safeguarding Lead or, in their absence, the Head of Service.
- Information or concerns raised by people outside of the department about the actions of staff or volunteers must be treated with the same level of seriousness and addressed in accordance with these guidelines, even if those concerns are raised anonymously.
- These approaches will enable complete information to be shared openly and the identification of an 'audit trail' in those rare cases where a genuine child protection or adult with safeguarding need exists.

### **In relation to concerns about children and adults with safeguarding needs**

- You should explain to children and adults at the outset, openly and honestly, what, and how information will or could be shared. You should seek their agreement. The exception to this is where to do so would put that child, adult, or others at increased risk of significant harm.
- You must always consider the safety and welfare of an individual when making decisions on whether to share information about them. Where there is concern that the individual may be suffering or is at risk of suffering significant harm, the individual's safety and welfare must be the overriding consideration.
- You should, where possible, respect the wishes of children or adults who do not consent to share confidential information. You may still share information, if in your judgement there is sufficient need in the public interest, or in the case of children where there is risk of significant harm to override that lack of consent.
- You should seek advice where you are in doubt.
- You should ensure that the information you share is accurate and up to date.
- You should always record the reasons for your decision, whether it is to share information or not.
- You should always record concerns, even if the outcome is that no further action will be taken or if the concern will be dealt with through a partner organisation's policies and procedures.