

# DoorstepArts.co.uk

WE ALL MAKE THE STORY HAPPEN

## whistleblowing policy

March 2019 (review April 2021)



safeguarding  
network

This content is for use of member schools only. The school has a license in perpetuity to use and adapt the content to suit their setting. It is the school's responsibility to ensure it remains consistent with guidance at the time © safeguarding network (2018)

## purpose

This policy is written for people working at Doorstep Arts and sets out how we respond to whistleblowing allegations.

## whistleblowing

**If an employee, student teacher artist, volunteer or intern has a serious concern about the organisation we want to know and will take action.**

Where a concern is in the public interest your rights are protected by law.

This policy sets out the steps you **must** follow to raise a concern about something that has happened, is happening now, or may happen in the future.

## what is covered

You're protected by this policy and by law if you report any of the following:

- a criminal offence, eg fraud
- someone's health and safety is in danger
- risk or actual damage to the environment
- a miscarriage of justice
- Doorstep Arts is breaking the law, eg doesn't have the right insurance
- you believe someone is covering up wrongdoing

Personal grievances (eg bullying, harassment, discrimination) are still important, but do not come under whistleblowing legislation – these should be reported through the grievance procedure.

## children first

Where there is reason to suspect a child may be at risk of significant harm everyone is under a duty to take action to keep the child safe. Your duties are set out in the safeguarding children and vulnerable adults policy. We will prioritise following Doorstep Arts safeguarding children policy and where

appropriate contact the Local Authority Designated Officer for Torbay.

## our principles

**We see it as your professional duty to raise concern if you strongly suspect wrongdoing.**

Anyone considering making a whistleblowing disclosure may seek advice and support from their trades union.

The safety of everyone here comes above our loyalty to the organisation.

Any concern raised will be taken seriously by Doorstep Arts and a proper response given.

Concerns must be treated confidentially by both the person raising the concern and the company while they are being investigated. Everyone's right to privacy will be respected during and after the investigation.

There will be no repercussions for matters raised under the whistleblowing policy, whether upheld or not. Where necessary, other staff will be instructed not to treat whistleblowers differently – any differential treatment, victimisation or intimidation of a whistleblower may be considered gross misconduct.

Doorstep Arts will still consider concerns raised anonymously, but will decide whether to investigate based on the seriousness of the allegation, the sufficiency of detail provided, the credibility of the concern and the likelihood of being able to gather sufficient evidence to make a finding. We'd prefer you raise the concern with your name, but ask this is treated confidentially.

## what you must do

Most issues should be resolved internally and you should report any whistleblowing concern directly to the Company Directors, or in their absence a co-parent. If you are unable for any reason to raise your concern in this way you may approach an advisory board member for whistleblowing concerns – details can be found on our website.

If you are unable to speak to anyone in the organisation because you are concerned the issue won't be dealt with properly or covered up, you've already raised the issue with the Company Directors or Advisory Board members and we haven't dealt with it, or you're worried about being treated unfairly, you can contact Citizens Advice. If you believe a crime has been committed you should contact the police.

You may not take concerns to any person other than those set out above. In particular, any concern raised through social networking or approach to the media may be considered as gross misconduct and in most cases you will lose your whistleblowing law rights.

You do not need to prove that something has happened, although if you have any evidence of the wrongdoing you should provide this. Instead, we need you to explain clearly why you think there may be wrongdoing. We will then consider how to go forward.

It is helpful to put your concern in writing, being clear about what you are concerned about, together with any evidence you may have to support your view.

Concerns can be anonymous, but this inhibits investigation. Concerns are taken seriously, confidentially, without repercussions.

## steps for responding to a concern

1. We will reassure any whistleblower that we have heard the concern, will investigate and that this will not affect their position at work (whether or not the concern later proves unjustified). We recognise that taking such action can be stressful, so will consider with the whistleblower the support they might need, including signposting to a counselling service.
2. The whistleblower will be provided with a copy of this policy and reminded of their right to contact their trade union or professional association for advice or support if they so wish.
3. We will consider whether the information reaches the criteria for a referral to Torbay Safeguarding Hub or the Local Authority Safeguarding Officer under the safeguarding children policy and act accordingly.
4. If at this stage or any point during an investigation there are grounds to suspect a criminal offence has occurred the police must be contacted and no steps taken to investigate further until the police have advised this can occur.
5. The Co-Director responsible for Human Resources will be contacted and a plan for investigating the concern set out. This should take into account the seriousness and urgency of the allegation. We will consider whether we believe this is a whistleblowing allegation (ie in the public interest) or a personal grievance. The plan will set out on how to gather evidence about the concern.
6. An investigating officer will be decided by the Company Directors (or for cases compromising the company Directors by the Advisory Board). They will contact you within two working days to let you know

what is happening. Usually, they will set up a meeting with you to better understand your concern. You are entitled to support from a trade union or professional association at this meeting. A copy of the minutes of this meeting will be provided and this will include a timescale for the investigation.

7. The investigation can have four possible outcomes:
  - a. Action required – wrongdoing has been established and the organisation will rectify this, potentially including application of disciplinary or capability procedures (see those policies),
  - b. Legitimate misunderstanding – work is required to ensure both parties understand why there has been a misperception,
  - c. Personal grievance – advice to be given to follow this procedure rather than whistleblowing, or
  - d. Potentially malicious disclosure – if there is evidence a whistleblowing allegation is malicious and false this may be considered a disciplinary matter.
8. When we have completed our enquiries, or if we require further time, we will tell you. We are limited in what we can share by our duty of confidence to other people, but we will aim to share sufficient information so that you are not worried anymore.
9. The outcome of any whistleblowing investigation, taking due account of individuals' right of confidentiality, will be shared with the advisory board.

## what if I'm still concerned?

Tell us. We will try to understand why you are worried, and consider whether there is anything else we should do.

You can ask to speak to a more senior member of staff, ultimately to the Company Directors or Advisory Board. We will listen carefully and where necessary trigger a further investigation.

If you believe we have not taken your concern seriously, or the wrongdoing is still going on, you should take your concern to the [NSPCC](#). You can contact them on 0800 028 0285.

## creating a safe culture

- Every member of staff will be signposted to a copy of this policy at induction in the Policy file in the office and held on the website when the policy is reviewed.
- Any student teacher-artist, intern, associate temporary member of staff and Advisory Board member also receives a copy of this policy when they start work with us.
- We will agenda whistleblowing on team meeting agenda at least annually, talk through the importance of raising a concern at the earliest opportunity, the process to follow and where you can access this policy. Company Directors will also refresh themselves on the process for investigating a whistleblowing concern set out above.
- We seek to create a learning culture where anyone can speak out about something we can improve. We will provide opportunities to talk about concerns or improvements in team meetings, school meetings and supervision. We will also be open to individual conversations.
- While we will not always agree, we will work to ensure everyone feels listened to



and action is always taken to correct wrongdoing.

### unfair treatment

We will take all reasonable steps to ensure anyone raising a concern is treated fairly by the organisation and everyone working here.

If you believe you have been untreated fairly because of whistleblowing you should seek advice from your trade union, [citizens' advice](#), or the whistleblowing charity [public concern at work](#).

### who is responsible

The Company Directors and Advisory Board are responsible for the whistleblowing policy and will review this document every three years, or when there is a change in legislation.

The Company Directors (or in their absence the co-parent) is responsible for responding to whistleblowing concerns. A Company Director or co-parent who is independent of the concerns may be identified to coordinate and if necessary, investigate any whistleblowing concern.

The Advisory Board are responsible for the whistleblowing policy and can also be approached to report concerns.