

C: Concerns about children's safety and welfare – Group and school-based providers

What do I need to know?

- Legal Framework
 - [The Children Act 1989](#)
 - [Children Act 2004](#)
 - [Protection of Children Act 1978](#)
 - [Data Protection Act 1998](#)
 - [Children Act 2004 - Explanatory Notes](#)
 - [Safeguarding Vulnerable Groups Act 2006](#)
 - [Sexual Offences Act 2003](#)
 - [Criminal Justice and Court Services Act 2000 \(legislation.gov.uk\)](#)
 - [Equality Act 2010 \(legislation.gov.uk\)](#)
- [EYFS statutory framework for group and school-based providers](#) pages 23-24, paragraph 3.9-3.10
- See model Child Protection Policies on SchoolsNet and links below for contact details and training opportunities.

Safeguarding policies and procedures (pages 11-12 of audit)	Things to consider and discuss:
<p>Do you ensure if you have concerns about children's safety or welfare, you notify agencies with statutory responsibilities (this means children's social care services and, in emergencies, the police) without delay?</p>	<ul style="list-style-type: none"> • Does your policy adequately enable staff to notify agencies with statutory responsibilities without delay if they have concerns about a child's safety or welfare, i.e. social care services and, in an emergency, the police? • How do you know staff know and understand how to report or make a referral to: <ul style="list-style-type: none"> - Police - Starting Point - Local Safeguarding Designated Officer (LADO) - Early Help Services & assessment - Children's Social Care - Prevent - Channel - Female Genital Mutilation

Safeguarding policies and procedures (pages 11-12 of audit)	Things to consider and discuss:
	<ul style="list-style-type: none"> - Online safety concerns - National Referral Mechanism • How do you ensure referral processes and contacts are easily accessible? • How do you know referrals are made without delay?
<p>Do you ensure you have regard to the government's statutory guidance:</p> <ul style="list-style-type: none"> • Working together to safeguard children - GOV.UK (www.gov.uk) • Prevent duty guidance - GOV.UK (www.gov.uk) 	<ul style="list-style-type: none"> • How do you know all staff, committee members, proprietors, and, or governors have regard to the government's statutory guidance 'Working Together to Safeguard Children'? Do they know how to access this document? • How do you know all staff, committee members, proprietors and, or governors have regard to the government's statutory guidance 'Prevent duty guidance'? Do they know how to access this document? • Are all staff given time to read the relevant guidance and update their knowledge regularly? How do you know? • Have all staff completed Prevent duty training? What impact has this training had? • How do you know all staff, committee members, proprietors, and, or governors know how to make a Prevent referral and know and understand the channel procedure?
<p><i>Are you aware The 2015 Counter Terrorism and Security Act places a duty on early years providers "to have due regard to the need to prevent people from being drawn into terrorism" (the Prevent duty)?</i></p>	<ul style="list-style-type: none"> • How do you know all staff, committee members, proprietors, and, or governors know and understand how the Counter-terrorism strategy (CONTEST) relates to the Prevent duty and Channel process? • Do you have a clear approach to implementing the prevent duty and keeping children and learners safe from the dangers of radicalisation and extremism? • Have you made reference to keeping children safe from radicalisation and extremism in your policy? • Where would you refer a concern about a family who were at risk of radicalisation?
<p>If you are a school, do you have regard to the government's statutory guidance: Keeping children safe in education - GOV.UK (www.gov.uk) ? Other childcare providers may also find it helpful to refer to this guidance.</p>	<ul style="list-style-type: none"> • How do you know all staff, committee members, proprietors, and, or governors have regard to and where statutory implement the government's statutory guidance 'Keeping children safe in education'? Do they know how to access this document?

Safeguarding policies and procedures (pages 11-12 of audit)	Things to consider and discuss:
Do you ensure you inform Ofsted or the CoDP agency of which you are registered with, of any allegations of serious harm or abuse by any person living, working, or looking after children at the premises (whether the allegations relate to harm or abuse committed on the premises or elsewhere)?	<ul style="list-style-type: none"> Do all your staff, committee members, proprietors, and, or governors know what constitutes an allegation of serious harm or abuse of any person living, working, or looking after children at the premises (whether the allegations relate to harm or abuse committed on the premises or elsewhere)?
Do you ensure you (the registered provider) notify Ofsted or your agency of the action taken in respect of the allegations?	<ul style="list-style-type: none"> Do all your staff, committee members, proprietors, and, or governors know when and how to notify these agencies? How will you ensure this is done as soon as is reasonably practicable, but in any event within 14 days of the allegations being made?
Do you ensure the notification is made as soon as is reasonably practicable, but at the latest within 14 days of the allegations being made?	<ul style="list-style-type: none"> Do you have policies & procedures to follow in the event of any allegations of serious harm or abuse by any persons living, working, or looking after children at the premises (whether the allegations relate to harm or abuse committed on the premises or elsewhere? What are these procedures? How do you know they are implemented?
Are you aware a registered provider who, without reasonable excuse, fails to comply with this requirement by not informing Ofsted, commits an offence?	<ul style="list-style-type: none"> Do you have policies & procedures to follow in the event of notifying Ofsted of the action taken in respect of the allegations? What are these procedures? How do you know they are implemented? Do you act upon advice given from these agencies? Have you kept a record? How do you monitor the actions and the impact they have had? When would you need to inform your insurance provider of any serious accident, illness or injury to, or death of any child in your care?

Useful links and further help:

[Derby and Derbyshire Safeguarding Children Partnership](#)

[Inspecting safeguarding in early years, education and skills settings](#)

[Early years inspection handbook](#)

[Report a serious childcare incident](#)

[Information sharing advice for safeguarding practitioners](#)

[Home \(saferrecruitmentconsortium.org\)](https://www.saferrecruitmentconsortium.org) - (Guidance for safer working practice for those working with children and young people in education settings)

[Disqualification Under the Childcare Act](#)

[Counter-terrorism strategy \(CONTEST\) 2018](#)

[Channel and Prevent Multi-Agency Panel \(PMAP\) guidance](#)

[National Referral Mechanism Guidance](#)

[Information sharing advice for safeguarding practitioners](#)

[Data protection](#)

[ICO](#) – Information Commissioners Office

[NSPCC](#) – National Society for the Prevention of Cruelty to Children

[Derbyshire County Council - Support for families and early help](#)

[Prevent referrals \(saferderbyshire.gov.uk\)](https://saferderbyshire.gov.uk)

[Derby & Derbyshire - Emotional Health & Wellbeing](#)

[Stronger Families Safer Children](#)

[Think Family](#)

CONTACT INFORMATION:

Child or adult at risk of immediate harm and in need of protection: Derbyshire Police – 999/ Starting Point – 01629 533190

Worried about a child: Derbyshire Police -101/ Starting Point Consultation & Advice Service for Professionals - 01629 535353/ [Starting Point Referral Form](#)/

Local Safeguarding Designated Officer - 01629 533190/ [Derby and Derbyshire LADO Referral Form](#)

Education Data Hub/Data Protection: Email - educationdatahub@derbyshire.gov.uk

DBS The East Midlands Regional Outreach Officer: Email DBSRegionaloutreach@dbb.gov.uk/Tel: 01325 953 562 / 07867 153 500

TRAINING

DSL training: [Derbyshire Early Years Service - Eventbrite](#) or Email: CS.EYS@derbyshire.gov.uk

Other training: [Training \(ddscp.org.uk\)](https://ddscp.org.uk)

MODEL POLICIES for the PVI sector

[Safeguarding \(derbyshire.gov.uk\)](#)

[Derbyshire SchoolsNet - Early Years](#)