

Policy Owner

Director of Education

## 1. Introduction

### Purpose of the procedure

St. John's has zero tolerance of all forms of abuse and exploitation of adults and the aim of this procedure is to provide a framework for all staff including agency staff, contractors, volunteers, beneficiaries who receive involvement fees, Governors and Trustees, hereafter referred to as 'staff'. It should be used in conjunction with the Adult at Risk Safeguarding and Protection Policy, to prevent and reduce the risk of abuse to all adults who use St. John's services or come into contact with staff. The procedure details the steps that individuals and key people are expected to take if they have a safeguarding concern.

At St. John's, we recognise our responsibilities as set out in the [Pan Sussex Adult Safeguarding Policy and Procedures](#).

## 2. Legal requirements

This procedure and its associated policy are mandatory for all staff, as they must be aware of their

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### **Recognition of signs and indicators of abuse and exploitation**

Recognition of the signs and indicators of abuse or exploitation poses considerable challenges for most professional staff who work with adults and who do not deal with protection and safeguarding issues on a day-to-day basis. This is, in part because the notion of adults being at risk of abuse or neglect is one which is relatively new to our society in comparison to the longer

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the information without consent if in our judgement this is necessary to protect an adult from abuse or harm.

Adults at risk with capacity may request access to anything that is recorded about them. Therefore, anyone recording safeguarding issues should consider this and ensure that records are factual and clear and, where opinion is expressed, it should be recorded as such and distinguished from fact.

**Initial fact finding**

It is reasonable to check some basic facts prior to alerting other professionals. The DSL will always

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- A risk assessment.
- An interim protection plan.
- A clear record of the decisions.
- A record of what information is shared.
- An investigation plan with timescales.
- A communication strategy.

The strategy discussion or meeting should take place before any investigation; the exception to this is if a police investigation is required to gather evidence. St. John's should not begin an investigation prior to a decision by the multi-agency strategy meeting or discussion.

### **Outcomes of strategy meeting**

There are a wide range of possible outcomes that can come from a strategy meeting, these include:

- That the police are going to investigate - The staff member who raised the concern and the DSL are likely to be interviewed. (If the concerns relate to an Ambitious about Autism/Ambitious about Autism Schools Trust staff then they will also be interviewed by the police, and this could be under caution.)
- That the Local Authority is going to investigate - Again the staff member who raised the concern and the DSL are likely to be interviewed.
- That Ambitious about Autism/Ambitious about Autism Schools Trust lead its own internal investigation - under such circumstances the Local Authority will require a range of assurances regarding the protection of adults and the robustness of the process being agreed. There will also be an expectation of full, open and transparent feedback to the Local Authority.

## **7. Investigation**

Guidance on investigations can be found in the [Pan Sussex Adult Safeguarding Policy and Procedures](#).

## **8. Case Conference**

Following any investigation, a case conference is convened by the Local Authority.

The aim of a case conference is to:

- Consider the information contained in the investigating officer's report(s).
- Consider the evidence and, if substantiated, plan what action is indicated.
- Plan further action if the allegation is not substantiated.
- Plan further action if the investigation is inconclusive.
- Consider what legal or statutory action or redress is indicated.
- Make a decision about the levels of current risks and a judgement about any likely future risks

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Referral to advocacy service.  
Referral to counselling services.  
Guardianship/use of Mental Health Act 2007.  
Review of self-directed support.  
Restriction/management of access.  
Referral to MARAC (London based domestic violence units)  
No further action.  
Other.

**Possible outcomes for the person alleged to have caused harm**

Criminal prosecution/formal caution.

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**Other complaints**

Concerns raised against the organisation in relation to its handling of safeguarding issues should be referred to the CEO who will raise this with the Chair of Trustees where appropriate.

**Whistleblowing**

Staff access to the support provided by the whistleblowing procedures is an important element of safeguarding. For information on Whistleblowing, please see the Autism/Ambitious About Autism School's Trust Whistleblowing policy. The DSL will act as Whistleblowing Champion for the College. Where a member of staff is not satisfied that their concerns have been considered to by the Charity, or not taken seriously, they should approach the safeguarding team for the setting's host Local Authority (contact details-11( )5(t)5(h)11(a)-11(t)5(

concern

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## Appendix 4: Checklist for preparing to make a referral

### Details of the referrer

- Name, address and telephone number
- Relationship to the adult at risk
- Name of the person raising the alert if different

### Details of the adult at risk

- Name(s), address and telephone number
- Date of birth, or age
- Details of any other members of the household including children
- Information about the primary care needs of the adult, that is, disability or illness
- Funding authority, if relevant
- Ethnic origin and religion
- Sex identification (including transgender and sexuality)
- Communication needs of the adult at risk due to sensory or other impairments including any interpreter or communication requirements
- Whether the adult at risk knows about the referral
- Whether the adult at risk has consented to the referral and, if not, on what grounds the decision was made to refer
- What is known of the person's mental capacity and their views about the abuse or neglect and what they want done about it (if that is known at this stage)?
- Details of how to gain access to the person and who can be contacted if there are difficulties

### Information about the abuse, neglect or physical harm

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## Appendix 5: Responding to concerns that an adult may be being abused or neglected

Recognition of signs or indicators of abuse or an allegation/disclosure of abuse  
If necessary, take immediate steps to protect

Raising a concern

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If the allegation is likely to be considered a Serious Incident the CEO will inform the Trustee responsible for safeguarding and a report to the Charity Commission undertaken. The Charity DSL is responsible for completing the report to the Charity Commission.

A 'case manager' will be allocated by the DSL (they must be a trained DSL and a member of the Safeguarding Team). The case manager will:

- o Immediately discuss the allegation with the designated officer at the home and host Local Authority (the LADO) and the Adult safeguarding Team. This is to consider the nature, content and context of the allegation and agree a course of action, including whether further enquiries are necessary to enable a decision on how to proceed, and whether it is necessary to involve the police and/or adult's social care services. (The case manager may, on occasion, consider it necessary to involve the police

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Issues arising from the decision to suspend the member of staff.  
The duration of the suspension.  
Whether or not the suspension was justified.

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