

# London Enterprise Academy Whistleblowing Policy



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## **1.0 London Enterprise Academy Mission Statement**

London Enterprise Academy is a secondary free school in Tower Hamlets set up by serving teachers, professionals and local parents. Our vision is to create a truly outstanding free school delivering the very best educational opportunities, nurture academic excellence and enhanced ambition in all its pupils, inspire the next generation of professionals and entrepreneurs from diverse backgrounds.

## **2.0 Policy links to School mission, aims and values**

All of the work of London Enterprise Academy is intended to support the delivery of our mission statement in full.

## **3.0 Purposes**

London Enterprise Academy is committed to the highest standards of openness, probity and accountability. In line with this commitment, all employees with serious concerns about the school's work are encouraged to come forward and voice those concerns. This also applies to concerns about the activities of staff, Governors and external organisations in their dealings with the School.

This policy:

- provides the basis on which employees can raise any such concerns they may have, and receive feedback on action taken;
- allows employees to take the matter further if they are dissatisfied with the school's response; and
- gives protection from reprisals or victimisation for 'whistleblowing' in good faith.

### **What is the policy?**

There are existing procedures in place to enable employees to raise grievances about their own employment. This policy is intended to cover concerns that fall outside the scope of individual grievances. The concern may be about something that:

- is unlawful;
- is against the school's policies;
- amounts to improper conduct;
- seems likely to harm somebody or the environment; or
- represents a cover-up of these sorts of issues

This policy applies to all its employees.

## **4.0 Implementation**

### **What safeguards are there?**

#### ***Harassment or Victimisation***

It is recognised that the decision to report a concern can be a difficult one to make, not least because of the fear of reprisals from those responsible for the malpractice. The school will not tolerate harassment or victimisation and will take all possible measures to protect employees who raise concerns in good faith.

#### ***Confidentiality***

The identity of employees who raise concerns and do not want their name to be disclosed will be protected. It must be appreciated, however, that the investigation may reveal the source of the information, and statements made by the employees who raised the issue may be required as part of the evidence. Employees will be encouraged to put their name to allegations made. Concerns

expressed anonymously are much less powerful, but they will be considered at the discretion of the school. In exercising this discretion, the factors to be taken account of will include:

- the seriousness of the issue raised;
- the credibility of the concern; and
- the likelihood of confirming the allegation from attributable sources

### ***Untrue allegations***

If an allegation is made in good faith, but is not confirmed by the investigation, no action will be taken against the employee. However, if employees make allegations that are malicious or vexatious, disciplinary action against them is likely.

### **What is the procedure?**

The earlier employees express their concern the easier it is to take action. As a first step an employee should normally raise concerns with their immediate manager, the Principal or Chair of Governors. This depends, however, on the seriousness and sensitivity of the issues involved and who is thought to be involved in the malpractice. An employee who feels that they cannot approach management in their own school should approach either:

- The Chair of Governors – details below
- Trade Union or Professional Association for advice
- The monitoring officer;
- Internal Audit

Concerns are better raised in writing. This should set out the background and history of the concern, giving names, dates and places where possible, and the reason why the employee is concerned about the situation. An employee who does not feel able to put their concerns in writing can telephone or meet the appropriate officer. Employees may ask their Trade Union or Professional Association to raise the matter in conjunction with them.

### **How will London Enterprise Academy respond?**

The action taken by London Enterprise Academy will depend on the nature of the concern. The matters raised may for example:

- be investigated internally;
- be referred to the Police;
- be referred to the external auditor or
- form the subject of an independent inquiry

In order to protect individuals and the school, initial enquiries will be made to decide whether an investigation is appropriate and, if so, what form it should take. Where a concern or allegation falls within the scope of specific procedures (e.g. child protection or unlawful discrimination issues) they will normally be dealt with using those procedures. Some concerns may be resolved by agreed action without the need for investigation. Within two weeks of a concern being received, the School will write to the employee who raised the issue:

- acknowledging that the concern has been raised;
- indicating how it proposes to deal with the matter;
- where possible, giving an estimate of how long it will take to provide a final response; and
- telling the employee whether further investigations will take place and if not, why not.

The amount of contact between the investigators considering the issue and the employee who has raised the issue will depend on the nature of the matters raised, the potential difficulties involved and the clarity of the information provided. If necessary, further information will be sought from the employee.

When any meeting is arranged with the employee, they will be given the right to be accompanied by a Trade Union Representative or fellow worker who is not involved in the area of work to which the concern relates.

It is accepted that employees need to be assured that the matter has been properly addressed. Therefore, subject to legal or contractual constraints, employees will receive information about the outcomes of any investigations.

#### **What happens if the employee is not satisfied with the action?**

This policy is intended to provide employees with an avenue to raise relevant concerns within the School. It is hoped that employees will be satisfied with the action taken as a result. If an employee is not satisfied, and feels it is right to take the matter outside the school, the following are possible contact points, some or all of which may be appropriate:

- The local member of parliament
- National Audit Office
- Health and Safety Executive
- relevant professional bodies or regulatory organisations;
- the Police;
- the charity Public Concern at Work (telephone 020 7404 6609).

If an employee does take the matter outside of the school, they must make sure that they do not disclose otherwise confidential information.

#### **Management of Policy.**

The Principal has overall responsibility for the maintenance and operation of this policy. They will maintain a record of concerns raised and the outcomes and will report as necessary to the Governors.

It is recognised that whistle blowing can be difficult and stressful. Advice and support is available from your Principal.

**Chair of Governors:** - Nazim Ahmed

#### **5.0 Links with other policy areas**

Complaints Policy  
Safeguarding Policy  
Grievance policy

#### **6.0 Communication**

This information is located in the guidance published

For staff referenced in their staff handbook in the Procedures and Policies section and staff shared drive

The Governing Body approved this policy on date: February 2023

**Signature of chair of Governors**

**Signature of Principal**