

Twyford Playgroup - Ey484175

Whistleblowing policy

Date ratified: February 2025

Reviewed: Annually

Managers signature: Rachel Knott

Chair of committee: Pamela Lawrence

Review date: September 2026

Statement of intent

Twyford playgroup is committed to open and honest communication and the highest possible standards in integrity and will treat whistleblowing as a serious matter.

In line with our commitment to openness, probity and accountability, members of staff are encouraged to report concerns which will be taken seriously, investigated, and appropriate action taken in response. Such action is termed “blowing the whistle”; this phrase is used throughout this policy and should be viewed as a positive action of speaking up.

This policy seeks to ensure that any person suspecting malpractice knows how to raise concerns and what procedures are in place to deal with the concern.

The purpose of this policy is to provide staff with the help and support they need to speak up and be confident that they can do so safely. The Manager/ chair of the committee will take concerns seriously and ensure that they are dealt with promptly and fairly.

1. Introduction

Statutory protection for employees who whistle blow is provided by The Public Interest - Disclosure Act 1998 (PIDA), which protects employees who speak out about concerns about conduct or practice within the setting, which is potentially illegal, corrupt, improper, unsafe, unethical or amounts to malpractice.

This policy has been written in accordance with the Whistleblowing for Employees guidance document. (LBTH)

Serious malpractice may involve committee members, management, parents, staff or suppliers of goods and services to the organisation; therefore, our setting has

introduced this policy to enable staff to raise concerns, which are in the public interest, through internal trust procedures.

This policy applies to all playgroup staff, including full and part time, casual, temporary, bank staff, and to individuals undertaking work experience within the setting.

Disclosures made under this procedure will be monitored for statistical purposes as required under the PIDA. Details of any disclosure remain confidential.

The manager is the first point of contact for whistleblowing queries. If the allegation is related to the manager, then issues will be raised with the Chair of Committee.

Legislative Framework

This policy has due regard to statutory legislation including, but not limited to, the following:

- The Public Interest Disclosure Act 1993
- The Public Concern at Work Guidelines 1997

Scope

This policy will give confidence to members of staff about raising concerns about conduct or practice which is potentially illegal, corrupt, improper, unsafe or unethical or which amounts to malpractice or is inconsistent with playgroup standards and policies.

Provide members and staff with avenues to raise concerns.

Ensure that members of staff receive a response to the concerns they have raised and feedback on any action taken.

Offer assurance that members of staff are protected from reprisals or victimisation for whistleblowing action undertaken in good faith and within the meaning of the PIDA.

This policy will not be confused with the procedure on dealing with harassment at work or other Disciplinary procedures.

This policy will complement the procedures by covering concerns that fall outside their scope, such as issues relating to:

Unlawful conduct, including financial or fraudulent malpractice such as embezzlement, bribery, corruption, dishonesty, etc.

Risks or damages to the environment

Twyford Playgroup will not tolerate harassment or victimisation of members of staff when matters are raised in accordance with the PIDA. Any member of staff who victimises or harasses another member of staff, because of their having raised a concern in accordance with the whistleblowing policy, will be dealt with under the settings staff disciplinary procedures.

If a member of staff makes an allegation in good faith but it is not confirmed by further inquiry, the matter will be closed and no further action will be taken; however, if the inquiry shows that untrue allegations were malicious or made for personal gain, then the Twyford Playgroup will consider taking disciplinary action.

What is a whistle-blower?

A whistle-blower is an individual who discloses confidential information regarding an employee, which relates to some danger, fraud or other illegal or unethical conduct which relates to the workplace.

Under this policy, any of the following can raise a concern:

- Employees of the setting.
- Employees of contractors working for the setting for example, agency staff.
- Employees of suppliers.
- Voluntary workers working with the setting.
- A trainee, such as a student.

Harassment or victimisation

We recognise that the decision to report a concern can be a difficult one to take, not least because of the fear of reprisal from those responsible for the malpractice or from the setting as a whole; however, the setting will not tolerate any such harassment or victimisation and will take appropriate action in order to protect staff who raise a concern in good faith.

Staff are protected in law by the Public Interest Disclosure Act, which gives employees protection from detriment and dismissal where they have made a protected disclosure, providing the legal requirements of the Act are satisfied.

Any member of staff who victimises or harasses a member of staff as a result of their having raised a concern in accordance with this policy will be dealt with under name of settings staff disciplinary procedures.

Procedure

Concerns will be expressed in writing to the manager and will include background and history of the concern, names, dates and places where possible, and express the reasons for the concern. Individuals are encouraged to let themselves be known, either in person, or through their union representative, as concerns expressed anonymously are difficult to investigate.

Anyone feeling unsure can seek confidential advice at any time from Public Concern at Work, a registered charity which advises on serious malpractice in the workplace. For more information, visit their website.

The whistle-blower is not responsible for investigating the alleged illegal or dishonest activity, or for determining fault or corrective measures.

What happens next?

Once the setting has been informed of the concern, it is then the responsibility of the manager/ chair of committee to investigate the matter further.

The Manager/ chair of committee will write to the individual within ten days of the initial meeting to confirm that the concern has been received, as well as indicate proposals for dealing with the matter.

The initial stage will be an interview with the whistle-blower, and then an assessment of further action will be discussed.

If an investigation is carried out, the whistle-blower will be informed of the outcome.

If the investigating officer needs to talk to the whistle-blower, they are permitted to be accompanied by a trade union representative, a professional association representative, a friend, or a fellow member of staff not involved in the area of work to which the concern relates. This person will provide support only and will not be allowed to become involved in the proceedings.

If no action is to be taken, and/or the individual is not satisfied with the way the matter has been handled; they can make a complaint under the published complaints procedure.

What the policy asks of you

The purpose of this policy is to enable individuals to raise concerns in confidence, without any fear of reprisal; therefore, it is imperative that whistle-blowers:

- Do not take the concern outside the setting.
- Declare any personal interest in the matter, as the policy is designed to be used in the interest of the public and not for individual matters

At the end of the process

A record will be made of the nature and outcome of the concern. The purpose of this is to ensure that a central record is kept, which can be cross-referenced with other complaints, to monitor any patterns of concern across Twyford playgroup, and to assist in monitoring the procedure.

The whistle-blower will be informed of the results of the investigation, and any action that is proposed will be subject to third party rights; where action is not taken, the individual will be given an explanation.

Appeal process

If the whistle-blower disagrees with the decision made, they will request, in writing to the Manager/ Chair of committee, within two weeks of receiving the notification, a review of the decision stating the grounds for requesting the review.

If you're treated unfairly after whistleblowing

An individual can take a case to an employment tribunal if they have been treated unfairly because of whistleblowing.

Further information can be sought from the Citizen's Advice Bureau, the whistleblowing charity Public Concern at Work, or from an individual's trade union.

Any claims of unfair dismissal needs be made within three months of the investigation ending.

Monitoring and review

The committee and manager will review this policy annually, ensuring that all procedures are up to date.

Any changes made to this policy will be communicated to all members of staff.