



Scargill Church of England Primary School



Code of Conduct for Staff

Governor's Approval

Date: March 2019

Review Date: March 2020



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Code of Conduct for Staff Employed in DDAT Schools

1.0 Purpose

The people of Derbyshire are entitled to expect high standards of conduct from all employees of DDAT, including those who work in schools. This code of conduct has been drawn up by the Trust, it outlines the rules that apply to staff employed in schools and provides guidance to help keep to them. Individual schools may have additional rules and these will be brought to the attention of all employees. The code sets out the minimum standards that are expected of employees and provides a framework that will help to prevent misunderstandings or criticism.

2.0 Roles and Responsibilities

Local Governing body: The Local Governing Body has a general role in ensuring that appropriate standards of conduct are established and maintained. Members of the governing body may also be involved in dealing with specific declarations made by employees under the code.

Executive Headteacher: *The Executive Headteacher is responsible for ensuring that staff are made aware of the Code of Conduct as part of their induction programme. They will also consider declarations made by the employees under the code and will ensure appropriate action is taken to deal with any alleged breaches.*

Employees: All staff employed at DDAT schools are required to keep to the standards of this code and carry out their duties honestly and fairly. Failure to do so is a serious matter and could result in disciplinary action including dismissal. Staff should therefore read the document carefully and if they have any queries contact their immediate line manager or Executive Headteacher.

3.0 Policy statement

Derby Diocesan Academy Trust (DDAT) endorses the Seven Principles of Public Life proposed by the Committee on Standards in Public Life chaired by Lord Nolan. These are:

Selflessness

People who work for the public should take decisions by thinking only of the public interest. They should not do so in order to gain any benefits for themselves, their family or their friends.

Integrity

People who work for the public should not put themselves under any financial or other obligation to any outside person or organisation that might influence them in carrying out their official duties.

Objectivity

In carrying out public duties, including making public appointments, awarding contracts, or recommending individuals for rewards or benefits, choices should only be made on merit.

Accountability



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Those working for the public must answer for their decisions and actions to the public and be open to whatever questioning is appropriate to their job.

Openness

People who work for the public should be as open as possible about and give reasons for decisions and actions they take. They should restrict information only when the wider public interest clearly requires this.

Honesty

Those working for the public have a duty to declare any private interests to do with their public duties. They must resolve any possible conflicts of interest in a way which protects the public interest.

Leadership

People who work for the public should promote and support these principles by leadership and example.

DDAT and the Local Governing Bodies of all Academies also expect employees to operate in accordance with the codes of conduct provided by their relevant professional body.

4.0 Standards

All employees are expected to give the highest possible standard of service and to carry out their duties honestly, fairly and in line with the distinct Christian ethos of all DDAT schools.

All employees must report to their Executive Headteacher, or in the case of an allegation against the Executive Headteacher the chair of governors, anything illegal, improper or a breach of procedure. Employees will not be penalised for doing this as long as they act in good faith. The Executive Headteacher or chair of governors must record, investigate and take appropriate action on such reports.

It is not enough for people working for the public to avoid doing wrong. All employees should avoid anything which could give the impression or appearance of doing wrong.

5.0 Safeguarding welfare of children and young people

All staff are required to work within the 'Guidance for Safer Working for Adults who work with Children and Young People' provided by the DfE, 'Keeping Children Safe in Education' (2018), which is the statutory guidance for Schools and Colleges. The guidance is available via the following link:

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/550511/Keeping_children_safe_in_education.pdf

and any additional guidance provided by the school. This aims to safeguard children and young people and reduce the risk of staff and other adults in schools being falsely accused of improper or unprofessional conduct.



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Staff receiving information about allegations of child abuse should report such information to the Executive Headteacher as DSP, as set out in the school's Child Protection Policy. If the allegations are against the Executive Headteacher, the information should be reported to the chair of governors in accordance with the school's Procedure for Dealing with Allegations of Abuse Made Against Staff, Volunteers and Agency Workers.

6.0 Disclosure of information

The law requires that certain types of information must be open to councillors, governors, auditors, government departments, service users and the public. An employee should always check first with the Executive Headteacher if they are in any doubt as to whether the particular information should be released. The Executive Headteacher may seek advice from the Trust.

Employees must not use any information they get in the course of their employment for personal gain or benefit. They must not pass information on to others who might use it for their own gain.

Employees must only give confidential information or documents to those who have a legitimate right to them. They can only give information stored on computer systems in accordance with the requirements of the Data Protection Act 1998, as described in Annex A.

Employees other than the Executive Headteacher should not make statements directly to the press or other media without first obtaining the approval of the Executive Headteacher, except in the case of trade union representatives who are communicating with the media in that role. The Executive Headteacher should consult with the chair of governors before making statements to the press or other media on major policy issues.

7.0 Political neutrality

Employees serve their governing body as a whole and must treat all governors equally and make sure that their individual rights are respected.

Employees must not allow their own political opinions to interfere with their work.

Employees may not display political posters, including election material, in areas of school premises or other DDAT buildings which the public has access to. Trade union representatives may display trade union/association views on current issues on the appropriate authorised notice boards within the school.

Where political views are brought to the attention of pupils within the school or during extracurricular activities they should be in the form of a balanced presentation of opposing views.

8.0 Relationships



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With governors: Mutual respect between employees and governors is essential to good school governance. An employee who believes that a governor has acted improperly towards them may report the matter to their Executive Headteacher who will take appropriate action.

With the local community and service users: Employees are expected to be polite, efficient, fair and impartial when they provide services to all groups and individuals within the community they serve.

With contractors and suppliers: All relationships of a business or personal nature outside work with external contractors or suppliers must be declared to the Executive Headteacher at the earliest opportunity. Orders and contracts must be awarded on merit and no special favour should be shown to anyone.

9.0 Recruitment and other employment matters

Employees involved in appointing people to posts should ensure that they follow the Trust's Safer Recruitment Policy.

In order to avoid any possible accusation of bias, employees must not be involved in any appointment where they are related to or have a close personal relationship outside work with the person applying. Staff shall disclose to the Executive Headteacher any relationship with any person who they know is an applicant for a post at the school.

Employees should not be involved in, or try to influence, decisions relating to discipline, promotion or pay for any employee who is a relative or with whom they have a close personal relationship outside work.

10.0 Commitments outside work

Employees' off-duty hours are their private concern as long as they do not:

- Put their private interests before their duty to the school or local Trust;
- Put themselves in a position where their duty and private interests conflict or could appear to conflict; or
- Do anything which could adversely affect their suitability to carry out their duties or the reputation of the school or Trust.

Teaching staff or support staff graded above Scale 6 (or its equivalent) may not carry out any other business or take up any additional employment without the permission of the governing body. Employees should complete the appropriate form and submit it to the Executive Headteacher. The governing body will not unreasonably prevent you carrying out other employment. However this employment must not, in the view of the governing body, conflict with its interests and specific conditions may be laid down. The following conditions apply to all commitments outside work:

- Employees must not carry out private work (whether paid or unpaid) relating to the school or Trust without permission from the Executive Headteacher;



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- Employees must not carry out any work related to a private interest (including taking or making telephone calls) during normal working hours;
- An employee must not use the school's facilities or equipment or confidential information; and
- All approvals will be reviewed and may be withdrawn if thought necessary.

Some staff, particularly teachers, may wish to use their professional expertise to do other work, for example examination marking or private tuition. It is recognised that this can be of value to the school. The governing body will not normally prevent employees from undertaking additional employment if it is satisfied that it does not conflict with the interests of or weaken public confidence in the school or Trust.

The provisions of this section are not intended to apply to trade union officers engaged in legitimate trade union duties and activities.

11.0 Personal interests

Employees must declare to the Executive Headteacher on the appropriate form, any financial or non-financial interests that could conflict with the school's or local Trust's interests.

Section 117 of the Local Government Act 1972 requires employees to make a formal declaration about any contract with the school or local authority where they have a financial interest, as set out in Annex B. Employees should complete the appropriate form and send this to the Executive Headteacher. Failure to comply with this is a criminal offence.

Employees must not be involved in decisions about matters in which they have a personal interest.

Employees must declare membership of any organisation that is not open to the public, does not have formal membership and has secrecy about rules, membership or conduct. A definition of such an organisation is provided in Annex C. Employees should complete the appropriate form and send it to the Executive Headteacher or, in the case of the Executive Headteacher to the chair of governors.

12.0 Equality

All members of the local community and employees have a right to be treated fairly and equally. Employees must follow the governing body's policies on equal opportunities.

13.0 Tendering procedures

Employees involved in the tendering process or dealing with contractors should make sure that they know the separate roles of client and contractor. A summary of key legal conditions is provided in annex D.

Employees must deal fairly and impartially with all customers, suppliers and other contractors and sub-contractors.



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Employees who access to confidential information on tenders or costs relating to contractors must not give that information to any unauthorised person or organisation.

13.0 Corruption

It is a serious criminal offence under the Prevention of Corruption Acts for employees to corruptly receive or give any gift, loan, fee, reward or advantage or to show favour or disfavour to any person. If an allegation is made it is for the employee to prove that any rewards have not been corruptly gained or given. A summary of the legal provisions appears in Annex E.

14.0 Use of financial resources

Employees involved in financial activities and transactions must follow the school's financial regulations and guidance and Academies Financial Handbook.

They must use public funds in a responsible and legal way, try to make sure that the school provides value for money to the local community and avoid legal challenges to the school or Trust.

15.0 Gifts and other benefits

The offer of gifts or benefits in kind to employees (or their partners or family members) arising from their official duties could cause conflict between their private and public interests.

Unless the exceptions below apply, employees should refuse any personal gift offered to them, their partner or family member by any person or organisation who has dealings with the school or Trust. Employees must declare any offer on the appropriate form and say what action they have taken. This should be given to the Executive Headteacher or the chair of governors if the offer is to the Executive Headteacher. The exceptions are:

- Gifts made at the end of a courtesy visit to an organisation that are of a promotional nature and of a kind normally given by the organisation;
- Gifts of token value such as diaries, calendars and pens; or
- Gifts of token value given by pupils or parents at Christmas or at the end of term.

As offering gifts is a common practice in the business world particularly at Christmas time, they should be refused politely. If, for example, a gift is simply delivered to an employee's place of work, there may be a problem returning it, in which case, it should be immediately reported to the Executive Headteacher or chair of governors who will decide on the appropriate action.

Employees who have a caring role or who provide a direct personal service may come across special problems. For example, parents may wish to say thank you by offering gifts or money. This needs to be handled tactfully. Employees should refuse gifts politely and explain why they cannot accept them. Where it has not been possible to return a gift, this must be reported immediately to the Executive Headteacher who will give more guidance.



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16.0 Hospitality

A modest amount of entertainment is a normal part of public life but it is important not to risk undermining public confidence or allow it to appear that it may improperly influence the way employees carry out their duties.

Employees must be particularly careful if they are offered hospitality by someone who wants to do business with or obtain a decision from the school or Trust. It is important to avoid any suggestion of improper influence. Employees should accept an offer of hospitality only if they genuinely need to go to an event to receive or give information, represent the school in the community or make prior visits to check arrangements, particularly in relation to health and safety (for commercially organised visits, journeys or activities involving pupils). They should only accept offers to attend purely social or sporting occasions if these are part of the life of the community or the school should be seen to be represented.

If hospitality has to be declined, this should be done politely with an explanation of the rules on hospitality.

Employees should use the appropriate form to notify all offers of hospitality to the Executive Headteacher or to the chair of governors if the offer is made to the Executive Headteacher. This is not required if the hospitality is of token value, for example a single drink.

17.0 Sponsorship

The above rules relating to gifts and hospitality also apply where an outside organisation wishes to sponsor or is approached to sponsor a school activity. This may be by invitation, tender, negotiation or voluntarily. Employees should be particular careful when dealing with current or potential contractors.

Any employee who, or whose partner or family member, would directly benefit from sponsorship of an activity by the school, must declare this on the appropriate form and send it to the Executive Headteacher or the chair of governors in the case of the Executive Headteacher.

Employees must give impartial advice and avoid any conflict of interest where the school gives support in the community through sponsorship, grant aid or financial or other means.

18.0 Retention and access to declarations

Declarations made on appropriate forms are subject to the retention periods and access categories set out below:

Declaration	Retention	Access
Relationship with external contractor or supplier	Kept for 3 years after end of employment	Public access
Relationship with	Kept for 3 years	Internal access



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candidate for employment		
Approval for outside interests	Kept for 3 years after end of employment	Internal access
Declaration of personal interests	Kept for 3 years after end of employment	Internal access
Financial interest in contract	Kept indefinitely	Public access
Membership of secret societies or organisations	Kept for 3 years after end of employment	Access controlled by monitoring officer
Offers of gifts	Kept for 3 years	Internal access
Offers of hospitality	Kept for 3 years	Internal access

Public access is allowed in situations that can raise particular public concerns (since they relate to financial interests) and the public interest in being able to see that appropriate declarations are made and the extent to which employees have such relationships overrides the need to protect the personal privacy of employees.

Internal access by governors, Trust members, councillors, local authority officers or district audit concerns declarations that relate primarily to the personal interests of employee. This is to maintain a balance between public interest and privacy issues.

The Trust's monitoring officer (Academy Business Director) controls access to declarations of membership of secret societies or organisations. Membership of these organisations is not unlawful. Disclosure is required so that the school and Trust can satisfy themselves on matters of propriety that may arise in connection with such organisations. Access will only be provided where the monitoring officer is satisfied that there are reasonable grounds for access in connection with investigations of a complaint or other legitimate concerns.

19.0 Relationship with other policies and procedures

Disciplinary Procedure: This procedure should be used to deal with an allegation against a member of staff that they have acted in breach of this Code of Conduct.

Child Protection Policy: This should be followed if an allegation concerns abuse of a child.

Procedure for Dealing with Allegations of Abuse Made Against Staff, Volunteers and Agency Workers: This should be followed if it is alleged that a member of staff, volunteer or agency worker has abused a child.

20.0 Monitoring and review

Feedback is encouraged from governing bodies and Executive Headteachers on the effectiveness of this code of conduct. It will be reviewed on an annual basis to ensure it is appropriate in light of recommended best practice and complies with employment law. In the event of any conflict with statute, the legal provisions will have precedence over this policy in all cases.



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Governing bodies should monitor their application of this code of conduct, particularly to ensure that their practices comply with it and are not discriminatory.

21.0 Approval by Governor's

This policy has been formally approved and adopted by the governor's at a formally convened meeting

Policy approved: _____

Date: _____

Review date: _____

End of policy statement