



L.E.A.D. Academy Trust

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SIR EDMUND HILLARY ACADEMY

Visitor, VIP and Volunteer POLICY

Policy/Procedure management log

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Policy Statement

Sir Edmund Hillary Academy assures all visitors and volunteers a warm, friendly and professional welcome to Sir Edmund Hillary Academy, whatever the purpose of their visit.

The academy has a legal duty of care for the health, safety, security and wellbeing of all pupils and staff. This duty of care incorporates the duty to “safeguard” all pupils from subjection to any form of harm, abuse or nuisance. It is the responsibility of the Governing Body and senior staff to ensure that this duty is uncompromised at all times.

In performing this duty, the academy recognises that there can be no complacency where child protection and safeguarding procedures are concerned. The Academy therefore requires that ALL VISITORS AND VOLUNTEERS (without exception) comply with the following policy and procedures. Failure so to do may result in the visitor’s escorted departure from the academy site.

Policy Responsibility

The Head of School along with the Office Manager is the member of staff responsible for implementation, coordination and review of this policy. This person will also be responsible for liaising with the academy’s Executive Headteacher and Designated Safeguarding Lead as appropriate. All breaches of this procedure must be reported to the Office Manager and/or headteachers.

Aim

To safeguard all children under this academy’s responsibility both during academy hours, curriculum and out of school hours activities which are arranged by the academy. The ultimate aim is to ensure that students at Sir Edmund Hillary Academy can learn and enjoy extra-curricular experiences, in an environment where they are safe from harm.

Objectives

To have in place a clear protocol and procedure for the admittance of external visitors and volunteers to the academy which is understood by all staff, governors, visitors and parents and conforms to child protection and safeguarding policy and procedures.

Where and to whom the policy applies

The academy is deemed to have control and responsibility for its pupils anywhere on the academy site (i.e. within the academy boundary fence), during normal academy hours, during after academy activities and on academy organised (and supervised) off-site activities.

The policy applies to:

- All staff employed by the academy and LEAD Academy Trust
- All external visitors entering the academy site during the day or for after school activities (including peripatetic tutors, sports coaches, and topic related visitors e.g. authors, journalists)
- All governors of the academy
- All parents and volunteers
- All pupils
- Other Education related personnel (LA Advisors, Inspectors etc)
- Building & Maintenance and all other independent contractors visiting the academy premises
- Independent contractors who may transport students on minibuses or in taxis

Protocol and Procedures

Types of visitors

There are several different types of legitimate visitors to a school:

- Visitors who attend the school in connection with children and who have a professional role i.e., Social Workers, Health Professionals, Educational Psychologist, SEND officers, HR officers, Officers from the Fair Access team, TETC team or other support workers or health related professionals.
- Visitors attending to work with children in roles such as peripatetic tutors, sports coaches
- Visitors who attend the school in connection with the building, grounds, or equipment i.e. builders, contractors, maintenance staff or IT workers
- VIPs – Very Important People
- Other legitimate visitors i.e. parents, parent helpers, school governors,
- *Organisations which have input to the curriculum, learning and support, for example, such as the NSPCC, sports specialists/coaches, music tutors, alternative education providers and PCSO's, Early Intervention Officer's.*

Visitors to the Academy

All visitors to the academy will be asked to bring formal identification with them at the time of their visit (unless they are named on the approved visitors list as set out below), for volunteers: on their first visit / induction. They must follow the procedure below.

- Wherever possible, visits to schools should be pre-arranged
- At times when the security gates are closed, all visitors/volunteers must stop at the gate and press the call button to gain access to site, explaining who they are and the purpose of their visit.
- Once on site, all visitors/volunteers must report to Reception first. No visitor is permitted to enter the academy via any other entrance under any circumstances.
- At Reception, all visitors/volunteers must state the purpose of their visit and who has invited them. They should be ready to produce formal identification upon request.

- All visitors/volunteers will be asked to sign in using the electronic system which is in Reception at all times making note of their name, organisation, who they are visiting and car registration (if applicable).
- All visitors/ volunteers will be required to wear an identification badge (either red or green in colour) – the badge must remain visible throughout their visit.
- Visitors/volunteers will then be escorted to their point of contact OR their point of contact will be asked to come to Reception to receive them. The contact will then be responsible for them while they are on site. The visitor/volunteer must not be allowed to move about the site unaccompanied unless they are registered on the Approved List.

Any visitor attending the academy on a 'one off' visit or who is potentially not going to have an enhanced DBS must make that known to the member of staff booking them.

A visitor form and risk assessment will then be completed by the key member of staff. This must be seen, approved and signed by the Headteacher prior to their attendance at the academy. A copy will then be held by the office for reference and verification.

Approved List

The Academy will hold an approved visitor list for visitors who frequently visit the academy site to undertake work within the academy (including contractors and supply staff). This is held on the academy single central record.

To qualify for this list the visitor must have demonstrated, prior to the visit that:

- a) They have a current clear enhanced DBS check and a copy of this has been registered on the Academy's Central Record (Ideally the current DBS is no more than 3 years old but the academy realise that this is not a statutory requirement and cannot be enforced) AND
- b) A current clear Barred List check has been undertaken by the academy's Office manager or AND/OR
- c) They have the written authorisation of the Headteacher or Office Manager to travel around the academy site unaided.

Visitors on the Approved List MUST follow the same procedures on entry to the premises (i.e. come to Reception and sign in). A copy of the approved visitor list will be kept by Reception at all times.

Contractors

The statutory guidance¹ states:

*Schools and colleges **must** ensure that any contractor, or any employee of the contractor, who is to work at the school or college has been subject to the appropriate level of DBS check. Contractors engaging in regulated activity will require an enhanced DBS certificate (including barred list*

¹ Keeping Children Safe in Education September 2023

information). For all other contractors who are not engaging in regulated activity, but whose work provides them with an opportunity for regular contact with children, an enhanced DBS check (not including barred list information) will be required. In considering whether the contact is regular, it is irrelevant whether the contractor works on a single site or across several sites.

Under no circumstances should a contractor in respect of whom no checks have been obtained be allowed to work unsupervised or engage in regulated activity. Schools and colleges are responsible for determining the appropriate level of supervision depending on the circumstances.

If an individual working at a school or college is self-employed, the school or college should consider obtaining the DBS check, as self-employed people are not able to make an application directly to the DBS on their own account.

Schools and colleges should always check the identity of contractors and their staff on arrival at the school or college.

For building or maintenance contractors' schools should establish a formal agreement regarding access to specific areas of the building. This is likely to require building projects maintaining physical separation – fencing off the work areas, will provide additional safeguards. Any DBS checks required should be completed before the contractor begins work in school.

Trainee teachers

The statutory guidance⁴ states:

Where applicants for initial teacher training are salaried by the school or college, the school or college must ensure that all necessary checks are carried out. If these trainee teachers are engaging in regulated activity relating to children (which in most cases by the nature of the work, they will be), an enhanced DBS certificate (including children's barred list information) must be obtained.

Where trainee teachers are fee-funded it is the responsibility of the initial teacher training provider to carry out the necessary checks, schools and colleges should obtain written confirmation from the provider that it has carried out all pre-appointment checks that the school or college would otherwise be required to perform and that the trainee has been judged by the provider to be suitable to work with children.

There is no requirement for the school to record details of fee-funded trainees on the single central record.

As with other visitors who have been checked by an external organisation, the school should have 'written notification' that appropriate checks have been made and have been reviewed annually.

If tutors of trainee teachers do not have unsupervised contact with children, they will not require a DBS check. If they do have such contact, then it will be the responsibility of their institution to undertake the check and inform the school that appropriate checks have been made.

Visitor/Volunteer Departure from Academy

On departing the academy, visitors/volunteers MUST leave via Reception and:

- Sign out via the electronic system recording their departure time alongside their arrival entry
- Return the identification badge to Reception
- A member of staff should escort the visitor/volunteer to the exit of the academy ensuring the visitor/volunteer does not re-enter the academy site, (potentially breaching security).

Unknown/Uninvited Visitors to the Academy

Any visitor to the academy site who is not wearing an identity badge should be challenged, by an appropriate adult, politely to enquire who they are and their business on the academy site.

They should then be escorted to Reception to sign in and be issued with an identity badge. The procedures under “Visitors to the Academy” above will then apply

In the event that the visitor refuses to comply, they should be asked to leave the site immediately and the Headteacher and Office Manager (or Senior Leader if neither is available) should be informed promptly.

The Headteacher / Office Manager or Senior Leader will consider the situation and decide if it is necessary to inform the police.

If an unknown/uninvited visitor becomes abusive or aggressive, they will be asked to leave the site immediately and warned that if they fail to leave the academy grounds, police assistance will be called for.

Governors and Volunteers

All governors and regular volunteers must comply with DBS procedures, completing a DBS disclosure form (if not already held) via the Academy office.

The Academy must check all governors and volunteers DBS certification is current (i.e. less than 3 years old)

Thereafter, normal visitor procedures should apply. Please note that Governors should sign in and out using the electronic signing in system.

New governors will be made aware of this policy and familiar with its procedures as part of their induction. This is the responsibility of the Headteacher, Chair of Governors or Clerk to Governors.

New volunteers will be asked to comply with this policy by staff they first report to when coming into academy for an activity or class supporting role and upon their induction.

Parents and relatives

DfE KCSiE 2021 Part Three states: *Schools and colleges should not request DBS checks or barred list checks, or ask to see existing DBS certificates, for visitors such as children’s relatives or other visitors attending a sports day. Headteachers and principals should use their professional judgment about the need to escort or supervise such visitors.*

Ofsted

Ofsted have provided local authorities with written confirmation that all Ofsted staff who would visit a school have been through a DBS 'Enhanced with barred list information' check. They have also confirmed that all approved additional inspectors have also been through a DBS 'Enhanced with barred list information' check. Ofsted provide a list of all approved additional inspectors at:

<https://www.gov.uk/search?q=additional+inspectors>

Schools can regard this note as constituting 'written notification' that Ofsted staff have been subject to relevant checks, as NCC holds the 'written notification' from Ofsted.

Special categories of visitor

VIPs

A VIP is usually an external visitor of importance or influence who commands special treatment:

- Royalty and Royal Representatives
- Government (Members of Parliament, including government ministers and politicians)
- Diplomats and Senior Public Servants
- Chairpersons/ Chief Executives Officers of major companies and organisations
- Senior Officers from Charitable Trusts
- Religious leaders
- Civic and local community leaders
- Notable academics, Olympians, Authors, high profile prize winners and those with celebrity status in particular areas such as sport, music, the arts, media including celebrities and who are likely to inspire others.

Important considerations for VIP visits

An invitation to a VIP should be made in advance with sufficient time to enable appropriate planning for a safe and successful visit recognising how the visit will be hosted and importantly who will be escorting and supervising the visitor at all times.

In general terms VIPs should be treated in a very similar way to any other visitor but a degree of common sense should prevail e.g., it is unlikely that the Queen or another senior member of the Royal Family would be expected to show, or wear ID. Members of their entourage though should be expected to follow normal procedures.

All VIPs and any entourage should be accompanied at all times by a member of staff.

Concerns related to a visitor

Pupils, staff, and parents should be made aware of who they should report concerns to or go to for help and advice if they have concerns about a visitor. This would normally be the headteacher or another member of the school's senior leadership team, who should then report the concerns to the designated safeguarding lead.

Further details can be found in Part Four Section One and Two of KCSIE 2023.

Any issues regarding the suitability of visitors to the school should be noted by the designated person for safeguarding and promptly brought to the attention of the Headteacher. If the behaviour of a visitor causes safeguarding concerns the designated person for safeguarding should contact the Safeguarding Children in Education Officer (SCIEO) for advice and where the adult's behaviour has caused harm or risk to a child, the Local Authority Designated Officer (LADO).

Unknown, uninvited, or malicious visitors to the school

Any visitor to the school site who is not wearing an identity badge should be challenged politely by staff and escorted to Reception to sign the visitor's book and be issued with an identity badge. Failure to comply should result in them being asked to leave the site and the Headteacher or other senior person informed. In extreme circumstances or if the person refuses to leave, the police could be called.

Schools, academies, and colleges should use the advice and procedures described within:

- Schools' Emergency Plans should include arrangements for responding to 'intruders' and 'lockdown arrangements' in the event of a 'malicious visitor.' Relevant guidance can be found at:

Staff Development

As part of their induction, new staff will be made conversant with this policy for external visitors and all volunteers, and asked to ensure compliance with its procedures at all times.

Linked policies

This policy and procedures should be read in conjunction with other related academy policies, including:

- Safeguarding Policy
- Confidentiality Policy
- Healthy and Safety Policy
- Security Policy
- Fire Safety Policy

Policy Review

The policy will be reviewed in September 2024

Signed _____ Date _____

Appendix 1 – Visitor form and risk assessment

Sir Edmund Hillary Academy Visitor Form for working with children (to be given to Headteacher prior to visitor entering Academy)

Name of teacher responsible for visitor: _____

Name of Visitor:	Contact Details:
Date of Visit:	Year groups involved:
Aim of visit:	Cost:
How did you hear / find out about this person / group?	
Location/Organisation/Special Arrangements:	

Checks prior to visit: (have you checked for extremist / radical views?)

Website checked?	Yes / No	Google search completed?	Yes / No
Other checks (please specify):			

On visit/first visit:

Academy visitor agreement form signed (pages 5-6)

Photo ID seen ☐ Type of ID _____
(not applicable for parents)

DBS seen ☐
(if applicable) Disclosure No. _____

Form completed by: _____

Headteacher: _____

Please give completed form and signed visitor agreement to the Academy office.

Risk Assessment for Visitors and Volunteers

Brief outline of activities to be undertaken whilst in Academy:		Risk Level: 1 = Low = Minimal risk of an injury 2= Low/Medium 3= Medium= Medium Risk of injury/harm 4= Medium/High 5= High= High Risk of Injury or Death
During time in Academy:		
Hazards	Control Measures	Risk level following control measures (Put in the risk level)
Health and safety whilst on Academy premises		
Lifting and carrying	- Visitors/volunteers should make the academy aware of any factors that would prevent them from lifting and carrying items as part of the normal academy day. These may include items such as books, chairs or PE equipment. - If a visitor/volunteer does not feel comfortable lifting or carrying an item, it is their responsibility to make this known to the class teacher.	
Using Academy equipment	All visitors/volunteers must take personal responsibility for their safety whilst on site. If a piece of equipment does not seem suitable for them to use, e.g. A small chair, they should make this known to the class teacher before any injury occurs.	
Risk of fire	- Visitors/volunteers must ensure they always sign in and out of the academy to ensure an accurate fire register is available. - In the event of a fire, visitors/volunteers must follow the academy policy, evacuate the building and not re-enter until they are told it is safe to do so.	

	If the visitor/volunteer would require assistance or a PEEP whilst at the academy then they must make that known to the member of staff they are working with.	
Safeguarding of pupils and adults		
Understanding of statutory safeguarding expectations.	- Visitors/volunteers must report any concerns regarding pupils immediately to either the class teacher or designated safeguarding lead. If the concern is regarding an adult it should be reported immediately to the headteacher or DSL in their absence. - Visitors/volunteers must record any concerns on the 'record of concern' form and pass straight to the class teacher/ DSL or Headteacher	
Working alone	- Visitors/volunteers should not be left to work alone with pupils or be left in the classroom with pupils without an employed member of academy staff present. - If a visitor/volunteer is asked to work in a space/complete a task in which they would be alone with a pupil, they should raise this concern with the class teacher/DSL.	
Photographs	- Visitors/volunteers should not take photographs of children without the written agreement of the Headteacher and for the purpose of the visit. - All photographs should be taken on an academy device and should not leave the academy premises. - Visitors/volunteers should be made aware of any children without consent for photographs in the class in which they are in.	
Pupils being injured	- If a child is injured whilst working with a visitor/volunteer, they must first ensure the child receives appropriate medical help from an employed member of academy staff. - Following any accident or injury, the visitor/volunteer must ensure the class teacher is fully aware of the circumstances surrounding the injury and the actions taken. - In no circumstances should visitor/volunteer treat a pupil alone.	
Roles and responsibilities	- Visitors/volunteers should understand that they are not employed by the academy and must follow the academy code of conduct rules. - If a visitor/volunteer is unsure of their role at any time they should consult the class teacher/Headteacher.	

	Visitors/volunteers should not be expected to take on duties specific to an employed member of staff e.g. Marking, playground duties etc. but may ask to be involved in certain aspects if this helps them further understand the teacher's role.	
IT/Confidentiality/ Social Media	- Visitors/volunteers should not use or put anything on social media relating the academy. - In line with safeguarding documents and academy policy, visitors/volunteers should understand confidentiality within the academy and their role. Any queries or concerns about confidentiality/social media should be directed to the class teacher or Headteacher at any point during their time in the academy.	
Medical needs		
Allergies	- If a visitor/volunteer has any allergies that may affect their time spent in the Academy, they must inform the class teacher they are working alongside. - Any medications that the Academy visitor or volunteer requires during the Academy day should be kept securely with them and not left anywhere that a pupil may access it.	
Other medical needs		
Additional		

Guide to Induction – Regular School Based Volunteers

As a Trust, we aim to ensure all volunteers are properly welcomed, that they are given full and effective information that allows them to settle quickly into their volunteer role and be provided with all necessary statutory training.

The checklist below is designed to assist with inducting new volunteers ensure all the key information is covered and they feel comfortable with their time in the school.

1. GETTING AROUND & DAY ONE BASICS

Item	How/Who (suggested)	Date Completed & Initials
Day one forms – declaration of interests, next of kin, KCSIE part one etc.	OFFICE MANAGER	
Ensure documentation complete in full – full name, address, contact details, next of kin, risk assessment in place if necessary** <i>**please see OM guidance for volunteers on p4 onwards</i>	OFFICE MANAGER	
Discuss Trust's Mission, vision and values and academy's aims and objectives	Line manager	
Discuss expectation of volunteer hours – start and end times, agreed days	OFFICE MANAGER/Line Manager	
Conduct brief tour of the school e.g. fire exits, facilities, their volunteer area, fire points, location of first aid boxes	OFFICE MANAGER/Line Manager	
Day One health and safety basics e.g. accident reporting/fire alarms, security, DSE assessment, who to contact in an emergency	OFFICE MANAGER/Line Manager	

2. POLICIES

Item	How/Who (suggested)	Date Completed & Initials
Health and safety policy	OFFICE MANAGER	
Code of Conduct	OFFICE MANAGER	
KCSIE part One	OFFICE MANAGER	
Online Safety (<i>only if directly relevant to volunteering role</i>)	OFFICE MANAGER	

3. STATUTORY TRAINING VIA THE NATIONAL COLLEGE PLATFORM

As the National College (NC) training can only currently be accessed by Trust employees, this will need to be supervised by the Office Manager (BM) to allow the volunteer to have access.

- If the easiest option is that the BM logs into the NC training using their account, it is important that BMs are mindful of their administration rights. Therefore volunteers should not be left unsupervised to ensure they do not have access to any other information.
- Alternatively, BMs could present the NC training to volunteers e.g. by displaying this through a projector for a group or by loading it up on a laptop/tablet for an individual volunteer and arranging for them to watch the content whilst supervised.
- Please note that as this training will have already been completed by the BM, the quiz section cannot be completed again by the volunteer.

Item	How/Who (suggested)	Date Completed & Initials
Safeguarding and Prevent		
Fire safety		
<i>(Applicable for catering volunteers)</i> Handling, storing and disposing of hazardous materials		
<i>(Applicable for catering volunteers)</i> Food hygiene		
<i>(Applicable for catering volunteers)</i> Food allergy awareness and anaphylaxis		

4. SAFEGUARDING INDUCTION – FIRST WEEK to be signed off by your Volunteer

The welfare of the child is paramount. Safeguarding is everyone's responsibility.

Volunteers should:

- Be responsible for their behaviours.
- Avoid conduct which would raise concerns.
- Work in an open and transparent way.
- Discuss concerns/take advice from senior members of staff/DSLs.
- Apply the same professional standards of pupils and staff regardless of culture, disability, gender, language, racial origin, religious belief, sexual identity or age.
- Monitor and review practice.
- Follow guidance and policies as required.
- Always put training into practice.
- Resist making assumptions about pupils and listen to what they are saying, look for changes in behaviours or physical appearance and act with urgency to prevent harm.
- Never presume someone else will report or take action.

Please complete the table below, items in bold are mandatory and the rest are to be completed if it going to be part of their role as a volunteer:

Item	Who	Date Completed & Initials
Provide safeguarding policy & discuss school ethos – <i>please log confirmation that policy has been read and understood.</i>		
Provide Staff code of conduct/safer working practices documents – <i>please log confirmation that policy has been read and understood.</i>		
Ensure clear understanding of the role of DSLs and who they are within the school. Ensure numbers for NSPCC/Social care etc. are provided.		
Provide KCSIE Part 1 - <i>please log confirmation that policy has been read and understood.</i>		
Deliver Safeguarding/child protection training.		
Advise of first aid practices & accident management procedures.		

Provide Behaviour Management and Anti-Bullying policies. Clarify schools' approach to physical handling and behaviour strategies.		
Discuss child protection flowcharts.		
Advise of managing medical conditions policies.		
Remind of the allocated buddy within school.		
Provide and confirm understanding of whistle blowing policy.		
Confirm understanding of requirements under health and safety policy relevant to the role.		
Questionnaire on safeguarding understanding and safeguarding CPD plan in place for initial training and supervision timetable for first half term.		
Advise of attendance tracking requirements		
Confirm schools approach to Safeguarding within the curriculum - PHSE policy - E-safety - Safety in the environment linked to schools infrastructure e.g. roads, railways, water etc.		
Detail requirements for educational visits risk assessments		
Provide information on vulnerable pupils procedures		
Confirm schools approach to physical intervention/restraint – requirement for Team Teach training or who to contact who is trained		

I can confirm all aspects of the Section 8 have been discussed with me as part of my induction process:

Employee name: _____

Employee signature: _____

5. Guidance notes for Office Manager in schools with volunteers (KCSIE guidance 2023)

Volunteers

305. Under no circumstances should a volunteer on whom no checks have been obtained be left unsupervised or allowed to work in regulated activity.

306. Whilst volunteers play an important role and are often seen by children as being safe and trustworthy adults, the nature of voluntary roles varies, so schools and colleges should undertake a written risk assessment and use their professional judgement and experience when deciding what checks, if any, are required.

307. The risk assessment should consider:

- the nature of the work with children, especially if it will constitute regulated activity including the level of supervision
- what the establishment knows about the volunteer, including formal or informal information offered by staff, parents and other volunteers
- whether the volunteer has other employment or undertakes voluntary activities where referees can advise on their suitability, and
- whether the role is eligible for a DBS check, and if it is, the level of the check, for volunteer roles that are not in regulated activity.

308. Details of the risk assessment should be recorded

When should a DBS with barred list be obtained for volunteers?

309. Schools or colleges should obtain an enhanced DBS check (which should include children's barred list information) for all volunteers who are new to working in regulated activity with children, i.e. where they are unsupervised and teach or look after children regularly or provide personal care on a one-off basis in schools and colleges. See Annex E for statutory supervision guidance. Employers are not legally permitted to request barred list information on a supervised volunteer, as they are not considered to be engaging in regulated activity.

Supervision of volunteers

310. It is for schools and colleges to determine whether a volunteer is considered to be supervised. Where an individual is supervised, to help determine the appropriate level of supervision, all schools and colleges must have regard to the statutory guidance issued by the Secretary of State (replicated at Annex E).

311. For a person to be considered supervised, the supervision must be:

- by a person who is in regulated activity relating to children¹⁰⁵
- regular and day to day, and
- reasonable in all the circumstances to ensure the protection of children.

Existing volunteers

312. Volunteers do not have to be re-checked if they have already had a DBS check (which should include children's barred list information if engaging in regulated activity). However, if the school or college has any concerns, they should consider obtaining a new DBS check at the level appropriate to the volunteering role.

Annex E: Statutory guidance – Regulated activity (children) – Supervision of activity with children which is regulated activity when unsupervised

This statutory guidance on the supervision of activity with children, which is regulated activity when unsupervised, is also published separately on GOV.UK. This document fulfils the duty in legislation that the Secretary of State must publish statutory guidance on supervision of activity by workers with children, which when unsupervised is regulated activity. This guidance applies in England, Wales and Northern Ireland. It covers settings including but not limited to schools, childcare establishments, colleges, youth groups and sports clubs. For too long child protection policy has been developed in haste and in response to individual tragedies, with the well intentioned though misguided belief that every risk could be mitigated, and every loophole closed. The pressure has been to prescribe and legislate more. This has led to public confusion, a fearful workforce and a dysfunctional culture of mistrust between children and adults. This Government is taking a different approach.

We start with a presumption of trust and confidence in those who work with children, and the good sense and judgement of their managers. This guidance applies when an organisation decides to supervise with the aim that the supervised work will not be regulated activity (when it would be, if not so supervised). In such a case, the law makes three main points:

- there must be supervision by a person who is in regulated activity
- the supervision must be regular and day to day; and
- the supervision must be “reasonable in all the circumstances to ensure the protection of children”.

The organisation must have regard to this guidance. This gives local managers the flexibility to determine what is reasonable for their circumstances. While the precise nature and level of supervision will vary from case to case, guidance on the main legal points above is as follows.

Supervision by a person in regulated activity/regular and day to day:

supervisors must be in regulated activity themselves

The duty that supervision must take place “on a regular basis” means that supervision must not, for example, be concentrated during the first few weeks of an activity and then tail off thereafter, becoming the exception not the rule. It must take place on an ongoing basis, whether the worker has just started or has been doing the activity for some time. Reasonable in the circumstances: within the statutory duty, the level of supervision may differ, depending on all the circumstances of a case. Organisations should consider the following factors in deciding the specific level of supervision a person will require:

- ages of the children, including whether their ages differ widely
- number of children that the individual is working with

- whether or not other workers are helping to look after the children
- the nature of the individual's work (or, in a specified place¹⁶⁷ such as a school, the individual's opportunity for contact with children)
- how vulnerable the children are (the more they are, the more an organisation might opt for workers to be in regulated activity), and
- how many workers would be supervised by each supervising worker.

An organisation is not entitled to request a barred list check on a worker who, because they are supervised, is not in regulated activity.

Examples

Volunteer, in a specified place

Mr Jones, a new volunteer, helps children with reading at a local school for two mornings a week. Mr Jones is generally based in the classroom, in sight of the teacher. Sometimes Mr Jones takes some of the children to a separate room to listen to them reading, where Mr Jones is supervised by a paid classroom assistant, who is in that room most of the time. The teacher and classroom assistant are in regulated activity. The headteacher decides supervision is such that Mr Jones is not in regulated activity.

Volunteer, not in a specified place

Mr Wood, a new entrant volunteer, assists with the coaching of children at his local cricket club. The children are divided into small groups, with assistant coaches such as Mr Wood assigned to each group. The head coach oversees the coaching, spends time with each of the groups, and has sight of all the groups (and the assistant coaches) for most of the time. The head coach is in regulated activity. The club's managers decide whether the coach's supervision is such that Mr Wood is not in regulated activity.