Whistleblowing Policy

This policy has been created from a template provided by Charity Excellence.

**Our Principles**

At Tidcombe Fen nature Partnership we aim to deliver support of the highest standards to our beneficiaries and to ensure that everyone is treated fairly and kept safe. However, we recognise that, even in the best run organisations, things can go wrong.

**What is Whistleblowing**

A whistleblower is a worker/member of staff who reports certain types of wrongdoing.

This procedure applies, but is not limited to, allegations about any of the following:

* Conduct which is an offence or breach of the law.
* Alleged miscarriage of justice.
* Serious Health and Safety risks.
* The unauthorised use of public funds.
* Possible fraud and corruption.
* Sexual, physical or verbal abuse, or bullying or intimidation of employees, customers or service users.
* Abuse of authority.
* Other unethical conduct.

The wrongdoing you disclose must be in the public interest. This means it must affect others, for example the general public.

As a whistleblower you have specific substantial protection in law, if you were to be [treated unfairly or lose your job](https://www.gov.uk/whistleblowing/treated-unfairly-after-whistleblowing), because you ‘blow the whistle’.

You can raise your concern at any time about an incident that happened in the past, is happening now, or you believe will happen in the near future.

**What To Do, If Your Concern Doesn’t Qualify As Whistleblowing**

If your concern does not fall with the list above and you are a worker/staff member, you should use the Grievance policy, to raise your concern. If you are not a worker/member of staff, you should use our Complaints policy.

**Reporting Your Concern**

If you see or hear about something that you think is wrong, you should report it to our Chair of trustees, Stephen Powles and he will take action to respond to your concerns.

However, we recognise the possibility that an individual may feel unable to do so.

Except in an emergency, you should do so only during office hours Mon to Fri and ideally make contact by e mail first.

In the event that you do not wish to contact the Chair, or if the concern links to this individual, please contact the safeguarding lead, Hannah Brierley:

|  |  |  |
| --- | --- | --- |
| **Name** | **Telephone Number** | **E Mail** |
| Stephen Powles | 07849483514 | Stephen@stephenpowles.co.uk  |
| Hannah Brierley | 07834353504 | Hanbrierley@googlemail.com  |

Whether you provide information verbally, or in writing, it should contain as many relevant facts and detail, as are available. Such as:

* Your name and how you wish to be contacted, such as a telephone number or e mail or postal address.
* Background - relevant dates and the names and positions of anyone who may be able to contribute information;
* You will not be expected to prove any allegation, but you do need to provide information to establish the basis for it.

If you aren’t sure what to do, or are too scared to report your concern, Protect is a charity that supports whistleblowers by providing advice on their [website](https://protect-advice.org.uk/advice-line/). You can contact them by phone, e mail or by writing to them.

The Government also produces advice for whistleblowers, which you can read [here](https://www.gov.uk/whistleblowing), or you can e mail the Charity Commission at whistleblowing@charitycommission.gsi.gov.uk.

#### **Confidentiality**

All allegations will be treated in confidence and every effort will be made not to reveal your identity unless you wish this to be done.

However, if the matter is subsequently dealt with through other procedures such as the Disciplinary Procedure, or if the allegation results in court proceedings then you may have to give evidence in open court, if the case is to be successful.

#### **Anonymous Allegations**

We encourage whistle blowers to put their name to an allegation wherever possible, as anonymous allegations may often be difficult to substantiate/prove. Allegations made anonymously are much less powerful but anonymous allegations may be considered, taking into account the following.

* The seriousness of the issue raised.
* The credibility of the allegation; and
* Whether the allegation can realistically be investigated from factors or sources other than the complainant.

#### **Untrue Allegations**

No disciplinary or other action will be taken against a whistle blower who makes an allegation in the reasonable belief that it is in the public interest to do so, even if the allegation is not substantiated by an investigation.

However, disciplinary action may be taken against someone who makes an allegation without reasonable belief that it is in the public interest to do so. That is making an allegation frivolously, maliciously or for personal gain, where there is no element of public interest.

**Version Control - Approval and Review**

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| --- | --- | --- | --- | --- |
| **Version No** | **Approved By** | **Approval Date** | **Main Changes** | **Review Period** |
| 1.0 | Trustees | Dec 2024 | Initial draft approved by trustees | Annually |
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**Regulatory Guidance**

# BEIS: [Whistleblowing: guidance and code of practice for employers](https://www.gov.uk/government/publications/whistleblowing-guidance-and-code-of-practice-for-employers) (2015)

Charity Commission: [Whistleblowing](https://www.gov.uk/guidance/whistleblowing-guidance-for-charity-employees)

**Useful Information:**

RSM: [What to do if you receive a whistleblowing allegation](https://www.rsmuk.com/ideas-and-insights/what-to-do-if-you-receive-a-whistleblowing-allegation).

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# In using this draft policy, you are accepting that you will take all necessary steps, including seeking professional advice, to ensure the policy approved meets fully your charity’s needs and complies with all regulatory and legal guidance and that we have no responsibility whatsoever for any loss or detriment that may arise from using it. I have included links to regulatory guidance and you can find pro bono support using the Charity Excellence Help Finder.