



The Robert Carre Trust

Recruitment and Selection Policy for Employees and Volunteers

1. Introduction

- 1.1 Recruiting the best people to our Trust is vital for our continued success in providing the highest standards of education to our students.
- 1.2 Not appointing the right people to our roles can have a negative impact on the performance of our Trust.
- 1.3 The Executive Headteacher/Head of School is responsible for deciding on the arrangements to recruit to any post, with the exception of the Executive Headteacher role where the Board will be responsible.
- 1.4 In carrying out our recruitment processes we:
 - (a) are committed to the creation of a safe environment for our students by operating safer recruitment practices in line with the statutory requirements and guidance;
 - (b) will comply with the requirements of Data Protection Legislation;
 - (c) will comply with the requirements of the Equality Act (2010) and are committed to ensuring that throughout our recruitment and selection processes no applicant is disadvantaged or discriminated against because of the protected characteristics of age, disability, gender, gender re-assignment, marriage or civil partnership, pregnancy or maternity, race, religion or belief and sexual orientation.
- 1.5 In the very exceptional cases where we are required to discriminate due to an occupational requirement this must be approved by the Board who will provide reasons for this requirement.
- 1.6 Recruitment will be solely on the basis of the applicant's abilities and individual merit as measured against the criteria for the job. Qualifications, knowledge, experience and skills will be assessed at the level that is relevant to the job.
- 1.7 If an applicant makes the Trust aware, at any stage of the recruitment process, that they have a disability then reasonable adjustments will be considered to ensure the applicant is not disadvantaged by the process.

2. Scope and Purpose

- 2.1 The purpose of this policy is to set out our processes for recruiting, selecting and appointing any employee to work within our Trust.
- 2.2 Sections 13 and 14 on Disclosure and Barring Service checks also applies to volunteers in our Trust.

3. Safer Recruitment

- 3.1 All recruitment must be in line with this policy to ensure that we identify, deter and prevent people who pose a risk of harm from working with our students.
- 3.2 The recruitment of all applicants and volunteers to our Trust must, without exception, follow the processes of safer recruitment. All offers of employment will be subject to us being satisfied that the applicant or volunteer is a suitable person to work with children and young people.
- 3.3 Any person involved in recruiting to our Trust must read the 'Keeping Children Safe in Education' guidance produced by the DfE and our Trust's Child Protection policy. These can be obtained from the schools' websites, the Head's PA or the DSL
- 3.4 All recruitment must be planned to ensure that there is adequate time available to recruit safely.
- 3.5 Any person who becomes aware that this policy is not being followed during recruitment must inform the Executive Headteacher/Head of School immediately.
- 3.6 All of the checks described in Sections 12 and 13 must be carried out and have been determined as satisfactory before an applicant can start their employment in the Trust.

4. Advertising

- 4.1 Any vacant position will be advertised via the appropriate channels to ensure the most appropriate field of applicants is obtained.
- 4.2 All advertisements will have the following statement about safeguarding children and young people and the requirement to have a DBS check:

The Robert Carre Trust is committed to safeguarding and promoting the welfare of children and expects all staff and volunteers to share this commitment. All offers of employment are subject to an Enhanced DBS check, and where applicable, a prohibition from teaching check will be completed.

- 4.3 Under Part 7 of the Immigration Act 2016, the Public Sector fluency duty requires state funded schools to ensure candidates for their customer facing roles have the necessary standard of spoken English. For example, a teaching assistant required to communicate with students to support their learning, would be viewed as operating in a public facing role. Adverts (and Job Descriptions) should make clear the necessary standard of spoken English required for the role.

5. Job Description

- 5.1 A job description will be prepared for all posts which describes the duties and responsibilities of the post. It will be up to date, accurate and specific to the role. The job description will also include a person specification which outlines all of the necessary skills, experience, qualifications and knowledge requirements for the post.

5.2 All job descriptions and person specifications will make reference to the responsibility for safeguarding and promoting the welfare of children.

6. Application form

6.1 All applicants are required to fill out our standard application form.

7. References

7.1 All offers of employment will be conditional upon receipt of at least two satisfactory written references. References will:

- (a) be requested for all shortlisted applicants, including internal applicants;
- (b) include one reference from the last time the candidate worked with children, if applicable. If previously employed by a school, one reference must be from the Headteacher;
- (c) ask the current employer for details of any capability history in the previous two years, and the reasons for this;
- (d) be directly from the referee;
- (e) not be accepted if they are 'to whom it may concern' letters (an 'Open reference');
- (f) request information on the applicant's suitability to work with children and young people;
- (g) be requested before the interview. Consent from the candidate will be obtained before referees are contacted; and
- (h) be explored further with the referee and with the applicant during the interview if necessary.

7.2 Where it has not been possible to obtain references before the interview any concerns that are subsequently raised will need to be resolved before the appointment is confirmed. Any job offer will, therefore, be subject to satisfactory references until these have been received.

7.3 References will only be requested in confidence and are, therefore, exempt from disclosure. Only relevant factual content may, therefore, be discussed with the candidate

8. Short-listing

8.1 Applicants will be short-listed against the requirements of the person specification. The same people should carry out the short-listing and be involved in the interview process. The outcome of the short-listing process will be recorded and retained.

The equal opportunities monitoring form will be removed from the application and not provided to the short-listing panel.

8.2 The short-listing panel is responsible for scrutinising the application forms and identifying any gaps in employment or other areas that may affect an applicant's suitability to work with children and young people. A satisfactory explanation for any concerns must be obtained from the applicant during the interview process.

9. Interviews

- 9.1 A face to face interview will take place for all short-listed applicants to all posts.
- 9.2 All those involved in interviewing will be properly prepared to undertake the role, which may involve appropriate interview training. At least one person on the interview panel will have passed the appropriate Safer Recruitment training.
- 9.3 The purpose of the interview is to assess the merits of each applicant against the job description and person specification to establish their suitability for the post and to work with children and young people.
- 9.4 Interviews will be conducted with a minimum of two interviewers on the panel to enable one interviewer to assess the applicant, observe and make notes whilst the applicant talks to the other interviewer.
- 9.5 Before the interview commences the interview panel will have:
 - (a) prepared appropriate questions for the role;
 - (b) prepared appropriate questions to test the applicant's suitability to work with children and young people;
 - (c) identified any areas for further probing, e.g. if a criminal record has been declared or if there are gaps in employment etc;
 - (d) agreed assessment criteria which reflects the person specification; and
 - (e) decided a structure to the interview and established which member of the panel will ask which questions.
- 9.6 A set of common questions relating to the requirements of the post will be asked of each applicant. Their response will determine whether that is followed up through further questioning.
- 9.7 Any gaps in employment history will be explored during the interview process.
- 9.8 Candidates shortlisted for interview will be asked about their suitability to work with children. They will also be required to disclose and then discuss criminal convictions and/or cautions that may deem them unsuitable.
10. **Other selection methods**
 - 10.1 Those responsible for deciding the arrangements for recruitment to a specific post will determine the selection method(s). They will be relevant and appropriate to the role and will be based on the requirements for the particular post as set out in the job description and person specification.
 - 10.2 Candidates will be informed in advance if any selection methods are to be used in addition to a face to face interview and what these are.
 - 10.3 In addition to a face to face interview with the interview panel a variety of other selection methods may be used, such as:
 - (a) For a teaching role, observation of teaching practice;
 - (b) One or more additional panel interviews;
 - (c) A presentation; and
 - (d) An in-tray exercise.

- 10.4 One or more stages of the recruitment process may be carried out remotely, if necessary, but the Trust would always aim to conduct the actual interview face-to-face wherever possible

11. Level of language proficiency

11.1 Under the 'fluency duty' (Part 7 of the Immigration Act 2016), public authorities are required to ensure that workers in public facing roles are fluent in English. Public facing roles are those members of teaching and support staff who, as a regular and intrinsic part of their role, are required to speak to members of the public (including students in schools).

11.2 The Robert Carre Trust will accept a range of evidence of spoken English language ability as follows:

- competently answering interview questions in English;
- possessing a relevant qualification for the role attained as part of education in the UK or fully taught in English by a recognised institution abroad;
- passing an English spoken language competency test or possessing a relevant spoken English qualification.

12. Pre- employment checks

12.1 An offer of appointment to the successful applicant will be conditional upon the following:

- (a) receipt of at least two satisfactory written references (please see 7.1(b);
- (b) verification of the applicant's identity, preferably from current photographic ID and proof of address;
- (c) verification of the applicant's medical fitness;
- (d) verification of qualifications where relevant;
- (e) verification of professional status where applicable. For teachers, this will include checking that the individual has the required teaching qualification and has successfully completed any statutory induction, if required, through the Teacher Services System;
- (f) satisfactory enhanced DBS check (see Section 13);
- (g) for management positions (applicable to governors/trustees, Headteachers, members of the Senior Leadership Team and departmental heads only), verification that they are not subject to a section 128 direction by checking the Teacher Services System.
- (h) for teachers and other employees who hold QTS who are working in non-teaching roles, verification that they are not subject to a prohibition order by checking the Teacher Services System;
- (i) for teachers, satisfactory check of the 'Teachers sanctioned in other EEA member states' list to determine any restrictions/sanctions that have been imposed in other EEA member states, through the Teacher Services System.¹

¹ EEA regulator restrictions do not prevent an individual from taking up teaching positions in England, however, employers should consider the circumstances leading to the restriction when assessing a

- (j) a clear children's barred list check (except supervised volunteers);
- (k) verification of right to work in the United Kingdom;
- (l) any further checks where the applicant has lived or worked outside of the UK, including receipt of criminal record information from overseas.

12.2 All checks must be confirmed in writing, retained on the personnel file and recorded in the Single Central Record (SCR).

13. Disclosure and Barring Service (DBS) checks – new employees and volunteers

13.1 The Trust will carry out a risk assessment to determine if a DBS check is required for each volunteer in accordance with Annexe F of Keeping Children Safe in Education. If a volunteer is assessed as requiring a DBS check, the following DBS checks will be undertaken for new appointments, before the employee or volunteer starts work:

| Who? | Definition | Type of check |
|--|--|---|
| Employees who will be engaging in regulated activity | As an educational institution which is exclusively or mainly for the provision of full-time education to children, the Robert Carre Trust is an establishment specified in the relevant legislation. Activity carried out in this establishment will, therefore, be regulated activity relating to children if it meets the definition in the relevant legislation, including that it is carried out: a) Frequently by the same person (for example once a week or more); or b) On more than three days in any period of 30 days. Note – personal care of a child because of age, illness or disability including physical help with eating, toileting, washing, bathing or dressing is always regulated activity regardless of how frequently it is carried out. | An enhanced DBS check with children's barred list check will be obtained |
| Unsupervised volunteers | As above | An enhanced DBS check with children's barred list check will be obtained. Those applying for Chair of Trustee posts (after 1 April 2017) must also have their identity verified for a stipulated professional as part |

candidate's suitability to be employed. Please note, only EEA restrictions that are determined after 18 January 2016 will be displayed on the Teacher Services System

| | | |
|-----------------------|--|--|
| | | of their DBS check as per the below link: https://www.gov.uk/government/publications/identity-verification-for-new-chairs-of-trustees |
| Supervised volunteers | Where an individual is a volunteer (e.g. carrying out activity that is unpaid) they will not be engaging in regulated activity if: a) They are being supervised by someone that is in regulated activity; and b) The supervision is regular and day to day (e.g. it is ongoing); and c) The supervision is reasonable in all the circumstances to ensure the protection of children (this may take into account, for example, the age (including the variation in ages), number and vulnerability of children the individual is working with, the nature of the work and opportunity for contact with children, whether other individuals are helping to look after them and how many workers a supervisor is supervising). | We are unable by law to obtain a barred list check on a supervised volunteer. We will, however, obtain an enhanced DBS check (with barred list check) for supervised volunteers |

- 13.2 In exceptional circumstances a new employee or unsupervised volunteer may be able to start before the enhanced DBS check has been received, but not before the children's barred list check has been completed. The Trust will ensure that appropriate supervision is in place until the DBS check has been received.
- 13.3 DBS certificates will only be issued to the applicant. All applicants must, therefore, produce the disclosure when requested to do so. The disclosure will be scrutinised to ensure it is authentic and to detect any fraud. The DBS disclosure number and date of the check will be recorded in the Single Central Record (SCR).
- 13.4 Any applicant who refuses to produce their DBS disclosure will not be able to start work at the Trust and the conditional offer will be withdrawn as satisfactory checks are not in place. Any volunteer who refuses to produce their disclosure will not be able to volunteer in Trust.
- 13.5 Applicants (free for volunteers) can have their DBS certificate kept up to date and take it with them from role to role where the same type and level of check is required. Applicants or volunteers will be asked if they have subscribed to this service. Where the applicant or volunteer has subscribed they should provide the Trust with the original disclosure document to be verified and the Trust will check the online update for any changes.

13.6 Information relating to an individual's criminal record will only be shared with the Executive Headteacher/Head of School to enable the Trust to make a decision about their suitability to work with children and young people.

14. **Keeping Children Safe January 2021 addition; Individuals who have lived or worked outside the UK**

14.1 Individuals who have lived or worked outside the UK must undergo the same checks as all other staff in schools or colleges (set out in paragraphs 154 and 160, KCSIE). This includes obtaining (via the applicant) an enhanced DBS certificate (including barred list information, for those who will be engaging in regulated activity) even if the individual has never been to the UK. In addition, schools and colleges must make any further checks they think appropriate so that any relevant events that occurred outside the UK can be considered. These checks could include, where available:

- criminal records checks for overseas applicants - Home Office guidance can be found on GOV.UK ; and for teaching positions
- obtaining a letter of professional standing from the professional regulating authority in the country in which the applicant has worked. Advice about which regulatory or professional body applicants should contact is available from the National Recognition Information Centre for the United Kingdom, [UK ENIC](#) (formerly UK NARIC)

14.2 Where available, such evidence can be considered together with information obtained through other pre-appointment checks to help assess their suitability. Where this information is not available schools and colleges should seek alternative methods of checking suitability and or undertake a risk assessment that supports informed decision making on whether to proceed with the appointment. Although sanctions and restrictions imposed by another regulating authority do not prevent a person from taking up teaching positions in England, schools and colleges should consider the circumstances that led to the restriction or sanction being imposed when considering a candidate's suitability for employment. Further information can be found in DfE Guidance: Recruit teachers from overseas.

14.3 Some overseas qualified teachers can apply to the Teaching Regulation Agency (TRA) for the award of qualified teacher status (QTS) in England. More information is available here.

15. **Agency staff**

15.1 In the case of agency staff, the Trust will ensure that the arrangement with the agency imposes an obligation on the agency to carry out all recruitment checks as set out in section 12, including DBS and children's barred list checks, that the Trust would otherwise complete for its staff. The Trust will obtain written confirmation from the agency that these checks have been carried out and are satisfactory.

16. **Breaches of the policy**

- 16.1 Any instances of this policy not being adhered to will be taken very seriously and any appropriate disciplinary action may be taken.
- 16.2 Any complaint in relation to this policy, including its application, will be managed through the Trust's Complaints policy or Grievance policy (for existing employees). These are available on the Trust websites or please ask the PA to Executive Headteacher for a hard copy.
- 17. Record keeping and data protection**
- 17.1 All written records of interviews, application forms and reasons for appointment or non-appointment will be kept by the Trust in line with our Records Management policy and in line with the requirements of Data Protection Legislation.
- 18. Review of policy**
- 18.1 This policy is reviewed annually by the Trust (in consultation with the recognised trade unions if necessary). We will monitor the application and outcomes of this policy to ensure it is working effectively.

Adopted at the meeting of the Board on 3 February 2022

Next review: February 2022 (annually)

Appendices:

Appendix 1: Disqualification from Childcare information for new employees

Appendix 1: Disqualification from Childcare information for new employees

This information is to make you aware of your obligations relating to disqualification under the Childcare Act 2006 which came into force in schools and academies in late 2014. Your role within our school has been identified as one which the disqualification declaration applies to.

So what does this mean in practice?

We need to make you aware that there are certain things that may mean that you are automatically disqualified from providing childcare (affecting your role within this school) by you having committed a disqualifiable offence or a disqualifying event. These broadly fall into the four below categories:

1. That you have a caution/conviction for certain violent/sexual offences;
2. Grounds relating to the care of children;
3. That you have had registration refused/cancelled in relation to childcare;
4. That you have committed an offence overseas which would constitute an offence regarding disqualification under the 2009 Regulations if it had been done in any part of the United Kingdom.

Ofsted has provided a list of disqualifiable offences/events in tables A and B of the below guidance

<https://www.gov.uk/government/publications/disqualification-under-the-childcare-act-2006/disqualification-under-the-childcare-act-2006>

You need to read through this and report to the Executive Headteacher/Head of School without delay if there is anything to declare under the disqualification guidance. It is only the offences/events on this list that we require you to declare. If you are unsure of a specific offence/event is applicable after reading the Ofsted lists, then please let us know so that we can advise you appropriately.

You should also be aware that from this point forward if your circumstances change relating to the disqualification guidance, you are obligated to inform us of this without delay.

Further information is available at: <https://www.gov.uk/government/publications/dbs-filtering-guidance/dbs-filtering-guide>