



## Whistle Blowing Policy

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## Purpose and Scope of Policy

This policy applies to all staff, volunteers and service users of Me2 Club.

People within an organisation are often the first to realise that there may be something seriously wrong. However, they may not express their concerns because they feel that speaking up would be disloyal to their colleagues or to the organisation. They may also fear harassment or victimisation. In such circumstances, it may seem easier to ignore the concern rather than report what may just be a suspicion of malpractice.

Me2 Club is committed to the highest possible standards of openness, probity and accountability. In line with that commitment, we expect employees, volunteers and others that we deal with, who have serious concerns about any aspect of the charity's work, to come forward and voice those concerns. It is recognised that most cases will have to proceed on a confidential basis.

This Policy makes it clear that you can raise a concern without fear of victimisation, subsequent discrimination or disadvantage. It is intended to encourage and enable employees to raise serious concerns within the Charity rather than overlooking a problem or airing their complaints outside the Charity.

This policy is in addition to Me2 Club's Grievance Policy.

Staff are responsible for making volunteers and service users aware of the existence of this policy.

This policy is designed to enable employees/volunteers/users of Me2 Club to raise concerns internally and at a high level and to disclose information which the individual believes shows malpractice or impropriety. This policy is intended to cover concerns which are in the public interest and may at least initially be investigated separately, but then might lead to the invocation of other procedures e.g. disciplinary. These concerns include:

- Financial malpractice, impropriety or fraud
- Failure to comply with a legal obligation or statute
- Dangers to Health & Safety or the environment
- Conduct which is a breach of the law
- Improper or unethical behaviour
- Behaviour or actions which may pose a risk to others
- Attempts to conceal any of the above issues or other similar concerns

There are existing procedures in place to enable you to lodge a grievance relating to employment matters.

This policy aims to:

- Encourage you to feel confident in raising serious concerns and to question and act upon concerns about practice
- Give you clear guidance on how to raise those concerns and receive feedback on any action taken
- Ensure that you receive a response to your concerns and that you are aware of how to pursue them if you are not satisfied
- Reassure you that you will be protected from possible reprisals or victimisation if you have a reasonable belief that you have made any disclosure in good faith

## Safeguards

This policy is designed to offer protection to those employees and volunteers of Me2 Club who disclose such concerns provided the disclosure is made:

### In good faith

In the reasonable belief of the individual making the disclosure that it tends to show malpractice or impropriety and that they are making the disclosure to an appropriate person (see below). It is important to note that no protection from internal disciplinary procedures is offered to those who choose not to use the appropriate channels/procedures.

Me2 Club is committed to good practice and high standards and wants to be supportive of employees/volunteers and users.

Me2 Club recognises that the decision to report a concern can be a difficult one to make. If what is reported is true (or believed to be true), staff should have nothing to fear because it is a duty to their employer and those for whom Me2 Club is providing a service.

Me2 Club will not tolerate any harassment or victimisation (including informal pressure) and will take appropriate action to protect staff when they raise a concern in good faith.

Any investigation into allegations of potential malpractice will not influence or be influenced by any disciplinary or redundancy procedures that already affect staff.

## Confidentiality

Me2 Club will treat all such disclosures in a confidential and sensitive manner. The identity of the individual making the allegation may be kept confidential so long as it does not hinder or frustrate any investigation. However, the investigation process may reveal the source of the information and the individual making the disclosure may need to provide a statement as part of the evidence required.

## Anonymous Allegations

This policy encourages individuals to put their name to any disclosures they make. Concerns expressed anonymously are much less credible, but they may be considered at the discretion of Me2 Club.

In exercising this discretion, the factors to be taken into account will include:

- The seriousness of the issues raised
- The credibility of the concern
- The likelihood of confirming the allegation from attributable sources

## Untrue Allegations

If an individual makes an allegation in good faith, which is not confirmed by subsequent investigation, no action will be taken against the individual raising the concern. In making a disclosure the individual should exercise due care to ensure the accuracy of the information. If, however, an individual makes a malicious allegation, and particularly if he or she persists in making them, action may be taken against that individual.

## How to Raise a Concern

Concerns should be reported to the Chief Executive Officer unless the concern is regarding them, in which case the concern should be raised to the Chair of the Trustees.

Concerns may be raised verbally or in writing. Staff who wish to make a written report should mention the following:

- The background and history of the concern (giving relevant dates)
- The reason for the concern

Staff should report the concern at the earliest opportunity so that action can be taken.

Although staff are not expected to prove beyond doubt the truth of an allegation, they will need to demonstrate to the person contacted that there are reasonable grounds for concern.

The complainant has the right to bypass the line management structure and take their complaint directly to the Chief Executive Officer or Chair of Trustees. The Chair has the right to refer the complaint back to the Chief Executive Officer if they feel that they, without any conflict of interest, can more appropriately investigate the complaint.

### Investigating Procedure

The investigating officer should follow these steps:

- Full details and clarifications of the complaint should be obtained
- In order to protect individuals and those accused of misdeeds or possible malpractice, initial enquiries will be made to decide whether an investigation is appropriate and if so, what form it should take
- Within 5 days, acknowledgement to the complainant that the complaint has been received; indicate how it is proposed to deal with the matter and inform them whether further investigations will take place and if not, why not
- Inform the member of staff against whom the complaint is made as soon as is practically possible. The member of staff will be informed of their right to be accompanied by a trade union or other representative at any future interview or hearing held under the provision of these procedures
- If there is evidence of criminal activity, then the investigating officer should inform the police. Me2 Club will ensure that any internal investigation does not hinder a formal police investigation
- If the concern is regarding safeguarding, the Safeguarding Policy will also be followed
- Consider the involvement of the auditors and the Police at this stage and consult with the Chair of the Board of Trustees
- The allegations should be fully investigated by the investigating officer with the assistance, where appropriate, of other individuals / bodies
- A judgement concerning the complaint and validity of the complaint will be made by the investigating officer. This judgement will be detailed in a written report containing the findings of the investigations and reasons for the judgement. The report will be passed to the Board of Trustees
- Chair of the Board of Trustees will decide what action to take. If the complaint is shown to be justified, then they will invoke the disciplinary or other appropriate Me2 Club organisational procedures
- It may be appropriate for the complainant to be kept informed of the progress of the investigations and, of the final outcome
- If appropriate, a copy of the outcomes will be passed to the Me2 Club auditors to enable a review of the procedures
- If the complainant is not satisfied that their concern is being properly dealt with by the investigating officer, they have the right to raise it in confidence with the Chair of Trustees
- If the investigation finds the allegations unsubstantiated and all internal procedures have been exhausted, but the complainant is not satisfied with the outcome of the investigation,

Me2 Club recognises the lawful rights of employees and ex-employees to make disclosures to prescribed persons (such as the Health and Safety Executive, the Audit Commission, or the utility regulators), or, where justified, elsewhere

#### Timescales

Due to the varied nature of these sorts of complaints, which may involve internal investigators and/or the police, it is not possible to lay down precise timescales for such investigations. The investigating officer should ensure that the investigations are undertaken as quickly as possible without affecting the quality and depth of those investigations.

The investigating officer, should as soon as practically possible, send a written acknowledgement of the concern to the complainant and thereafter report back to them in writing the outcome of the investigation and on the action, that is proposed. If the investigation is a prolonged one, the investigating officer should keep the complainant informed, in writing, as to the progress of the investigation and as to when it is likely to be concluded.

All responses to the complainant should be in writing and sent to their home address.

#### Responsible Officer

The Chief Executive Officer has overall responsibility for the maintenance (unless the concern has been escalated to the Chair of Trustees) and operation of this policy; however, trustees will be informed straight away. The Chief Executive will maintain a record of concerns raised and the outcome (but in a form which does not endanger confidentiality) and will report as necessary to the Management Committee.