

# **Whinstone Primary School**

*Helping each other to be the best we can be*

## **Exclusion Policy**

**May 2021**



Date of Approval: May 2021

Date of Next Review: 2022

# Whinstone Primary School

## Exclusion Policy

### **Statement of Intent**

Whinstone Primary School seeks to create a safe, happy and healthy and positive learning environment where we actively help each other to be the best we can be.

We believe that every member of our community is a life-long learner. Together we can foster the hopes and dreams of our learning community.

We believe that all learners have a right to be challenged, motivated and supported to enable them to achieve their potential academically, personally, socially and emotionally.

As an inclusive learning community we believe that every child does matter and it is our duty to prepare our children for the challenges of the 21st Century.

Providing high quality learning experiences is the foundation of our school.

We believe in excellence for all and strive to deliver a broad range of curricular experiences which enable the children to grow in confidence and strive to become successful members of our community.

We believe that Teaching and Learning is a process of co-operative teamwork and welcome and encourage the involvement of parents and others in the community.

We aim to provide a positive learning environment in which all children are able to realise their full potential.

At times, children may exhibit extremes of behaviour in a variety of situations. We make every endeavour to meet the needs of individuals, but we also recognise our responsibility for the welfare of all our children and staff.

A decision to exclude a pupil, either internally, for a fixed period or permanently is seen as a last resort by the school. The physical and emotional health of our children and staff is our primary concern, and we therefore accept, that in some serious situations, exclusion may be necessary, if all other strategies have been exhausted.

It is our policy to refer to the Department for Education Guidance: Exclusion from maintained schools, academies and pupil referral units in England Statutory guidance for those with legal responsibilities in relation to exclusion (September 2017). This guidance can be viewed at:  
<https://www.gov.uk/government/publications/school-exclusion>

This policy applies to all children. Whinstone Primary School is a Rights Respecting School and we encourage all children to learn their rights in a responsible and respectful manner. Articles 19 and 28 of Children's Rights are particularly relevant to this policy and state:

Article 19: (Protection from violence, abuse and neglect) Governments must do all they can to ensure that children are protected from all forms of violence.

Article 28: (Right to education) Every child has the right to an education. Primary education must be free and different forms of secondary education must be available to every child.

### **Internal Exclusion**

An 'internal exclusion' is when a pupil is withdrawn from class for a finite period and supervised – whilst continuing school work - in another part of the school, due to either a step on the child's behaviour plan, or in response to serious inappropriate behaviours (see behaviour policy). The length of the internal exclusion will be appropriate in proportion to the behaviour. Parents/carers will be informed if their child is to be placed in an internal exclusion.

If a child does not follow instructions or remain in the part of the school allocated, a decision will be made regarding the next appropriate action. During an internal exclusion, the child will have access to the toilet facilities, drinking water and their snacks/lunch. They will also have supervised movement breaks.

### **Fixed-term Exclusion**

A temporary / fixed term exclusion is when a child is excluded from school and must remain home for a fixed amount of time. Exclusion is only used as a last resort and/or for serious inappropriate behaviours where the child's behaviour was seriously detrimental to the safety, welfare and/or education of others (including staff) and themselves. The exclusion will have a set amount of days as an appropriate level of consequence in proportion to the behaviour.

### **Penalty notice relating to exclusions**

Section 103 of the Education and Inspections Act 2006 places a duty on parents to ensure that their child is not in a public place without justifiable cause during school hours when they are excluded from school. This duty applies to the first five days of each exclusion. Failure to do so will render the parent liable to a Penalty Notice. The amount payable is £60 if paid within 21 days of receipt of the Penalty Notice, rising to £120 if paid after 21 days but within 28 days. If the Penalty Notice is not paid, the recipient will be prosecuted for the offence under Section 103. Alternative education provision will be made from the sixth day of any exclusion and failure to attend such provision without good reason will be treated as unauthorised absence.

### **Re-integration Meeting**

Re-integration meetings will take place if a child has a fixed-term exclusion for two or more days. At this meeting the behaviour leading to exclusion will be discussed and targets will be set for improvement. Additional support around behaviour will also be discussed.

### **Permanent Exclusion**

A permanent exclusion is when a child is permanently excluded from school and not allowed to return. This is a very serious decision and the Headteacher will consult with senior leaders and Chair of the Local Governing Body as soon as possible in such a case.

### **Managed Move**

In cases where the Headteacher and parent's agree that the progress of the pupil has been unsatisfactory and the pupil is unwilling or unable to profit from the educational opportunities offered, or if a parents failure to engage in strategies implemented by the school are resulting in a continuing pattern of poor behaviour or lack of improvement in behaviour, the Headteacher may consult with the Local Authority and propose a managed move to another school. This is not exclusion and in such cases the Headteacher may assist the parents in placing the pupil in another school.

### **Procedure for Appeal**

If parents wish to appeal the decision to exclude, the matter will be referred to the Local Governing Body and handled through the school appeal process - as there is a statutory procedure to follow.