

Child Safe Complaints Management Policy

POLICY NO: 2022/20

CHILD SAFE COMPLAINTS MANAGEMENT

Date Approved by College Board: 31 August 2022

Review Date: August 2023

For the purposes of this Policy, we refer to Tatachilla Lutheran College which includes all Staff, Volunteers or Contractors as “Staff” or “staff members”.

It is the Principal’s responsibility to ensure the efficient and effective organisation, management and administration of Tatachilla Lutheran College’s complaints handling processes.

Key Definitions

Complaint

A “complaint” is an expression of dissatisfaction with an action taken, decision made, or service provided, or with the failure to provide a service, take action or make a decision at Tatachilla Lutheran College.

A complaint can be made by anyone including a student, former student, parent/carer, other family member, staff member, Volunteer, Contractor or member of the wider community.

Child Safety-Related Complaint

For the purposes of this policy, a child safety-related complaint includes any disclosure, allegation, suspicion, concern or internal report of:

a breach of Tatachilla Lutheran College’s Child Safe Codes of Conduct

a child safety incident or concern alleged to have occurred, be occurring or be at risk of occurring at Tatachilla Lutheran College or a Tatachilla Lutheran College event

reportable conduct by a staff member, Volunteer or Contractor

other staff misconduct (such as a procedural breach of the Child Safe Program)

any complaint about Tatachilla Lutheran College’s response to or management of a child safety incident or concern, including complaints alleging non-compliance with our Procedures for Responding to and Reporting Child Safety Incidents or Concerns.



Child-Focused Complaints Handling

A child-focused complaints handling process is important for helping students and others at Tatachilla Lutheran College make complaints, whether about child safety or otherwise. This policy sets out how Tatachilla Lutheran College, as a child safe organisation, has and implements a child-focused child safety complaints handling system.

This Child Safe Complaints Management policy is communicated to and understood by students, Staff and parents/carers, and ensures that child safety-related complaints are handled in a timely, fair and transparent manner.

This policy is summarised in our public-facing Procedures for Managing Child Safety Incidents or Concerns at or Involving Tatachilla Lutheran College or its Staff Members. In our public-facing Complaints Handling Policy, we include details about how to make a child safety-related complaint.

A child-friendly version of this policy is also provided to and by students.

Making a child safety-related complaint

Tatachilla Lutheran College has developed complaints handling processes, to enable:

simple and appropriate avenues for students, Staff, parents/carers and the wider community to make a complaint, including child safety-related complaints

confidentiality and accessibility for all members of Tatachilla Lutheran College.

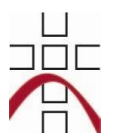
These are:

1. Anyone can, at any time, make a child safety-related complaint to:

- the Principal
- the Principal's EA
- a Child Safety Officer
- a trusted staff member
- in person, in writing or over the phone.
- Non-child safety-related complaints should be made to the Complaints Officer.

2. Parents/carers, family members and other community members who have child safety concerns about Tatachilla Lutheran College are asked to follow the procedures set out in our Child Safe Policy and to contact:

Tatachilla Lutheran College's Senior Child Safety Officers the Principal or Principal's Executive Assistant respectively, or emailing noel.mifsud@tatachilla.sa.edu.au or narelle.mistiades@tatachilla.sa.edu.au if the



concern relates to the Principal, the Chair of College Board chairperson@tatachilla.sa.edu.au or, if the Chair of the College Board is unable to be contacted, the LESNW Director. The LESNW Director is available through email to 'The Director' larissa.paynter@lesnw.edu.au.

3. Students have multiple pathways to make a complaint, including child safety-related complaints, at Tatachilla Lutheran College. These include:

- disclosing child safety incidents or concerns, including harm to themselves or to any other child or young person, to any staff member. This might be done:
 - verbally
 - in writing
 - through electronic means (such as email) or
 - indirectly (such as in written assignments, in artworks or in any other way)
 - using Tatachilla Lutheran College's anonymous emails or disclosure to staff, which is accessed through the College email system to disclose child safety incidents or concerns, including harm to themselves or to any other child or young person, anonymously
- by contacting parents or trusted adults, Abuse Report Line (CARL) on 131 478, Kids Helpline or White Ribbon Australia.

Responding to a child safety-related complaint

Support for Complainants

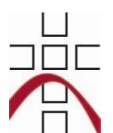
Whenever a complaint containing information about child safety incidents or concerns is received, the complainant is offered support and assistance under our Support Following Child Safety Incident or Disclosure policy.

Where a complaint involves a sexual offence or sexual misconduct that occurred before 1 July 2018, complainants must be informed about the National Redress Scheme for people who have experienced institutional child sexual abuse. The process for applications involving LESNW can be found here.

Internal and External Reporting

All Staff, Volunteers and Contractors must follow Tatachilla Lutheran College's Procedures for Responding to and Reporting Child Safety Incidents or Concerns if any information contained in a complaint that is made to them raises a concern that a student may have been subject to, or may be at risk of, harm at Tatachilla Lutheran College or a Learning Community event or from a staff member. This includes in particular:

- Duty to Protect/Failure to Protect
- Mandatory Reporting to DCP
- Voluntary Reporting to DCP



- Reporting to Police
- Reporting a Child Safety Incident or Concern Internally
- Child Safety Incidents or Concerns At or Involving Tatachilla Lutheran College or its Staff, Volunteers and Contractors

Reporting Teacher Misconduct to the Teachers Registration Board of South Australia

Our internal reporting and managing child safety incidents or concerns at/involving Tatachilla Lutheran College policies require all Staff to report any child safety-related complaint that is made to them to a Child Safety Officer or the Principal, after first to making any required external reports. If a child safety-related complaint is about the Principal, the complaint must be referred to the Chair of College Board or, if the Chair of the College Board is unable to be contacted, the LESNW Director.

How Tatachilla Lutheran College Manages Child Safety-Related Complaints

Child safety-related complaints are managed by Tatachilla Lutheran College as follows:

Child safety-related complaints that involve, or raise the possibility of a risk of harm to a child are managed under the Child Safe Program

The following child safety-related complaints must be managed pursuant to any relevant policies and procedures in this Child Safe Program:

1. complaints involving, or raising the possibility of a risk of, harm to a child or young person occurring at Tatachilla Lutheran College or a Learning Community event, or by a staff member, Volunteer or Contractor
2. complaints alleging a breach of the Child Safe Codes of Conduct that involves, or raises the possibility of a risk of, harm to a child or young person by a staff member, Volunteer or Contractor.

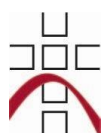
After reporting to CARL and, if necessary, to the Police in the first instance, these kinds of child safety-related complaints must subsequently be immediately referred to the Principal (or if the complaint involves the Principal, the Chair of College Board or, if the Chair of the College Board is unable to be contacted, the LESNW Director) to be managed pursuant to relevant policies and procedures in the Child Safe Program.

The Principal may, where appropriate, delegate management of these kinds of child safety-related complaints to a Child Safety Officer, the Executive Assistant to the Principal.

Relevant policies and procedures for managing these kinds of child safety-related complaints include, but are not limited to, Child Safety Incidents At or Involving Tatachilla Lutheran College or its Staff, Volunteers and Contractors, Reporting Teacher Misconduct to the Teachers Registration Board of South Australia, Mandatory Reporting to DCP, and Reporting to Police.

Other child safety-related complaints that are managed under the Child Safe Program

The following child safety-related complaints must also be managed pursuant to any relevant policies and procedures in this Child Safe Program:



1. complaints about Tatachilla Lutheran College's investigation of and/or response to a specific incident of or concern about child abuse and other harm to a child
2. complaints that Tatachilla Lutheran College, when responding to a specific incident of, or concern about, child abuse and other harm to a child, has not correctly followed Tatachilla Lutheran College's own policies (for example, a complaint that we did not follow our Reporting Teacher Misconduct to the Teachers Registration Board of South Australia)
3. complaints that Tatachilla Lutheran College has not correctly followed legislative or regulatory requirements regarding child safety in relation to a specific incident of, or concern about, harm to a child or young person (for example, a complaint that we shared information about a child safety incident or concern with an external agency when not permitted by law to do so).

These kinds of child safety-related complaints must be immediately referred to the Principal (or if the complaint involves the Principal, the Chair of College Board or, if the Chair of the College Board is unable to be contacted, the LESNW Director) to be managed pursuant to relevant policies and procedures in the Child Safe Program.

The Principal may, where appropriate, delegate management of these kinds of child safety-related complaints to a Child Safety Officer.

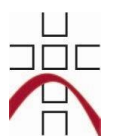
Relevant policies and procedures for managing these kinds of child safety-related complaints include, but are not limited to, Disciplinary Actions (Child Safe), Child Safe Program Breach Management and Regular Reviews and Continuous Improvement.

Child safety-related complaints that may be managed under other Learning Community policies and procedures

The following child safety-related complaints may be managed pursuant to other relevant Learning Community policies:

1. complaints alleging a breach of the Child Safe Codes of Conduct that does not involve, and does not raise the possibility of a risk of, harm to a child or young person by a staff member, Volunteer or Contractor (for example, a complaint that a staff member has expressed personal views on sexuality in the presence of students)
2. complaints alleging procedural breaches of the Child Safe Program by Staff that do not involve, and do not raise the possibility of a risk of, harm to a child or young person (for example, a complaint that a staff member has not renewed their WWCC)
3. general complaints about our Child Safe policies and procedures themselves (for example, a complaint that our policies and procedures do not accurately reflect the law or that they do not take into account the needs of a particular student or community cohort).

Although these kinds of child safety-related complaints may be managed pursuant to other relevant Learning Community policies, the Complaints Officer or other person managing the complaint should – where appropriate – consult with a Child Safety Officer as part of the investigation.



With respect to (3) above, given the high risk to Tatachilla Lutheran College of not having a compliant Child Safe Program, it is likely that the outcome of these kinds of complaints will need to be reported to Tatachilla Lutheran College's governing body.

Relevant policies and procedures for managing these kinds of child safety-related complaints include, but are not limited to, our Human Resources policies and procedures.

Guidance and Resources for Managing Child Safety-Related Complaints

The National Office for Child Safety publishes a guide for complaints that involve children and young people: Complaint Handling Guide: Upholding the rights of children and young people.

Our Child Safety Incidents or Concerns at or Involving Tatachilla Lutheran College or its Staff, Volunteers and Contractors and Reporting Teacher Misconduct to the Teachers Registration Board of South Australia policies set out procedures that will be followed for complaints about inappropriate conduct by Staff, Volunteers and Contractors.

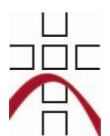
Reviews of Child Safety-Related Complaint Outcomes

Complainants or other persons who are involved in the child safety-related complaint (for example, a staff member whose behaviour is the subject of the complaint, a student who is the victim of the alleged behaviour or their parent/carer) and who are not satisfied with the management of a complaint or its outcome may request an internal review of:

- the procedures undertaken
- findings made
- disciplinary actions proposed or taken
- other outcomes (including a decision not to make a finding or to take disciplinary or other action).
- Requests for internal reviews should be made to the Principal .
- Internal reviews are undertaken by the College Executive for Board ratification.
- Record Keeping about Child Safety-Related Complaints
- Because of the confidentiality and privacy issues that arise with respect to child safety-related complaints, records of complaints that contain information about child safety incidents or concerns are not held within our general complaints handling record keeping system.
- Child safety-related complaints are instead recorded under our Child Safe Record Keeping policy.

General Reviews of Child Safe Complaints Management

Tatachilla Lutheran College regularly reviews child safety-related complaints to ensure that any child safety-related feedback, comments or complaints from Learning Community members and relevant stakeholders are captured, analysed and acted on where appropriate.



In particular, child safety-related complaints are regularly analysed to identify causes and systemic failures to inform continuous improvement.

Our Child Safe Complaints Management policy is also itself regularly reviewed as part of our reviews of the Child Safe Program.

For more information, refer to Regular Reviews and Continuous Improvement.

