



## *St. Andrew's Parish*

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*20<sup>th</sup> January 2017*

## ***Child Safety Policy***



*Date of Policy: 18<sup>th</sup> October 2016*

*Date of last Major Review: 13<sup>th</sup> January 2017*

*Date of next Major Review: January 2019*

## 1. Introduction

At St. Andrew's Parish, Werribee we hold the care, safety and wellbeing of children and young people as a central and fundamental responsibility of our parish. Our commitment is drawn from and inherent in the teaching and mission of Jesus Christ, with love, justice and the sanctity of each human person at the heart of the gospel (CAM Commitment Statement to Child Safety).

The Church's social doctrine constantly points out the need to respect the dignity of children. 'In the family, which is a community of persons, special attention must be devoted to the children by developing a profound esteem for their personal dignity, and a great respect and generous concern for their rights' (Apostolic Exhortation, *Familiaris Consortio*, 26). Indeed it was Jesus who, when his disciples were arguing among themselves about who was the greatest, directed his attention to a little child and said to his disciples, '*Whoever welcomes one such child in my name welcomes me, and whoever welcomes me welcomes not me but the one who sent me*' (Mark 9.37).

## 2. Purpose of the policy

The purpose of this policy is to demonstrate the strong commitment of St. Andrew's Parish, Werribee to the care, safety and wellbeing of all children in our parish. It provides an outline of the policies, procedures and strategies developed to keep children safe from harm, including all forms of abuse in our parish environment, on site, online and in other locations used by the parish.

This policy applies to all parish personnel, including parish employees, volunteers, contractors and clergy.

## 3. Principles

The Catholic Church has a moral, legal and mission-driven responsibility to create nurturing environments where children and young people are respected, their voices are heard and they are safe and feel safe (CAM Commitment Statement to Child Safety).

**The following principles underpin our commitment to child safety at St. Andrew's Parish, Werribee:**

- Our parish has zero tolerance of child abuse.
- All children are entitled to, as a fundamental right, safety and protection from all forms of abuse and neglect.
- Our parish works in partnership with families and the community to ensure that they are engaged in decision-making processes, particularly those that have an impact on child safety and protection.
- All adults in our parish, including staff, clergy, volunteers, parishioners, contractors, have a responsibility to care for children and young people, to positively promote their wellbeing and to protect them from any kind of harm or abuse.
- The policies, guidelines and codes of conduct for the care, wellbeing and protection of children are based on honest, respectful and trusting relationships between adults and children and young people.
- All persons involved in situations where harm is suspected or disclosed must be treated with sensitivity, dignity and respect.
- Staff, clergy, volunteers, parents, parishioners including children and contractors should be free to raise concerns about child safety, knowing these will be taken seriously by the parish leadership.
- Appropriate confidentiality will be maintained, with information being provided to those who have a right or a need to be informed, either legally or pastorally.

## 4. Definitions

**Child:** A person below the age of 18 years unless, under the law applicable to the child, majority is attained earlier.

**Child abuse** includes:

- (a) any act committed against a child involving:
  - (i) a sexual offence
  - (ii) an offence under section 49B(2) of the **Crimes Act 1958** (grooming)
- (b) the infliction on a child of:
  - (i) physical violence
  - (ii) serious emotional or psychological harm
- (c) serious neglect of a child.

**Child safety** encompasses matters related to protecting all children from child abuse, managing the risk of child abuse, providing support to a child at risk of child abuse, and responding to incidents or allegations of child abuse.

**Child neglect:** The failure by a parent or caregiver to provide a child (where they are in a position to do so) with the conditions that are culturally accepted as being essential for their physical and emotional development and wellbeing.

**Child physical abuse:** Generally, child physical abuse refers to the non-accidental use of physical force against a child that results in harm to the child. Physically abusive behaviours including shoving, hitting, slapping, shaking, throwing, punching, kicking, biting, burning, strangling and poisoning. The fabrication or induction of an illness by a parent or carer (previously known as Munchausen syndrome by proxy) is also included in this definition of “Child physical abuse”.

**Child protection:** Statutory services designed to protect children who are at risk of serious harm.

**Child sexual abuse:** Any sexual activity between a child under the age of consent (16) and an adult or older person (i.e. a person two or more years older than the victim) is child sexual abuse. Child sexual abuse can also be:

- any sexual behaviour between a child and an adult in a position of power or authority over them; the age of consent laws do not apply in such instances due to the strong imbalance of power that exists between young people and authority figures, as well as the breaching of both personal and public trust that occurs when professional boundaries are violated
- any sexual behaviour between a child and an adult family member, regardless of issues of consent, equality or coercion
- sexual activity between peers that is non-consensual or involves the use of power or coercion
- non-consensual sexual activity between minors (e.g. a 14-year old and an 11-year old), or any sexual behaviour between a child and another child or adolescent who, due to their age or stage of development, is in a position of power, trust or responsibility over the victim. Sexual activity between adolescents at a similar developmental level is not intended to be included in this definition of “Child sexual abuse”.

**Mandatory Reporting:** The legal requirement to report suspected cases of child abuse and neglect is known as mandatory reporting. Mandated persons include teachers, nurses, police, psychologists, psychiatrists and medical practitioners and anyone as defined by the law.

**Reasonable Belief:** When an adult is concerned about the safety and wellbeing of a child or young person, they must assess that concern to determine if a report should be made to the relevant agency. This process of considering all relevant information and observations is known as forming a ‘reasonable belief’. A ‘reasonable belief’ or a ‘belief on reasonable grounds’ is not the same as having proof but is more than mere rumour or speculation. A ‘reasonable belief’ is formed if a reasonable person in the same position would have formed the belief on the same grounds. Adults should act on ‘reasonable belief’ or if a child discloses information.

## 5. Policy Commitments

All children at St. Andrew's Parish have the right to feel safe and be safe. The wellbeing of children in our care will always be our first priority and we do not and will not tolerate child abuse. We aim to create a child-safe and child-friendly environment where children are free to enjoy life to the full without any concern for their safety. There is particular attention paid to the most vulnerable children, including Aboriginal and Torres Strait Islander children, children from culturally and/or linguistically diverse backgrounds, and children with a disability.

### 1) Our commitment to our children

- (a) We commit to the safety and wellbeing of all children and young people in our parish.
- (b) We commit to providing children and young people with positive and nurturing experiences.
- (c) We commit to listening to children and young people and empowering them by taking their views seriously, and addressing any concerns that they raise with us.
- (d) We commit to taking action to ensure that children and young people are protected from abuse or harm.
- (e) We commit to teaching children and young people the necessary skills and knowledge to understand and maintain their personal safety and wellbeing.

### 2) Our commitment to parents and carers

- (a) We commit to communicating honestly and openly with all parents and carers about the wellbeing and safety of their children.
- (b) We commit to engaging with, and listening to, the views of parents and carers about our child- safety practices, policies and procedures.
- (c) We commit to transparency in our decision-making with parents and carers where it will not compromise the safety of children or young people.
- (d) We commit to acknowledging the cultural diversity of our parishioners and being sensitive to how this may impact on child safety issues.
- (e) We commit to continuously reviewing and improving our systems to protect children from abuse.

### 3) Our commitment to our parish employees, volunteers, contractors and clergy (called "staff" for the purposes of this policy):

- (a) We commit to providing all St. Andrew's Parish staff with the necessary support to enable them to fulfil their roles. This will include regular and appropriate learning opportunities.
- (b) We commit to providing regular opportunities to clarify and confirm policy and procedures in relation to child safety and young people's protection and wellbeing. This will include annual training in the principles and intent of the Child Safety Policy and Child Safety Code of Conduct, and staff responsibilities to report concerns.
- (c) We commit to listening to all concerns voiced by St. Andrew's parishioners and staff about keeping children and young people safe from harm.
- (d) We commit to providing opportunities for St. Andrew's staff to receive formal debriefing and counselling arising from incidents of the abuse of a child or young person.

## **6. Responsibilities and Organisation Arrangements**

Everyone employed or volunteering at St. Andrew's Parish has a responsibility to understand the important and significant role he/she plays individually and collectively to ensure that the wellbeing and safety of all children is at the forefront of all they do and every decision they make (CAM Commitment Statement to Child Safety).

The parish has allocated roles and responsibilities for child safety as follows:

### **6.1 Guide to Responsibilities of Parish Leadership**

The Parish Priest and the Parish Leadership Team (Parish Core Team, Principals of Parish Primary Schools, Parish Pastoral and Admin Teams) at St. Andrew's Parish recognise their particular responsibility to ensure the development of preventative and proactive strategies that promote a culture of openness, awareness of, and shared responsibility for child safety. Responsibilities include:

- creating an environment for children and young people to be safe and to feel safe
- upholding high principles and standards for all staff and clergy
- promoting models of behaviour between adults and children and young people based on mutual respect and consideration
- ensuring thorough and rigorous practices are applied in the recruitment, screening and ongoing professional learning of staff
- ensuring that parish personnel have regular and appropriate learning to develop their knowledge of, openness to and ability to address child safety matters
- providing regular opportunities to clarify and confirm legislative obligations, policy and procedures in relation to child and young people's protection and wellbeing
- ensuring the parish meets the specific requirements of the Victorian Child Safe Standards.

### **6.2 Guide to Responsibilities of Parish Staff**

Responsibilities of parish staff (as defined in section 5.3) include:

- treating children and young people with dignity and respect, acting with propriety, exercising their duty of care, and protecting children and young people in their care
- following the legislative (including mandatory reporting obligations where appropriate) and Archdiocesan processes if, in the course of their work, they form a reasonable belief that a child or young person has been or is being abused or neglected
- providing a physically and psychologically safe environment where the wellbeing of children and young people is nurtured
- undertaking regular training and education in order to understand their individual responsibilities in relation to child safety and the wellbeing of children and young people (in person, online or through one or more representatives attending training sessions who inform the other members of staff of issues discussed)
- assisting children and young people to develop positive, responsible and caring attitudes and behaviours which recognise the rights of all people to be safe and free from abuse
- following the parish's Child Safety Code of Conduct.

### **6.3 Organisational Arrangements**

Appointment of a Child Safety Team – suggested members:

Parish Priest, one member from the HBRE (Home Based Religious Education) Program, one member from the Pastoral Team and one member from the Admin Team

## 7. **Expectations of our Parish Staff – Child Safety Code of Conduct**

At St. Andrew's community, we expect parish staff to proactively ensure the safety of children at all times and to take appropriate action if there are concerns about the safety of any child in the parish environment. All staff must remain familiar with the relevant laws, the code of conduct, and policies and procedures in relation to child protection and comply with all requirements. We have developed a Child Safety Code of Conduct (which can be accessed on the Parish website [www.standrewswerribee.org.au](http://www.standrewswerribee.org.au) and is available for viewing at the Parish Office), which recognises the critical role that staff play in protecting the children in our care and establishes clear expectations of staff for appropriate behaviour with children in order to safeguard them against abuse and or neglect.

Our Code also protects parish personnel through clarification of acceptable and unacceptable behaviour.

## 8. **Child Safety and Participation**

At St. Andrew's Parish we actively encourage all children to openly express their views and feel comfortable about giving voice to the things that are important to them.

We try to create opportunities to discuss with our children what they can do if they feel unsafe and enable them to understand, identify, discuss and report on child safety. We listen to and act on any concerns children or their parents or carers, raise with us.

St. Andrew's Parish is developing parish practices and processes related to child participation and empowerment in matters related to child safety, especially in the areas of HBRE (Home Based Religious Education), Seasons for Growth, Children's Liturgy and Play- and Activity Groups.

## 9. **Reporting and Responding**

Our parish records any child safety complaints, disclosures or breaches of the Child Safety Code of Conduct and stores the records in accordance with security and privacy requirements. Our parish complies with legal obligations that relate to managing the risk of child abuse under the *Children, Youth and Families Act 2005* (Vic.), the *Crimes Act 1958* (Vic.) and the recommendations of the *Betrayal of Trust* report.

Our parish's **Child Protection – Reporting Policy**: Paragraphs 94- 115 "May Our Children Flourish", updated August 2016, sets out the actions required under the relevant legislation when there is a reasonable belief that a child in our parish environment is in need of protection or a criminal offence has been committed, and provides guidance and procedures on how to make a report.

We work to ensure all children, families and staff know what to do and who to tell if they observe abuse or victimisation, or if they notice inappropriate behaviour (see flowchart "If you see something that concerns you, say something").

Our parish has also established internal processes to ensure that appropriate action is taken to respond to concerns about the wellbeing and/or safety of a child.

This includes reporting to the Child Safety Team for responding to any complaints made by staff, parents or children in relation to child safety.

Our complaints and disclosure processes are outlined and detailed in the following policy:

- The CAM Code of Conduct for Caring for Children "May Our Children Flourish"

## **10. Screening and Recruitment of Parish Staff**

St. Andrew's Parish will apply thorough and rigorous screening processes in the recruitment of employees and volunteers involved in child-connected work. Our commitment to child safety and our screening requirements are included in all advertisements for such employee, contractor and volunteer positions, and all applicants are provided with copies of the parish Child Safety Policy and the Child Safety Code of Conduct and are asked to sign off on it.

When recruiting and selecting employees, contractors and volunteers involved in child-connected work, we make all reasonable efforts to:

- confirm the applicant's Working with Children Check (for ALL staff and volunteers) and National Police Check status and/or professional registration (as relevant)
- obtain proof of personal identity and any professional or other qualifications
- verify the applicant's history of work involving children
- obtain references that address the applicant's suitability for the job and working with children.

We have processes for monitoring and assessing the continuing suitability of parish staff to work with children, including regular reviews of the status of Working with Children Checks.

## **11. Child Safety – Education and Training for Parish Staff**

St. Andrew's Parish provides employees, volunteers and clergy with regular and appropriate opportunities to develop their knowledge of, openness to and ability to address child safety matters. This includes induction, ongoing training and professional learning to ensure that everyone understands their professional and legal obligations and responsibilities, and the procedures for reporting suspicion of child abuse and neglect.

(Currently providing training sessions for volunteers which will include information around child safety and offer professional learning and training arrangements when available, e.g. offered through the Archdiocese.)

## **12. Risk Management**

At St. Andrew's Parish we are committed to proactively and systematically identifying and assessing risks to child safety across our whole parish environment (physical and online), and reducing or eliminating (where possible) all potential sources of harm. We document, implement, monitor and periodically review our risk management strategies for child safety and ensure that the strategies change as needed and as new risks arise.

We propose to accomplish this by establishing a Child Safety Team, including child safety as a regular agenda item at Parish Team meetings, Parish Core Team meetings and Finance Committee meetings.

## 13. Relevant Legislation

- Crimes Act 1958 (Vic.) – Three new criminal offences have been introduced under this Act.
- (a) **Failure to disclose offence**: Any adult who forms a reasonable belief that a sexual offence has been committed by an adult against a child under 16 has an obligation to report that information to police. Failure to disclose the information to police is a criminal offence.
- (b) **Failure to protect offence**: The offence will apply where there is a substantial risk that a child under the age of 16 under the care, supervision or authority of a relevant organisation will become a victim of a sexual offence committed by an adult associated with that organisation. A person in a position of authority in the organisation will commit the offence if they know of the risk, but negligently fail to reduce or remove it.
- (c) **Grooming offence**: This offence targets predatory conduct designed to facilitate later sexual activity with a child. Grooming can be conducted in person or online, for example via interaction through social media, web forums and emails.

## 14. Related Policies

### 14.1 Catholic Archdiocese Melbourne Policies

- Working with Children Check Protocols
- National Police Record Check Policy
- Code of Conduct for Caring for Children “May our children flourish”
- Social media policy

### 14.2 Parish Policies

- The CAM Code of Conduct for Caring for Children “May Our Children Flourish”

## 15. Breach of Policy

Where an **employee** is suspected of breaching any obligation, duty or responsibility within this Policy, this may result in disciplinary consequences.

Where the **parish priests** are suspected of breaching any obligation, duty or responsibility within this policy, the concerned party is advised to contact the Vicar General. If there is any reasonable belief that a criminal act has been committed, the concerned party is advised to contact Victoria Police.

Where any **other member of the parish community** is suspected of breaching any obligation, duty or responsibility within this policy, the parish priest is to take appropriate action according to the CAM Code of Conduct for Caring for Children “May Our Children Flourish” and/or contact Catholic Archdiocese of Melbourne (Office of Professional Conduct and Ethics).

## 16. Review of this Child Safety Policy

At St. Andrew's Parish we are committed to continuous improvement of our child safety systems and practices. We intend this policy to be a dynamic document that will be regularly reviewed to ensure it is working in practice and updated to accommodate changes in legislation or circumstance.

We will maintain a history of updates to the policy.

### History of Updates to Policy

Date	Comment (e.g. major review, minor review)
6 <sup>th</sup> January 2017	Major Review – Draft of Policy
13 <sup>th</sup> January 2017	Final Draft of Policy
20 <sup>th</sup> January 2017	Implementation of Policy
January 2019	Scheduled Review of Policy

## 17. Inclusion of All

We will ensure that families and children have the opportunity to contribute. Where possible we do our best to work with local Aboriginal communities, culturally and/or linguistically diverse communities and people with a disability.

## 18. References

Catholic Education Melbourne Child Safety Policy Editable Template – June 2016

Catholic Archdiocese of Melbourne, *Commitment Statement to Child Safety* – September 2016

State of Victoria 2016, ***Child Safe Standards*** – *Managing the Risk of Child Abuse in Schools: Ministerial Order. 870*, Education & Training Reform Act 2006, Victorian Government Gazette No. S2

Victorian Government Department of Justice 2016, ***Betrayal of Trust Implementation.***