



# **Looked After Children (LAC) Policy**

## **2017-2018**

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| <b>Governor Lead:</b>                  | <b>Pupil Support Committee</b>   |
| <b>Nominated Lead Member of Staff:</b> | <b>Helen Holmes (SENCo)</b>      |
| <b>Status &amp; Review Cycle:</b>      | <b>Statutory (Annual Review)</b> |
| <b>Last Review Date:</b>               | <b>July 2017</b>                 |
| <b>Next Review Date:</b>               |                                  |

## INTRODUCTION

Who are our Looked after children? Under the Children Act 1989, a child is looked after by a local authority if he or she is in their care or provided with accommodation for more than 24 hours by the authority. They fall into four main groups:

- children who are accommodated under a voluntary agreement with their parents
- children who are the subjects of a care order (section 31) or interim care order
- children who are the subjects of emergency orders for their protection
- children who are compulsorily accommodated – this includes children remanded to the local authority or subject to a criminal justice supervision order with a residence requirement.

The term 'in care' refers only to children who are subject to a care order by the courts under section 31 of the Children Act 1989 - they may live with foster carers, in a Children's home, in a residential school, with relatives or with parents under supervision. Children who are cared for on a voluntary basis are 'accommodated' by the local authority under section 20 of the Children Act – they may live in foster care, in a Children's home or in a residential school.

All these groups are said to be 'Looked after children' - LAC. They may be looked after by our local authority or may be in the care of another authority but living in ours. LAC will have a care manager who arranges their care plan. All schools have a designated officer for LAC.

The Governing Body of North Cestrian School is committed to providing quality education for all its students, based on equality of opportunity, access and outcomes. The Governing Body recognises that, nationally, there is educational underachievement of Looked after children, when compared with their peers, and is committed to implementing the principles and practice, as outlined in the statutory guidance, "The roles and responsibilities of the designated teacher for Looked after children" and "The Children and Young Persons Act 2008", also the "Designated Teacher (Looked After Pupils etc.) (England) Regulation 2009. Also, the guidance of "Improving the attainment of looked after young people in Secondary Schools". The Children Act places a duty to safeguard Looked after children, to promote their educational achievements and to ensure that they are able to "achieve to and reach their full potential".

The Improving Attainment Guidance recognises the collective responsibility of Local Authorities and schools to support looked after young people by setting out these principles:

1. Doing the things they do for all young people but more so
2. Balancing high levels of support with real challenge
3. Skilfully linking each young person to a key person they relate well to
4. Making it a priority to know the young people well and to build strong relationships
5. Developing strong partnerships with carers, local authorities and specialist agencies
6. Making things happen and seeing things through

7. Ensuring consistency as well as discrete flexibility
8. Actively extending the horizons of each young person
9. Planning for future transitions

**The Guidance introduced two key measures:**

To ensure that a Designated Teacher is nominated in every school

To ensure Personal Education Plans (PEPs) are in place for all LAC

This Governing Body is committed to ensuring that the Designated Teacher and staff at North Cestrian School are enabled to carry out their responsibilities effectively.

**ROLES AND RESPONSIBILITIES**

Rationale for roles and responsibilities: Looked After Children – LAC - are one of the most vulnerable groups in society and it is nationally recognised that there is considerable educational underachievement when compared to their peers. For example, they may experience:

- a high level of disruption and change in school placements
- lack of involvement in extra-curricular activities
- inconsistent or no attention paid to homework.

This may result in:

- poor exam success rates in comparison with the general population
- under-achievement in further and higher education.

Section 20 of the Children and Young Persons Act 2008 (“the 2008 Act”) places a duty on the governing body of maintained schools to designate a member of staff (the ‘designated teacher’) as having responsibility to promote the educational achievement of Looked after children who are registered pupils at the school. This includes those aged between 16 and 18. The Governing Body and all the staff at North Cestrian School are committed to ensuring that all LAC achieve, are challenged and enjoy school. In doing so we all have key roles and responsibilities:

**The Designated Teacher (Looked After Pupils etc.) (England) Regulations 2009 (the Regulations) require that:**

The designated teacher has a leadership role in promoting the educational achievement of every looked after child on the school’s roll. The role should make a positive difference by promoting a whole school culture where the personalised learning needs of every looked after child matters and their personal, emotional and academic needs are prioritised. In promoting the educational achievement of looked after pupils the designated teacher should:

- contribute to the development and review of whole school policies to ensure that they do not unintentionally put Looked After Children at a disadvantage;

- make sure, in partnership with other staff, that there are effective and well understood school procedures in pLACe to support a looked after child's learning. Particular account should be taken of the child's needs when joining the school and of the importance of promoting an ethos of high expectations about what he or she can achieve;
- promote a culture in which Looked After Children believe they can succeed and aspire to further and higher education;
- promote a culture in which Looked After Children are able to discuss their progress and be involved in setting their own targets, have their views taken seriously and are supported to take responsibility for their own learning;
- be a source of advice for teachers at school about differentiated teaching strategies appropriate for individual pupils who are looked after;
- make sure the school makes full use of Assessment for Learning (AfL) approaches to improve the short and medium term progress of Looked After Children and help them and their teachers understand where they are in their learning, where they need to go and how to get there;
- make sure that Looked after children are prioritised in any selection of pupils who would benefit from one-to-one tuition and that they have access to academic focused study support;
- promote good home-school links through contact with the child's carer about how they can support his or her progress by paying particular attention to effective communication with carers. In particular, they should make sure that carers understand the potential value of one-to-one tuition and are equipped to engage with it at home;
- have lead responsibility for the development and implementation of the child's PEP within school in partnership with others as necessary. Further information on the role of the designated teacher and the PEP is set out in the guidelines mentioned at the beginning of this policy.
- ensure confidentiality on individual children, sharing confidential and personal information on a need to know basis, bearing in mind the wishes of the individual student.

The designated person will report on:

- the number of LAC on roll and the confirmation that they have a PEP
- their attendance compared to other students
- their attainment compared to other students
- the number, if any, of fixed term and permanent exclusions
- the destinations of students who leave the school

#### **Good practice for all staff:**

The designated teacher should have lead responsibility for helping school staff to understand the things which can affect how Looked after children learn and achieve. Everyone involved in helping Looked after children achieve should:

- have high expectations of Looked after children's involvement in learning and educational progress;
- be aware of the emotional, psychological and social effects of loss and separation from birth families, the reasons for that separation and that some children may find it difficult to build relationships of trust with adults because of their experiences;
- understand the reasons which may be behind a looked after child's behaviour, and why they may need more support than other children but the teacher should not allow this to be an excuse for lowering expectations of what a child is capable of achieving;
- understand how important it is to see Looked after children as individuals rather than as a homogeneous group and to not publicly treat them differently from their peers;
- appreciate the importance of showing sensitivity about who else knows about a child's looked after status;
- appreciate the central importance of the child's PEP in helping to create a shared understanding between teachers, carers, social workers and most importantly, depending on age and understanding, the child him or herself of what everyone needs to do to help them to achieve their potential;
- have the level of understanding they need of the role of social workers, virtual school heads (or equivalent) in local authorities and how education – and the function of the PEP – fits into the wider care

**Good practice suggests that the Governing Body will:**

- ensure that the admission criteria and practice prioritises LAC according to the DfE Admissions Code of Practice
- ensure all Governors are fully aware of the legal requirements and guidance for LAC
- ensure there is a Designated Teacher for LAC. The appointment of a designated teacher in accordance with the Regulations is a core function of the governing body. The guidance referred to earlier sets out what the school governing body collectively will need to do in order to fulfil its duty under section 20 of the 2008 Act and the Regulations.

**The Designated Teacher (Looked After Pupils etc) (England) Regulations 2009 (the regulations) require that the person designated is:**

- a qualified teacher who has completed the appropriate induction period (if required) and is working as a teacher at the school (regulation 3(2)) or
- a head teacher or acting head teacher of the school (regulation 3(3)) or
- a person who has had responsibility for promoting the educational achievement of looked after pupils for at least six months immediately before the Regulations came into force and who is training to be a teacher and likely to qualify before 1 September 2012 (regulation 3(4)). If the governing body

applies regulation 3(4), it should be of the view that there is a reasonable prospect of fulfilling the conditions laid down in the Regulations by September 2012. Governing bodies will no longer be able to use it to make an appointment

- liaise with the Headteacher, Designated Teacher and all other staff to ensure the needs of LAC are met
- nominate a Governor with responsibility for LAC who links with the Designated Teacher
- receive regular reports from the Designated Teacher and at least one annual report
- ensure that the school's policies and procedures give LAC equal access in respect of: admission to school ; National Curriculum and examinations, both academic and vocational; out of school learning and extra-curricular activities ; work experience and careers guidance.
- annually review the effective implementation of the school policy for LAC
- ensure that the Designated Teacher is invited to the exclusion meetings of LAC

**Good practice suggests that the Local Authority will:**

- lead on the drive to improve educational and social care standards for LAC
- ensure that the education of this group is as good as that provided for every other student
- ensure that LAC receive a full time education in a mainstream setting wherever possible
- ensure that every LAC has a school to go to within 20 days of coming into care
- make sure that every LAC has a PEP according to national guidance
- ensure that every school has a Designated Teacher for LAC and that these teachers receive appropriate information, support and training
- provide alternative educational provision where appropriate

Guidelines set out in "The role and responsibilities of the designated teacher for Looked after children" and "Improving the attainment of looked after young people in Secondary Schools" also form part of this policy and will be adhered to.