



Policy on the Use of Positive Physical Intervention

Care and Control and the Use of Force

March 2020

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Westlands First School

Policy on Care and Control and the Use of Force

1.0 Policy Statement

- 1.1 This policy is based on DfE “The Use of Reasonable Force July 2013”.
- 1.2 At Westlands First School we work to ensure each individual pupil can reach his or her potential. Every child is entitled to learn and every teacher is free to teach in an environment that is safe, secure and free from distraction. The guiding principles to achieve this should be established in the settings policy on positive behaviour management.
- 1.3 Staff of Westlands First School are committed to providing the highest standards in protecting and safeguarding the welfare of children and young people entrusted to its care. We recognise there is a need in line with the Df E “The Use of Reasonable Force July 13” to intervene when there is an obvious risk of safety to pupils, staff and property.
- 1.4 For the most part this is achieved through the fostering of good relationships, and the normal application of positive behaviour management to support and intervene. However, in exceptional or extreme circumstances this may involve the use of reasonable force.
- 1.5 It should be emphasized that if used at all, restraint (referred to in this document as **Positive Physical Interventions (PPI)** should be seen in the context of a further positive action of care and concern. In line with DfE “The Use of Reasonable Force July 2013”.it is used as a ‘**last resort**’ option and in the most extreme cases, other strategies will always have been attempted first.
- 1.6 As best practice regarding PPI this policy should be considered alongside other relevant school policies, especially those involving behaviour, health and safety and child protection.

2.0 Staff Training:

- 2.1 The Positive Behaviour Team organizes and delivers the PPI training programmes.

3.0 What is The Real Use of Reasonable Force to Control Pupils?

- 3.1 Teachers and other persons authorized by the Senior school leaders to have charge of pupils, may use reasonable force to prevent pupils:
- Causing injury to themselves or others
 - Committing a criminal offence (including behaving in a way that would be an offence if the pupil were not under the age of criminal responsibility)
 - Causing disruption by engaging in behaviour, which is seriously prejudicial to good order and discipline.
- 3.2 Reasonable force has no legal definition but:
- Staff must take into account the circumstances of the incident, age, sex and development of the pupil.
 - The degree of force must be proportional to the seriousness of the situation, behaviour or consequences it is intended to prevent, and always be the minimum force needed.
 - Force could not be justified for a trivial misdemeanor or a situation that could be resolved without it.
 - Everyone has the right to self-defence provided they do not use a disproportionate degree of force.
 - Corporal punishment is illegal.

4.0 Objectives of this Policy

- 4.1 To provide all staff, governors, parents and pupils with an understanding of care and control and the use of force.
- 4.2 To emphasize that the use of PPI is:
- Part of a positive care and control approach to discipline and welfare.
 - **Last resort** or a **necessary** expedient option to be used in extreme circumstance.
- 4.3 To ensure that all members of staff or authorised persons who may have to positively handle pupils clearly understand the options and strategies open to them.

5.0 Who Can Use Reasonable Force?

- 5.1 We recognise that most of the time PPI will be used infrequently, that is, as a **last resort** to maintaining a safe environment.
- 5.2 All members of school staff have a legal power to use reasonable force². This power applies to any member of staff at the school.
- 5.3 It can also apply to people whom the headteacher has temporarily put in charge of pupils such as unpaid volunteers or parents accompanying students on a school organised visit.

6.0 Circumstances when Reasonable Force Might be Appropriate?

- 6.1 We recognise that some children may not be able to control their reaction to events as well as others and at times may place themselves or others at risk through their uncontrolled behaviour. As indicated in 2.1, reasonable force might be appropriate when:
- Action is necessary in self-defence or because of imminent risk of injury.
Examples:
 - Pupil attacks a member of staff, another pupil, attempts self-injury, pupils are fighting.
 - Pupil running in classroom or corridor in a way that is likely to cause injury to self or others.
 - There is a serious and developing risk of damage to property, including the pupil's own property.
Examples:
 - Pupil is causing or about to cause deliberate damage or vandalism.
 - Pupil is causing or at risk of causing injury or damage by accident, rough play, misuse of dangerous materials or objects.
 - Where pupil's behaviour is seriously prejudicial to good order and discipline.
Examples:
 - Pupil persistently refuses to follow an instruction to leave the classroom.
 - Pupil is behaving in a way that is seriously disrupting a lesson.
- 6.2 NB Wherever possible early support from colleagues will be sought. Single handed intervention increases the risk of injury to both parties and does not provide the person intervening with the support of a colleague acting as a critical friend.
- 6.3 Strategies other than force will be considered.
Examples:
- Providing the disruptive pupil with a choice of locations to exit to
 - Giving clear directions
 - Allowing 'take-up' time thus allowing a 'face-saving' opportunity
 - Removing the audience, ie requesting that other pupils leave the room
 - Implementing Team Teach help protocols/script so that another member of staff takes over the strategic lead of the incident, if he/she feels it is appropriate to do so.

Power to search pupils without consent

In addition to the general power to use reasonable force described above, headteachers and authorised staff can use such force as is reasonable given the circumstances to conduct a search for the following "prohibited items"³:

- knives and weapons
- alcohol
- illegal drugs
- stolen items

- tobacco and cigarette papers
- fireworks
- pornographic images
- any article that has been or is likely to be used to commit an offence, cause personal injury or damage to property.

Force **cannot** be used to search for items banned under the school rules.

7.0 Procedures and Practical Considerations During Specific Incidents within the setting

- 7.1 Wherever practicable staff are expected to:
- Use a calm and measured approach
 - Give clear direction to the pupil
 - Seek assistance from other colleagues at as early a stage as possible
 - Staff who become aware that another member of staff is intervening physically with a pupil have a responsibility to provide a presence, and to offer support and assistance should this be required
 - Try to defuse the situation orally and prevent escalation
 - Try to remove the pupil from the peer audience
 - Attempt to communicate with the pupil throughout the incident
 - In as calm a manner as possible, explain that the reason for intervention is to keep the pupil and others safe
 - Make it clear that PPI will stop as soon as the pupil calms and the risk assessment indicates it is no longer necessary
 - If it is not possible to control the extreme pupil without risk of injury to yourself or others, remove the other pupils who may be at risk and summon assistance.

8.0 Application of Force During Specific Incidents

- 8.1 Methods that staff **may use** in appropriate circumstances where a risk assessment judgement supports this:
- Shepherding a pupil away by a light touch on the elbow or near the shoulder
 - “Guiding” – remembering this is the positive application of force to control a pupil and would be used in rare circumstances, eg if the pupil is in extreme danger and no other alternative is available, or where reasonable force is used to assist a pupil’s movement.
 - Holding – for security and to reduce anxiety where there is potential risk, even if the pupil is not yet out of control. The purpose is to defuse or prevent escalation.
 - When intervening staff should take care that their actions should in no way be capable of being interpreted as aggressive. All holds are devised to minimise the risk of injury. They should not cause pain.
 - Where pupils are presenting with more challenging behaviour which may require more restrictive holds, it is important that these techniques have been delivered by appropriately qualified Team Teach instructors in line with Team Teach protocols.
- 8.2 Staff **may not** carry out action that might reasonably be expected to injure by:
- Holding a pupil around the neck, or by the collar, or in any other way that might restrict the ability to breathe.
 - Slapping, punching or kicking a pupil.

- Twisting or forcing limbs against a joint.
 - Tripping a pupil.
 - Holding or pulling the pupil by the ears or hair.
 - Use force as a punishment – it is **always** unlawful to use force as a punishment
- 8.3 Other considerations for ***non- urgent situations*** where the risk to the people or property is not imminent:
- Consider carefully whether positive handling is the right course of action
 - Try to deal with the situation through other strategies before using force.
 - Try to defuse and calm the situation to establish good order; the use of positive handling could lead to an escalation of the problem.
 - Consider the age, understanding, personal characteristics of the pupil.
 - The use of positive handling to enforce compliance is likely to be increasingly inappropriate with older pupils.
 - Never use force as a substitute for good behaviour management.
 - In non urgent situations force should only be used when all other methods have failed.

9.0 Reporting and Recording Incidents

- 9.1 Should an injury occur as a result of an incident at school, immediate steps will be taken to secure appropriate medical attention. This will be reported and recorded in accordance with Worcestershire policy.
- 9.2 All incidents that result in restraint (where a child has to be held) will be recorded in detail using the Bound and numbered book within 24 hours. Followed by Care and control form within 48 hrs. A Positive Handling Plan needs to be put in place or reviewed accordingly.
- 9.3 Restraint is **“the positive application of force with the intention of overpowering the client” (DOH 4/93 Section 5.2).**
- 9.4 The member of staff concerned will report the matter orally to the Head of Teacher or a senior member of staff as soon as possible. The incident will be recorded in the Bound Book by staff at the earliest opportunity.
- 9.5 A staff member will inform parents/carers about the incident by the end of the school day. However, if parents/carers cannot be reached a letter will be sent to inform them of the incident and offer them the opportunity to discuss the matter.
- 9.6 A log will be kept of any occasion when PPI is used.
- 9.7 When PPI has been used and pupils have been held using Team Teach techniques reports will be completed in a Bound numbered book with a body map and signed by the Head Teacher and a copy sent to the PPI team at **Team Teach Advisors, West Wing, P O Box 73, Wildwood, Worcester, WR5 2YA**

9.8 The Bound Book(Appendix 1) will be reviewed by the Head teacher or a person with responsibility for Special Needs termly to consider control measures and possible training or further training needs etc.

9.9 A copy of the Care and Control and Positive handling Plan will be placed in the pupil's file.

10.0 Debriefing Following Serious Incident

10.1 Pupils and members of staff will be checked for any sign of injury and first aid will be administered if required.

10.2 The pupil will be given time to become calm while staff continue to supervise/observe him/her. When the pupil regains complete composure, a senior member of staff and staff involved in the PPI will discuss the incident with the pupil and try to ascertain the reason for it.

10.3 All members of staff involved will be allowed a period to debrief and recover from the incident. This may involve access to external support. A senior member of staff will provide support to the member of staff involved.

11.0 Other Procedures Concerning Incidents

11.1 If necessary and appropriate the Chair of Governing body, will be informed/consulted.

11.2 Help, support and reassurance will be given where appropriate to any persons involved.

11.3 Where possible an attempt will be made to help the pupil modify their behaviour.

11.4 Where possible, the pupil should apologise, this should be meaningful or appropriate. If this cannot be undertaken then other consequences/sanctions reparations and monitoring should take place.

12.0 Planning for Incidents and Meeting Training Needs

12.1 If we are aware that a pupil is likely to require PPI on more than one occasion in a half term we will plan how to respond in line with Team Teach protocols and guidance. This can include involving the parents to ensure they are clear about what specific action we might need to take and obtaining medical advice if the child has any specific health needs. A risk assessment and a positive handling plan will be drawn up, in consultation with all concerned and included as part of the pupil's Personal Educational Plan (PEP) or Pastoral Support Plan (PSP). It will be regularly reviewed on a half termly basis.

- 12.2 Staff involved will, through risk assessment, have identified their training needs in this area. In cases where it is known that a pupil will require PPI appropriate training will be provided (accessed through the PPI Team located at Wildwood).

13.0 Arrangements for Informing Parents

- 13.1 Thereafter, a section about the school's legal duty to maintain a safe environment and the possible use of positive handling (as a very last resort) with pupil will be included in the school Information Booklet.
- 13.2 As indicated in 10.1, for some children there may be the need to use specific techniques to routinely manage their challenging behaviour. This will be recorded in their PEP, Positive Handling Plan or PSP. Such arrangements will be fully discussed with parents/carers, on an individual basis, in advance of their implementation. All intervention will be routinely recorded and monitored.
- 13.3 All parents will be informed after an incident where positive handling is used with a pupil.

14.0 Physical Contact with Pupils in other Circumstances

- 14.1 Staff must be sensitive to matters relating to culture and gender issues and any known individual characteristics or special circumstances relating to pupils.
- 14.2 Some physical contact may be necessary eg during PE lessons, sports coaching or CDT, or if a member of staff has to administer first aid or medication.
- 14.3 Young children and children with SEN may need staff to provide physical prompts to help.
- 14.4 Physical contact must always be age appropriate and done openly.

15.0 Complaints

- 15.1 This policy is in accordance with the DfE "The Use of Reasonable Force July 2013". as such, those acting in accordance with it, providing they act in good faith, working within the authority guidelines, will be positively supported in their actions.
- 15.2 Involving parents when an incident occurs and has our clear policy about physical contact with pupils that staffs adhere to will help avoid complaints from parents. Providing staff with approved training will also help.
- 15.3 All complaints will be recorded and followed up by the Head Teacher or their representative in the first instance. Where appropriate the Authority will be notified/kept informed.

- 15.4 A complaint or dispute about the use of force by a member of staff might lead to an investigation under disciplinary procedures or by the Policy under Child Protection procedures.

16.0 Review

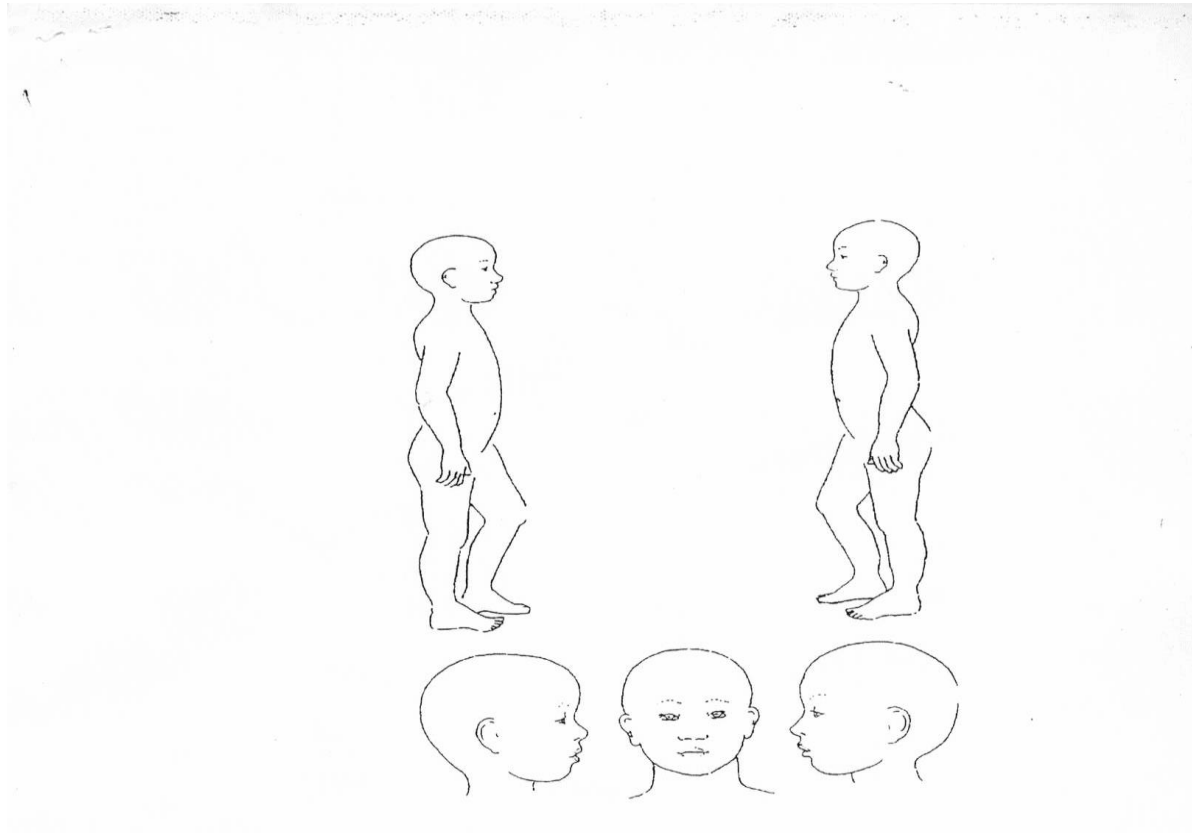
- 16.1 This policy will be regularly monitored by the Headteacher, the Safeguarding Governor and the Governing Body in addition updated annually.

The completed Bound book and Body map should be copied and returned to Dee Milbery
PPI Strategy Manager / Senior Tutor or
Sue Stokes Positive Handling Adviser / Advanced Tutor, West Wing, Wildwood, Worcester,
WR5 2YA. 01905 728918

If any member of staff has any doubts about completing the forms, they should contact their
Trade Union representative.

Any queries concerning the form should be directed to:
Dee Milbery: 01905 728918/07876193853
Sue Stokes: 01905 765990/07894598870
Team Teach Advisors, West Wing, Wildwood, Worcester, WR5 2YA.

Body Map



Details of injuries as marked on Body Map:

Body Map Completed by:


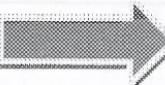
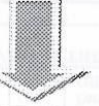
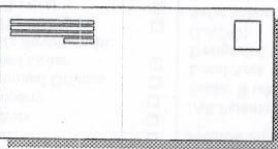

Name: _____ **Date:** _____ **Time:** _____

Head Teacher signature _____ **Date** _____

SIGNIFICANT INCIDENT/RESTRAINT RECORD For Additional Details Refer To Supporting Documentation				
FULL NAME OF YOUNG PERSON: _____ And other young people present: _____ (Not initials please)				AGE: _____
DATE: / /		LOCATION OF INCIDENT: _____		
DETAILS OF THE BEHAVIOUR REQUIRING USE OF PHYSICAL INTERVENTION INCLUDING ATTEMPTS AT DE-ESCALATION: <input type="checkbox"/> Humour <input type="checkbox"/> Verbal advice and support <input type="checkbox"/> Firm clear directions <input type="checkbox"/> Negotiation <input type="checkbox"/> Limited Choices <input type="checkbox"/> Distraction <input type="checkbox"/> Diversion <input type="checkbox"/> Reassurance <input type="checkbox"/> Planned Ignoring <input type="checkbox"/> Contingent Touch <input type="checkbox"/> Calm talking <input type="checkbox"/> Calm Stance <input type="checkbox"/> Patience <input type="checkbox"/> Withdrawal Offered <input type="checkbox"/> Withdrawal Directed <input type="checkbox"/> Swap Adult <input type="checkbox"/> Reminders about Consequences <input type="checkbox"/> Success Reminders				
FULL NAMES OF STAFF USING RESTRAINT: _____ and other staff members involved: _____ (Not initials please)				
NATURE OF PHYSICAL INTERVENTION TECHNIQUE USED: _____				
START TIME _____ / _____ Hrs Minutes	DURATION OF RESTRAINT _____ Minutes	ANY INJURIES: Young Person <input type="checkbox"/> Other Person <input type="checkbox"/>	YP RESTRAINT DEBRIEFING Offered <input type="checkbox"/> Accepted <input type="checkbox"/>	MEDICAL CHECK: Offered <input type="checkbox"/> Accepted <input type="checkbox"/>
RISK ASSESSMENT Risk to Self <input type="checkbox"/> Others <input type="checkbox"/> Property <input type="checkbox"/> Criminal Offence <input type="checkbox"/> Good Order <input type="checkbox"/> Safe Environment: <input type="checkbox"/> Psychological <input type="checkbox"/> Physical <input type="checkbox"/>	EXTERNAL AGENCIES INFORMED Medical Staff <input type="checkbox"/> All Parents/LA/ <input type="checkbox"/> Social Worker <input type="checkbox"/> Local Area <input type="checkbox"/> Designated Officer (LADO) <input type="checkbox"/> Safer Schools <input type="checkbox"/> Partnership Support Officer <input type="checkbox"/>	SUPPORTING RECORDS Medical Report <input type="checkbox"/> Letter or notes of discussion <input type="checkbox"/> Health & Safety Report / RIDDOR <input type="checkbox"/> Notes of LADO discussion or referral <input type="checkbox"/>	LOG NUMBERS OR DATE OF REPORT _____ _____ _____ _____ _____	DETAILS OF ANY MEDICAL TREATMENT _____ _____ _____ _____ _____
HOW EFFECTIVE WAS THE INTERVENTION? _____ _____ _____				
HOW WAS THE INCIDENT RESOLVED AND WHAT WERE THE CONSEQUENCES? _____ _____ _____				
HOW WAS THE INTERVENTION IN THE BEST INTEREST OF THE YOUNG PERSON? _____ _____ _____				
VIEWS OF YOUNG PERSON: _____ _____ _____				
SIGNED BY YOUNG PERSON _____				
ADULT RESPONSIBLE FOR THIS RECORD: _____				SIGNED BY ADULT _____
MONITORED BY: _____				
POSITION: _____		SIGNED: _____		DATE / /

Positive Physical Interventions' [PPI]

2012 - Quick Guide Recording after a serious incident.

<p>Bound and Numbered Book</p>  <p>Version 4</p>		<p>Within 24 hours legal requirement</p> <p>To be completed by someone involved in the handling. Best practise to be completed before leaving setting for the day</p>
 		<p>Photocopy to PPI team @ Wildwood</p> <p>Team Teach Advisors, West Wing, P O Box 73, Wildwood, Worcester, WR5 2YA.</p> <p>With compliment slip showing setting address.</p>
<p>Positive Handling Form</p>		<p>MUST be completed after incident of PPI.</p> <p>Can be forward planned if potential handling may occur</p> <p>Copy to PPI team @ Wildwood first plan only unless PPI team request further updates</p>

Frequently Asked Questions

Q: I'm worried that if I use force a pupil or parent could make a complaint against me. Am I protected?

A: Yes, if you have acted lawfully. If the force used is reasonable all staff will have a robust defence against any accusations.

Q: How do I know whether using a physical intervention is 'reasonable'?

A: The decision on whether to physically intervene is down to the professional judgement of the teacher concerned. Whether the force used is reasonable will always depend on the particular circumstances of the case. The use of force is reasonable if it is proportionate to the consequences it is intended to prevent. This means the degree of force used should be no more than is needed to achieve the desired result. School staff should expect the full backing of their senior leadership team when they have used force.

Q: What about school trips?

A: The power may be used where the member of staff is lawfully in charge of the pupils, and this includes while on school trips.

Q: Can force be used on pupils with SEN or disabilities?

A: Yes, but the judgement on whether to use force should not only depend on the circumstances of the case but also on information and understanding of the needs of the pupil concerned.

Q: I'm a female teacher with a Year 10 class - there's no way I'd want to restrain or try to control my pupils. Am I expected to do so?

A: There is a power, not a duty, to use force so members of staff have discretion whether or not to use it. However, teachers and other school staff have a duty of care towards their pupils and it might be argued that failing to take action (including a failure to use reasonable force) may in some circumstances breach that duty.

Q: Are there any circumstances in which a teacher can use physical force to punish a pupil?

A: No. It is always unlawful to use force as a punishment. This is because it would fall within the definition of corporal punishment, which is illegal.

Further sources of information

Other departmental advice and guidance you may be interested in

- [Guidance on the Use of Restrictive Physical Interventions for Staff Working with Children and Adults who display Extreme Behaviour in Association with Learning Disability and/or Autistic Spectrum Disorders \(2002\)](#)
- [Guidance on the Use of Restrictive Physical Interventions for Pupils with Severe Behavioural Difficulties \(2003\)](#)
- [Screening, searching and confiscation – advice for headteachers, staff and governing bodies](#)
- [Dealing with allegations of abuse against teachers and other staff – guidance for local authorities, headteachers, school staff, governing bodies and proprietors of independent schools](#)

Associated resources (external links)

- [Police and Criminal Evidence Act 1984 \(PACE\) Code G: Revised Code of Practice for the Statutory Power of Arrest by Police Officers](#)