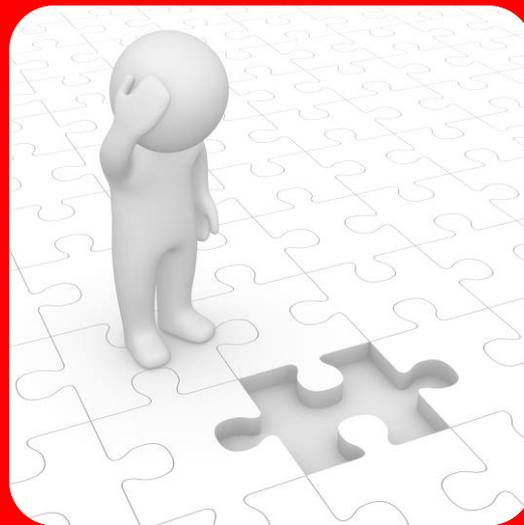




Exclusions Policy



Introduction.

This policy outlines the practice and procedures which inform our academy's use of exclusion. It is underpinned by the shared commitment of all members of the Park Hall family to achieve our important aims:

Aims

- To ensure the safety and well-being of all members of the school community.
- To maintain an appropriate educational and happy environment in which all can learn and succeed.
- To ensure that the exclusions process is applied fairly and consistently.
- To ensure that the exclusions process is understood by all members of the Park Hall family.

Only the Principal or Acting Principal of Park Hall Academy can take the decision to exclude a pupil. Exclusions, including both fixed term and permanent exclusions are taken only as a last resort.

The decision to exclude a pupil will be taken only:

- In response to serious or persistent breaches of the school's behaviour policy
- If allowing the pupil to remain in school would seriously harm the education or welfare of others

Before deciding whether to exclude a pupil, either permanently or for a fixed period, the Principal will:

- Consider all the relevant facts and evidence,
- Listen to all children and adults involved and take witness statements where appropriate.

Legislation and Statutory Guidance.

This policy is based on statutory guidance from the Department for Education: [Exclusion from maintained schools, academies and pupil referral units \(PRUs\) in England](#). Please see Appendix 1 for details of further legislation, which outline an academies power to exclude pupils.

There are two types of exclusion:

Fixed period Exclusions.

If a child has seriously breached the academies expectations, or allowing a child to stay in school would seriously harm their education or welfare, or the education or welfare of other pupils,

they may be excluded for a fixed period of time, with a date set when the child should return to school.

Examples of such behaviours could include:

- Continued disruption to lessons
- Defiance
- Verbal, racial or physical abuse to pupils, staff or others.
- Bullying – physical, verbal or Cyber
- Physical abuse to pupils or staff or others
- Theft and /or Vandalism or damage to property
- Indecent behaviour
- Threatening behaviour towards other pupils or members of the Park Hall family.
- Unacceptable behaviour which has previously been reported and for which the academy's sanctions and other interventions have not been successful.

A child may be excluded for one or more fixed periods, up to a maximum of 45 days in an academic year. For a fixed period exclusion of more than 5 school days, (school days are any days when there is a school session, INSET days do not count as a school day), the academy will provide learning activities for a child to complete during their exclusion. A child who is excluded from the academy is not allowed on the premises during an exclusion and in addition, parents are legally responsible for ensuring that their child is not present in a public place during school hours without good reason. It is a parents/carers responsibility to supervise their child during the exclusion period.

Following exclusion, parents are contacted immediately where possible. A letter will be emailed to parents giving details of the exclusion and the date the exclusion period ends. Should a parent or carer wish to discuss the letter with the Principal or member of the academy's Senior Leadership Team, they are welcome to make an appointment via the academy office.

Following a period of fixed term exclusion, a return to school meeting will be held and this will involve the Principal or a member of the Senior Leadership Team and other staff where appropriate. A parent or carer must attend. A Learning Agreement will be put in place and will be signed by the child, parent or carer and Principal/Senior Leader. This will be monitored. The academy may consider a period of internal isolation appropriate for a child on their return to the academy.

Permanent Exclusion.

The decision to exclude a child permanently is a serious one. If necessary, a series of fixed term exclusions can be made to allow time for all options to be explored and for an emergency review to be arranged.

There are two instances where permanent exclusion may be considered:

The first is a final, formal step in a concerted process for dealing with disciplinary offences following the use of a wide range of other strategies, which have been used without success. It is an acknowledgement that all available strategies have been exhausted and is used as a last resort. This would include persistent, repeated and defiant misbehaviour as listed in the examples in the above "fixed period" section.

The second is where there are exceptional circumstances and it is not appropriate to implement other strategies and where it could be appropriate to permanently exclude a pupil for a first or "one off" offence. Such an offence might include a serious act of physical violence against a member of staff, pupil or member of the school community.

If the academy feels that police involvement is necessary for specific and serious offences, this will be considered by the Principal and all parties involved.

Parents or carers will be notified of the exclusion immediately and will receive further details of reasons for the exclusion in writing.

Discipline and Physical Restraint

Staff can restrain a child in order to prevent a child from injuring themselves or others, to prevent damage to property or to prevent a child causing serious disruption (please refer to the Positive Handling Policy).

Further Information

The Principal will inform the Governing Board and the Local Authority of a permanent exclusion, exclusions exceeding more than 5 days in a term and/or when an exclusion will result in pupils missing a National Curriculum Test.

The Governing Board and the Local Authority has a duty to consider parents' representations about an exclusion. The Governing Board may delegate their functions with respect to the considerations of an exclusion decision to a designated sub-committee consisting of at least 3 governors.

The Governing Board must consider the reinstatement of an excluded pupil within 15 days of receiving the notice of an exclusion.

If requested by the parents, the Governing Board must consider the reinstatement of an excluded child within 50 school days of receiving notice of the exclusion if a child would be excluded from school for more than 5 school days, but not more than 15 school days in a single term.

**Reviewed: November 2017 (Policy Review undertaken by G Frost and Park Hall Parliament).
Review Date: November 2020**

Appendix 1

This policy is based on statutory guidance from the Department for Education:

It is based on the following legislation, which outline schools' powers to exclude pupils:

- Section 52 of the [Education Act 2002](#), as amended by the [Education Act 2011](#)
- [The School Discipline \(Pupil Exclusions and Reviews\) \(England\) Regulations 2012](#)
- Sections 64-68 of the [School Standards and Framework Act 1998](#)

In addition, the policy is based on:

- Part 7, chapter 2 of the [Education and Inspections Act 2006](#), which looks at parental responsibility for excluded pupils
- Section 579 of the [Education Act 1996](#), which defines 'school day'
- The [Education \(Provision of Full-Time Education for Excluded Pupils\) \(England\) Regulations 2007](#), as amended by [The Education \(Provision of Full-Time Education for Excluded Pupils\) \(England\) \(Amendment\) Regulations 2014](#)