



Designated Teacher for Children Looked After (CLA) Policy



Castle
Primary School

Agreed by The Business Committee of The Board of Trustees: 7/06/23

Review Date: June 2025

SIGNED: *T. Cole* **Date: 7th June 2023**

Chair of TRLP Board

Definitions

This policy has been updated in light of the amendments included in 'The designated teacher for looked after and previously looked after children' (February 2018).

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.

Previously looked after children

The February 2018 guidance stated that: 'a previously looked after child is one who is no longer looked after in England and Wales because s/he is the subject of an adoption, special guardianship or child arrangements order which includes arrangements relating to with whom the child is to live, or when the child is to live with any person, or has been adopted from 'state care' outside England and Wales'.

Designated Teacher

Following amendments made by the 2017 Act, section 20A of the 2008 Act and Section 2E of the Academies Act 2010 various duties were placed on the governing body of a maintained school in England and the proprietor of an academy in England. Therefore, all of our Academies will:

- designate a member of staff to have responsibility for promoting the educational achievement of looked after and previously looked after children who are no longer looked after in England and Wales because they are the subject of an adoption, special guardianship or child arrangements order, or were adopted from 'state care' outside England and Wales;
- ensure the designated person undertakes appropriate training; and
- ensure they and the designated teacher has regard to any guidance issued by the Secretary of State.

We understand that the Secretary of State has the power to make regulations to prescribe the necessary qualifications or experience of the designated member of staff for previously looked after children.

The Designated Teacher will satisfy themselves that a child is eligible for support by asking the child's parents for evidence of their previously looked after status. For children adopted outside England and Wales, the child must have been looked after by a public authority, a religious organisation or other provider of care whose sole purpose is to benefit society. Where parents are unable to provide clear evidence of their child's status, designated teachers will need to use their discretion. In such circumstances, designated teachers could discuss eligibility with the Virtual School Head (VSH) to agree a consistent approach.

Why looked after and previously looked after children need the support of a designated teacher?

We recognise that, nationally, there is educational underachievement of looked after children, when compared with their peers, and we are 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 children etc.) (England) Regulation 2009". Also, the guidance of "Improving the attainment of looked after young people in Primary Schools" 2009. The Children Act 2008, 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”.

We will be guided by the ‘Improving Attainment Guidance for Primary Children Looked After’, which 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

We recognise that many looked after and previously looked after children have suffered disrupted learning, may have missed extended periods of school, and many of them have special educational needs (SEN). The gaps in their learning and, in many cases the emotional impact of their experiences, are likely to have become significant barriers to their progress. The complexity of this fragmented educational experience with high incidence of SEN, needs careful assessment and planning. As a Trust we have a Social, Emotional and Mental Health Lead for our schools. This role also supports our Trust behaviour strategy. Our Trust lead is a Trauma Informed practitioner, as well as an attachment lead. We are working towards the whole Trust being designated as a Trauma Informed Trust.

We recognise that the support that our school and designated teachers give to children who are looked after and previously looked after should not be seen in isolation. All looked after and previously looked after children will have a wide range of support mechanisms that will assist in promoting their educational achievement. The child's foster carer (or residential care worker), social worker or, for previously looked after children, parents or guardian, will have day-to-day responsibilities for the child. Within the local authority, the VSH4 will provide more strategic support or advice and information for both the child and the school.

The Role of the Designated Teacher:

The designated teacher will be a central point of initial contact within the school. At times

this point of contact may be delegated to a class teacher who will report directly to the Designated Teacher. This will help to make sure that we play our role to the full in making sure arrangements are joined up and minimise any disruption to a child's learning.

We recognise that the most effective designated teachers have a leadership role in promoting the educational achievement of every looked after and previously looked after child on the school's roll. The designated teacher will therefore be a member of the school senior leadership team. The designated teacher will work with VSHs to promote the education of looked after and previously looked after children and promoting a whole school culture where the personalised learning needs of every looked after and previously looked after child matters and their personal, emotional and academic needs are prioritised.

The designated teacher will take lead responsibility for ensuring school staff understand the things which can affect how looked after and previously looked after children learn and achieve and how the whole school supports the educational achievement of these children.

The designated teacher will carry out 'The role of the designated teacher for looked after and previously looked after children' as outlined within the statutory guidance published in February 2018.

Please also read the linked appendices:

- Improving the Attainment of Looked After Children in Primary Schools 2009:

https://drive.google.com/file/d/1EAFoH9nHXymbYG7tC7BkD_wplOZpERI/view?usp=sharing

- The designated teacher for looked after and previously looked-after children
Statutory guidance on their roles and responsibilities 2018:

https://drive.google.com/file/d/1EPGxfCRWV2wjbmrM_uDQWKZNDvNvSYKr/view?usp=sharing