



## **Rosendale Primary School and Children's Centre**

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### **EXCLUSIONS <sup>1</sup>**

Policy on exclusion of students, following Department for Education statutory guidance published in September 2008.

**Last reviewed:** December 2014

**Next review:** 2017

**SLT owner:** Headteacher

**Distribution:** Staff and governors

### **1. Legal context**

1.1 Current statutory guidance as set out by the Department for Education (DfE) is here:

<https://www.education.gov.uk/publications/standard/publicationDetail/Page1/DCSF-00573-2008>

1.2 Following the proposed changes in the 2011 Education Bill, the DfE plans to consult on the revised guidance and new regulations after Royal Assent. The new provision will then come into force on 1 September 2012. The current guidance continues to apply until then.

### **2. Process**

2.1 Consideration of whether to exclude a pupil from school, or a fixed term or permanent basis, should follow the following four-step procedure

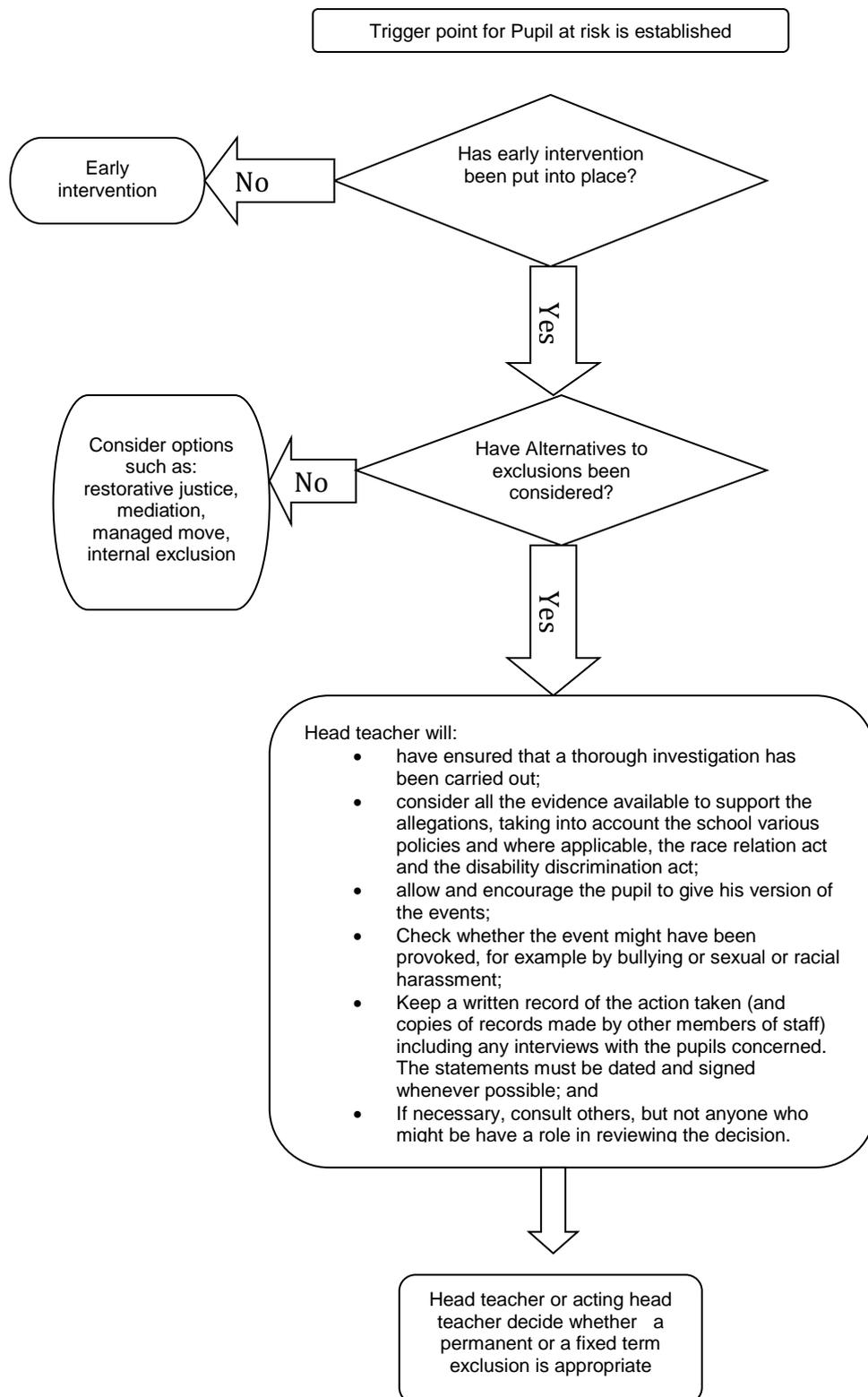
1. Good practice before considering exclusion
2. Fixed term exclusions
3. Permanent exclusions
4. Exclusions appeal

2.2 A DfE flowchart is provided for each part of the process as set out in following paragraphs. The flowchart should be used alongside the detailed guidance as referenced above.

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<sup>1</sup> Based on Department for Education statutory guidance (September 2008)

1. Good practice before considering exclusion



## 2. Consideration of a fixed-term exclusion

**Decision:** Head teacher, acting head teacher, or teacher in charge of a PRU takes the decision to exclude a pupil for a fixed period.

**Contact parent:** The head teacher should ensure that a parent/carer has been contacted immediately, ideally by telephone and is available, if appropriate, to arrange collection and supervision of the pupil. The child's welfare must always be the prime consideration

**Lunchtime exclusion:** Pupils who are disruptive during the lunch time may be excluded just for the duration of the lunch time. Lunchtime exclusion will count as half a day for statistical purpose and for parents to make representation but are not counted in the school's 6<sup>th</sup> day duty to provide full-time education.

**Exclusion during morning session:** the exclusion takes effect from the afternoon session, notice must be given to the parent before the start of the afternoon session.

**Exclusion during afternoon session:** If the exclusion takes effect from the next school day, notice to the parent must be given before the start of that school day. If the exclusion takes place from that afternoon, the notice must be given at the end of the afternoon session

**Written notice:** The head teacher must give a written notice to the parents informing them of:

- the precise period and the reasons of the exclusion;
- the parent's duties during the first five days;
- the parents right to make representation to the Governing body and how the pupil may be involved in this;
- The person the parent should contact if they wish to make such representation;
- The arrangement made by the school to set and mark work for the pupil during the initial 5 days of the exclusion;
- if relevant, the school day on which the pupil will be provided with full-time education; and
- if relevant details of a reintegration interview.

The head must inform the Governing Body if a pupil is being excluded for more than 15 days in any one term. Pupil's can excluded for one or more fixed periods, which when aggregated, do not exceed 45 school days in any one school year.

**Educational provision during the exclusion:**

- The school has a duty to arrange suitable full-time educational provision from and including the 6<sup>th</sup> consecutive day of the exclusion.
- Where a Looked After Child is excluded provision should be in place from the 1<sup>st</sup> day of exclusion.
- Schools in the former BIP still receiving additional funding should make provision from the first day of exclusion.

**Reintegration interview:**

The head teacher or a senior member of staff should arrange and conduct a reintegration interview with a parent and the pupil at the end of the exclusion at a date and time convenient for the parent on the school premises.

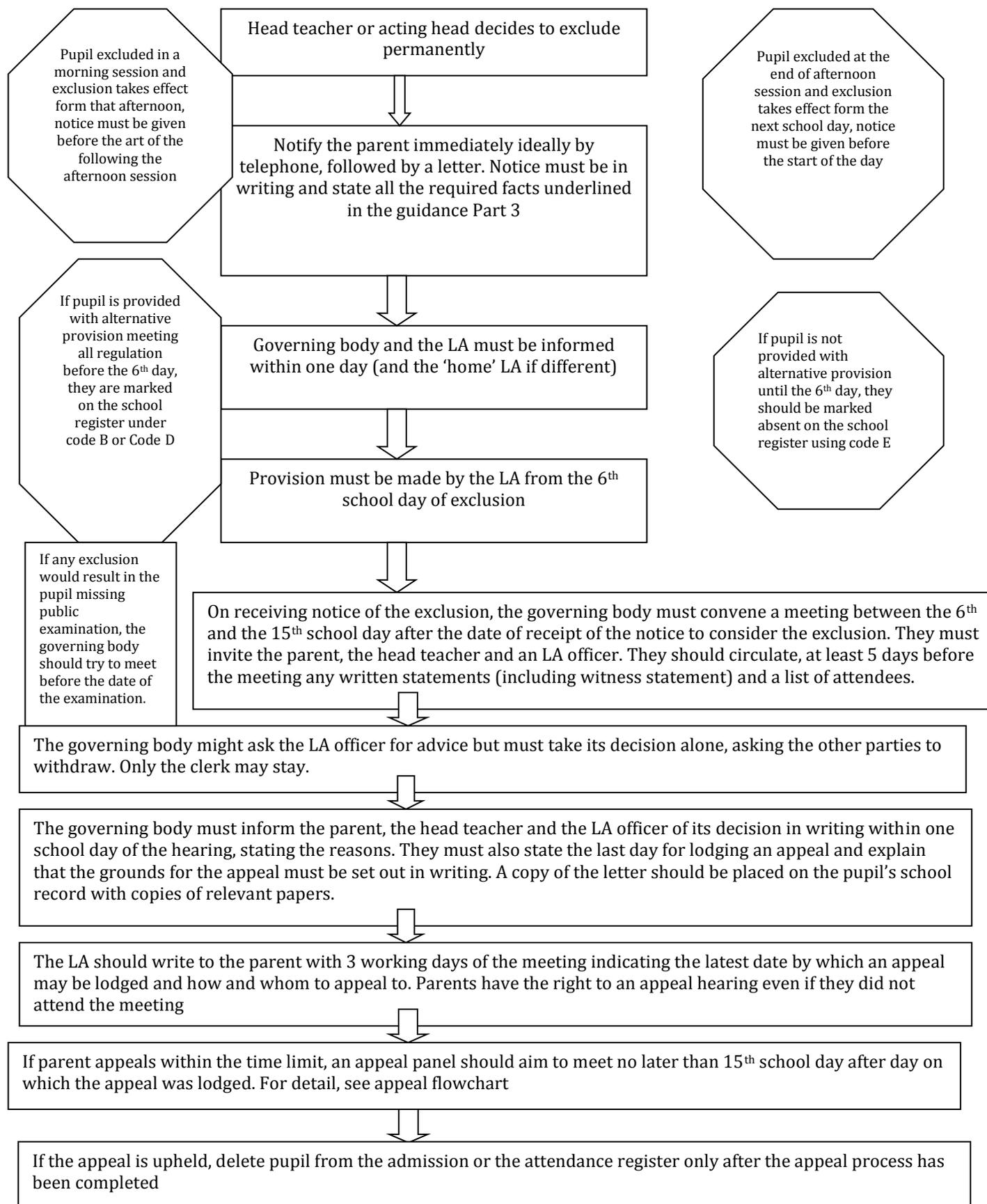
The notice for a reintegration interview must be given no later than 6 school days before the date of the interview (it can be combined with the notice of the exclusion).

If the parent fails to attend, the school must keep a record of the failure as well as any explanation given as it can be one factor taken into account in the Magistrates' Court when deciding whether to impose a parenting order.

**Primary:** School **must** offer a reintegration interview after any exclusion

If the school or the LA considers that parental influence could be better brought to bear in the behaviour of the pupil, a parenting contract may be offered. If the parent fails to engage with the school or LA in attempting to improve the child's behaviour, the school or LA may consider applying to the Magistrate's Court to compel the parent to comply with certain requirements. See related guidance.

### 3. Consideration of a permanent exclusion



**4. Appeal against exclusion**

