

Policy B2 – Physical contact guidance

1. Aims

1.1 The aims of this policy are:

- To provide a disciplined and caring environment in all of the academies in the University of Brighton Academies Trust
- To provide guidance to all staff on permissible physical contact with pupils/students and to advise on conduct.

2. General principle

2.1 It is not illegal to touch a pupil. There are occasions when physical contact, other than reasonable force, with a pupil is proper and necessary.

2.2 However, staff are strongly advised to avoid physical contact with pupils/students in order to restrain unless absolutely necessary. Only staff authorised by the Principal should attempt to physically restrain a pupil/student, unless the situation is judged to be dangerous, in which case all staff have a duty of care. The standard of care of a teacher is that of a reasonably prudent parent in the context of the school.

2.3 Force must never be used as a punishment – this is always unlawful.

3. Framework

- It is essential that the physical management of pupils/students:
 - should be avoided wherever possible;
 - should be seen as a rare occurrence and as a last resort;
 - should seek to ensure the safety of other children and staff
 - must be used in ways that maintain the safety and dignity of all concerned
 - is recorded according to statutory guidance
- Corporal punishment is absolutely prohibited.
- Academy staff have a duty to safeguard and promote the welfare of pupils/students.
- Discipline should be addressed by positive attention to whole-school behaviour management rather than focussing on punishment.
- Physical intervention is permissible only to prevent a pupil/student from harming himself/herself or others or to prevent serious disruption that is prejudicial to the learning of others.
- The 'legal' rule is that any person touching another without consent is potentially committing an unlawful act.

4. Physical Contact

4.1 Staff may make contact with pupils/students to reassure, to maintain health and hygiene and to instruct and guide.

Reassurance: Touching can be seen as positive reinforcement of relationships and comfort in times of stress, although this is generally with younger students or students who are delayed. Staff should remember that some pupils/students may have been victim of sexual or physical abuse and may misinterpret physical contact.

4.2 *Health and hygiene:* Except in emergencies, designated members of staff, using the minimum

contact necessary, should administer first aid. Pupils/students who have personal and/or medical care needs may require intimate physical contact, as may pupils/students who require manual handling (Refer to Policy B8 – First Aid and Medical Policy and Policy B18 – Supporting Students/Pupils with Medical Conditions Policy). Staff undertaking such duties should be trained appropriately. Care should be taken to ensure that there is no harm and no loss of dignity

- 4.2 *Direction/instruction:* Physical prompting to help a pupil/student to perform a task should be supportive. Such contact may be especially necessary in some areas of the curriculum, e.g. PE/Technology/musical instruction etc, or for pupils/students who may be physically disabled or visually impaired. Wherever possible, staff should not work alone or out of earshot.

5. Physical Intervention

- 5.1 In potentially violent incidents, staff should always attempt to avoid physical contact. There is a range of strategies, which can be employed to defuse such situations, including:
- standing near and reassuring the pupil/student
 - redirection of the pupil's/student's attention - moving groups, changing activities, etc
 - using humour
 - keeping calm and speaking quietly
 - offering choices, allowing time for the situation to de-escalate
 - keeping a non-threatening body stance - keeping a distance
 - being confident and assertive
 - avoiding ultimatums
 - talking to student individually
 - being objective
 - being prepared to hand the situation over to another adult
 - Reminders about consequences
 - Success reminders

6 Holding/obstructing

- 6.1 For most pupils/students, holding a pupil/student or obstructing an area to restrict movement is not appropriate, except when:
- a pupil/student is injuring himself/herself, or others
 - a pupil/student is in potential danger of injuring himself/herself
 - a pupil/student is seriously damaging property
 - a pupil/student is in potential danger of seriously damaging property
 - it is felt that absconding would place the pupil/student or others at great risk (i.e. for a pupil/student with autism, who may be unable to make a reasoned judgement about his/her safety)
 - it is necessary to stop disruptive behaviour that is prejudicial to a safe and secure learning environment

7. Positive intervention

- 7.1 Physical intervention involves the positive application of reasonable force with the intention of preventing a pupil/student from harming herself/himself or others, or from causing serious damage to property or from causing serious disruption to learning. **It should only be used when other de-escalation strategies have failed.** It may include:
- physically removing a pupil/student from a situation where there is risk of a violent incident
 - holding a pupil/student to restrict movement
 - detaining a pupil/student in a confined area in order to prevent individuals or property being damaged. (NB. It is illegal to place a pupil/student in a locked room).

- 7.2 Examples of such incidents are:
- a pupil/student attacks a member of staff or another pupil/student
 - a pupil/student is in the act of or on the verge of committing, deliberate damage to property
 - a pupil/student is running in a corridor or stairway in a manner which is likely to cause injury to himself or others
 - a pupil/student is behaving in a way that is seriously disrupting a lesson and persistently refuses to follow an instruction from senior members of staff to leave the room.
- 7.3 'Reasonable force' depends on the circumstances of the individual event. It should be proportionate to the consequences it is intended to prevent. The degree of force used should be the minimum needed to achieve the desired result.
- 7.4 There are some techniques of intervention that have been identified by a panel of experts¹ as presenting an unacceptable risk when used on children and young people and therefore should not be used. The techniques in question are:
- the 'seated double embrace' which involves two members of staff forcing a person into a sitting position and leaning them forward, while a third monitors breathing;
 - the 'double basket-hold' which involves holding a person's arms across their chest; and
 - the 'nose distraction technique' which involves a sharp upward jab under the nose.
- 7.5 The following technique has also been agreed to be unacceptable:
- Holding a pupil in a prone or supine position

8 Assessing the risk

- 8.1 In instances where physical intervention may be necessary, the member of staff should consider the following factors:
- the age, gender and strength of the pupil/student
 - the strength of the restrainer
 - the proximity of another adult
 - the capacity of the restrainer to remain calm
 - the potential hazard of clothing, jewellery etc
 - the safety of the area
 - the presence of weapons, etc
 - knowledge of the pupil/student
- 8.2 When a crisis occurs that may require physical intervention, those who intervene should ask themselves three questions:
- Is the intervention the least restrictive action that may resolve the situation?
 - Is it for the least amount of time possible?
 - Is it reasonable or proportionate to the pupil's actions?
- 8.3 Except in extreme circumstances only authorised members of staff should attempt to physically restrain a pupil/student. Members of staff should only be authorised to use physical restraint if they have received appropriate training from a British Institute of Learning Disabilities (BILD) or Institute of Conflict Management (ICM) accredited training provider, such as TeamTeach or MAPA (Management of Actual or Potential Aggression). This method uses a hierarchy of positive handling strategies including: holding, escorting and restraining techniques and separating fights. Training should be refreshed regularly

¹ Physical Control in Care Medical Panel 2008

9. Procedure and recording

9.1 If there is no alternative to physical intervention:

DO NOT Hit under any circumstances Deliberately cause pain Exert pressure on joints Restrict breathing Touch 'sensitive' areas Use your full weight Ask another pupil/student to assist Move a student whilst under restraint	DO Try to reduce anger Avoid causing fear Use minimum force necessary Be aware of potential danger Get help as soon as possible
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- 9.1 In some cases it may be inappropriate to attempt to intervene i.e. there is no help available, the pupil/student may be physically large, the staff member may believe s/he is at risk. In such instances, assistance may be sought or the police may be called.
- 9.2 All situations involving physical restraint must be recorded as soon as possible after the event, using the Positive handling incident reporting form attached as **Annex 1**, which must be uploaded to CPOMS. If an incident occurs the Principal or in his/her absence, a senior member of staff, must be informed immediately and the parents contacted. The Principal or a senior member of staff should agree outcomes with the restrainer, pupil/student and parents.
- 9.3 When reviewing an incident requiring physical restraint, consideration should be given to whether a risk reduction plan or behaviour management plan is required. If a plan is already in place, then a review of the effectiveness of the plan should follow the incident. The review, and any updates made to the plan, must be recorded on the student file. Student voice and parent voice should form part of any new or updated plan.
- 9.4 In the event of a complaint being made, the Principal will follow the usual procedures laid out in the Trust's Complaints policy.

10. Policy status and review

Written by:	Director of Governance and Admissions
Owner:	Deputy CEO: School Improvement
Status:	V3 = Approved
Approval date:	Approval history available on request V3 = Education and Standards Committee 10.11.2022
Review Date:	T3-4 2025/26

Annex 1 - Positive Handling Incident Reporting Form

1. Details

Pupil's Name:

Year Group and Class Name:

Date of Incident:

Location of Incident:

Start Time of Incident:

Finish Time of Incident:

Reporting Staff Member and Position:

Staff Involved:

MAPA/Team Teach Trained Staff Involved:

2. Reason for Positive Handling Intervention

Immediate danger of personal injury posed to another pupil	
Immediate danger of personal injury posed to a member of staff	
Immediate danger of personal injury posed to the pupil from absconding	
Immediate danger of personal injury posed to the pupil from another behaviour	
Significant risk of damage to property	

3. Description of the events leading up to the incident / behaviour – what was the ANTECEDENT?

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4. De-escalation techniques used prior to physical intervention

Calm, Connect, Support		Moving away from the pupil	
Reassurance		Change of adult	
Verbal support / advice		Time out offered / directed	

Humour		Safe space offered / directed	
Tactical ignoring		Distraction	
Reduction of language used		Controlled choices	
Removal of other pupils (if relevant)		Visual Cues	
Other (please specify)			

5. Why was it necessary to positively handle the pupil? (Describe the BEHAVIOUR exhibited)

6. Hold(s) used

Single Person Small Child Holds					
'Standing' Low Hold		'Seated Chair' Low Hold		'Seated Floor' Low Hold	
'Standing' Medium Hold		'Seated Chair' Medium Hold		'Seated Floor' Medium Hold	
'Standing' High Hold		'Seated Chair' High Hold		'Seated Floor' High Hold	

Holding Skills - Child

Standing



Low



Medium



High

Seated Chair



Low



Medium



High

Seated Floor



Low



Medium



High

Two Person Larger Child Holds

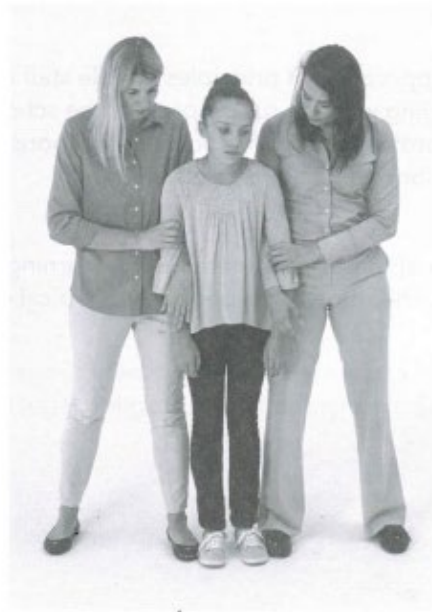
'Standing' Low Hold		'Seated' Low Hold	
'Standing' Medium Hold		'Seated' Medium Hold	
'Standing' High Hold		'Seated' High Hold	

Holding Skills - Young People

Standing



Low



Medium



High

Holding Skills - Young People

Seated



Low



Medium



High

It may be that throughout the incident, adults made the decision to move between levels of hold, dependent on the level of escalation. This should be detailed below if this is the case. The time spent in each level of hold should also be detailed.

Staff should always use the lowest level of hold possible.

Staff involved in hold:

Duration of hold / holds:

Location of hold:

7. What was the CONSEQUENCE of the behaviour? For the pupil? For others? For property / resources?

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8. Actions taken as a result of the behaviour / positive handling

Pupil		Staff Members	
Coaching to reflect on the incident <ul style="list-style-type: none"> • Listen and share • Problem solve 		Discussion and reflection on incident and actions	
Coaching to repair any relationships <ul style="list-style-type: none"> • Repair 		Support for wellbeing following incident	
Work to prevent future incidents <ul style="list-style-type: none"> • Fill cups and build skills 		Relationship Repair session with pupil	

Were referrals made to:

ESBAS	
ISEND	
Police Youth Prevention Team	
Police Reboot	
HPPP	
FLP	

9. Notification Procedures (please list date / time)

Parent / Carer	
Social Worker	
EHWK Keyworker	
Other (please specify)	

Signed (Staff Member)
