



NRL Safeguarding Children and Young People Complaints & Reporting Procedure

Western Australia

Page | 1



Purpose

This Safeguarding Children and Young People Complaints and Reporting Procedure (**Complaints and Reporting Procedure**) sets out the procedure that all NRL People must follow to meet their responsibilities in relation to identifying, reporting, and responding to any concerns about, or incidents of, Child Abuse or other inappropriate behaviour towards Children or Young People in our sport.

The Complaints and Reporting Procedure is issued in connection with the Safeguarding Children and Young People Framework (**Framework**) and the Safeguarding Children and Young People Policy (**Policy**) and forms part of the Framework Documents.

NRL is committed to protecting the Children and Young People who participate in programs, activities, services and facilities across rugby league. Our staff and volunteers are required to respond to abuse or neglect perpetrated by staff and/or volunteers within our organisation or by other persons who may be external to NRL.

The unique needs of Aboriginal and Torres Strait Islander Children and Young People, Children and Young People from culturally and linguistically diverse (**CALD**) backgrounds and Children and Young People with a disability taken into account within the Framework Documents.

All capitalised terms in the Complaints and Reporting Procedure are defined terms which can be found in the Dictionary of the Policy which forms part of the Framework Documents, unless the context of their use is otherwise.

NRL Safeguarding Children and Young People Complaints and Reporting Procedure – Western Australia

Policy owned by the Australian Rugby League Commission

Published February 2013

For further information about this policy contact the NRL Child Safety and Policies Officer

1. FRAMEWORK

The Complaints and Reporting Procedure should be read in conjunction with and is supported by the NRL Safeguarding Children and Young People Framework which includes:

- › NRL Safeguarding Children and Young People Code of Behaviour (**Code**);
- › NRL Safeguarding Children and Young People Recruitment and Screening Requirements (**Recruitment and Screening Requirements**);
- › NRL Safeguarding Children and Young People Induction and Training Requirements (**Induction and Training Requirements**);
- › NRL Safeguarding Children and Young People Complaints and Reporting Procedure (**Complaints and Reporting Procedure**);
- › NRL Code of Conduct (Community Rugby League); and
- › NRL Code of Conduct (Employees).

Capitalised words in Code have the meaning as set out in the Policy.

Child Safety Officer

- › Affiliated States and each affiliated club **MUST** appoint a Child Safety Officer and a Member Protection Officer.

2. SCOPE

The Complaints and Reporting Procedure applies to all NRL People and is operational across the NRL including:

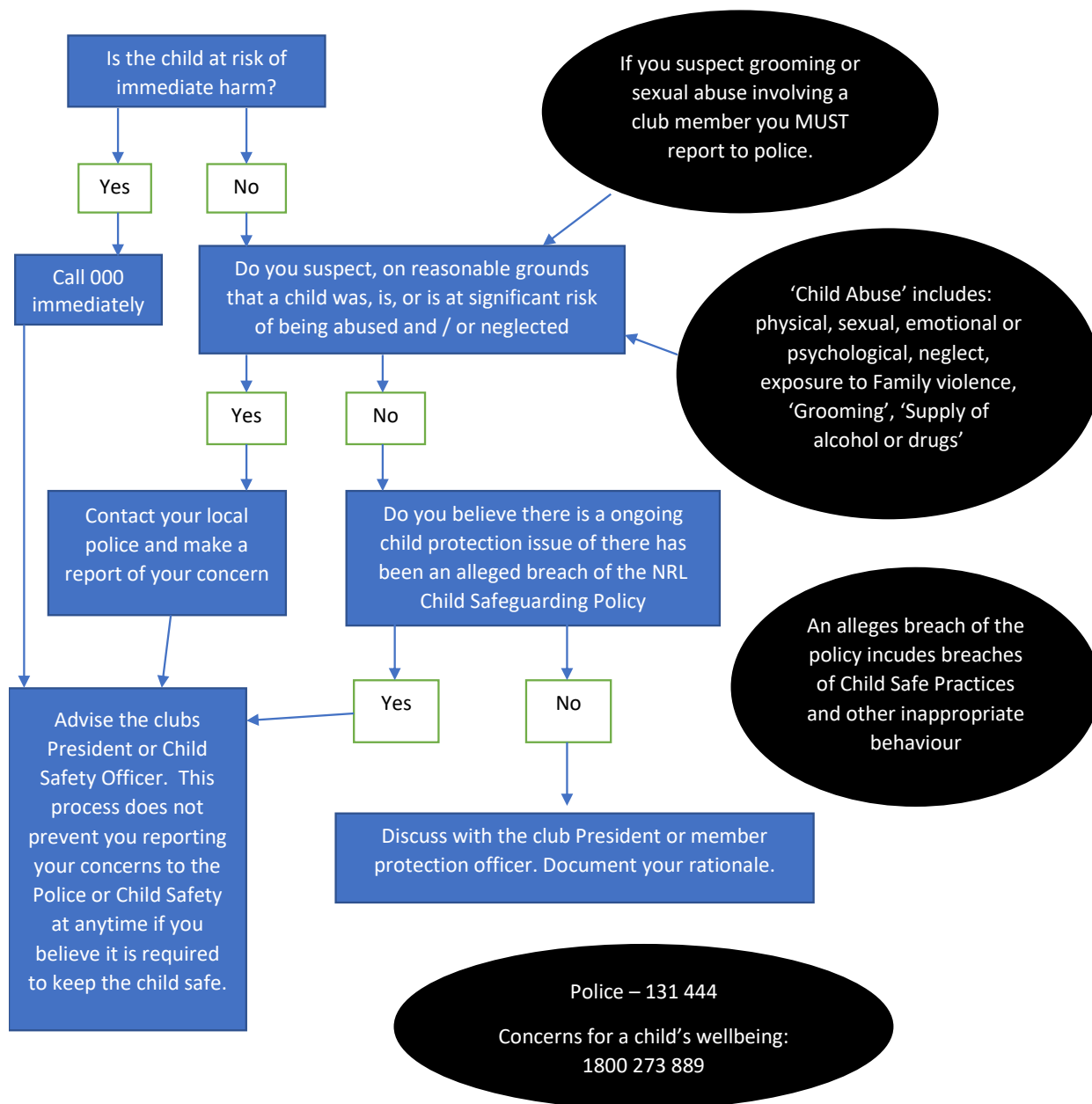
- › all NRL staff (employees and contractors);
- › all employees and contractors of the NRL Affiliated States;
- › Volunteers, coaches, sports trainers and participants who have a current and valid registration via the NRL Competition Management System;
- › anyone engaged to provide NRL Services on behalf of NRL;
- › QRL – (including all staff, employees, contractors, volunteers, coaches, sports trainers and participants) where the Framework is adopted; and
- › NSWRL – (including all staff, employees, contractors, volunteers, coaches, sports trainers and participants) where the Framework is adopted.

In circumstances where the Complaints and Reporting Procedure does not apply to NRL clubs, state or community leagues, the NRL is committed to supporting the understanding of the NRL commitment to

safeguarding Children and Young People through provision of resources, access to training materials and transparent and consistent communication.

3. RESPONDING AND REPORTING CHILD ABUSE OR TO A BREACH OF THE CHILD SAFEGUARDING POLICY

As a person involved in rugby league, you play a crucial role in protecting children. You must follow the actions below if you suspect there has been an alleged breach of the Child Safeguarding Policy.



4. WHO MAY REPORT TO YOU

Who may report a matter to you in your role:

- Parent or carer
- child or young person
- Staff member or volunteer
- Other person (eg witness to an incident)
- Another service provider

5. DECIDING WHETHER TO REPORT TO POLICE IMMEDIATELY

REMEMBER! Always call 000 if a child is in immediate danger

What is significant harm?

The effect of the abuse or neglect must have more than a minor impact upon a child's physical, psychological or emotional wellbeing. It must be substantial, serious and demonstrable that is, measurable and observable on the child's body, in the child's functioning or behaviour.

Examples of this may be:

- Any type of sexual abuse
- Any type of grooming
- Non-accidental physical bruising
- Emotional abuse causing detrimental effect to the child
- Serious neglect (This may include starvation, severe obesity)

How to report to the police:

- face to face verbal report
- telephone call

6. WHAT TO REPORT TO THE PRESIDENT OR CHILD SAFETY OFFICER

The report should be made as soon as possible.

What to report – child safety concerns, including:

- Any concern reported to the police involving a child at the club and reported as a result of your role at the club.
- Any other disclosure of abuse or harm not reported to the police

- Allegation, suspicion, or observation
- Breach of a Code of Behaviour
- Safety issues relating to the physical environment

How to report to the President or child safety Officer:

- face to face verbal report
- email
- telephone call
- letter
- meeting

7. WHAT HAPPENS NEXT

The club President | club Child Safety Officer will:

- Offer support to the child and family and the person who reported through the member protection officer.
- Decide in accordance with legal requirements and duty of care, whether the matter should / must be reported to the police or child protection authority and make a report as soon as possible if required.
- Initiate risk management processes to ensure the safety of the child, clarify the nature of the complaint and commence disciplinary process if required.
- Wait for clearance from authorities before starting the investigation.
- Report to regulators, oversight bodies if allegation is reportable and working with children check operators where appropriate.
- Provide you feedback on what steps the club undertook.

8. REPORTING TO THE NRL

The NRL requires club president or Child Safety Officer to advise the NRL Safe Children unit any of the following types of behaviours, including observed or suspected abuse, in relation to any Child or Young Person involved in NRL activities, programs, services or facilities must be reported in the manner described in this Complaints and Reporting Procedure:

- › Disclosure of abuse or harm by a Child or Young Person;
- › Allegation, suspicion or observation of abuse or harm of a Child or Young Person;
- › Breach of the Code; and



- » Safety issues regarding the physical environment where Children and Young People are present.

Examples of scenarios which may be signs of Child Abuse or Neglect:

- Distrust or wariness of adults;
- Extreme behaviour - aggressive, submissive, anxious, distressed;
- Low self-esteem, being withdrawn or having difficulty relating to adults or other children;
- Being overly obedient and trying hard to please;
- Difficulty concentrating;
- Excessive rocking, humming, sucking or biting;
- Bedwetting, frequent nightmares or sleeping difficulties (seeming tired and falling asleep at unusual times);
- Seeming to be accident prone or having unexplained bruises or injuries at different stages of healing;
- Explanations for injuries that are unbelievable, vague or don't align with the type of injury;
- Alcohol or drug abuse;
- Suicidal tendencies;
- Not wanting to go home (or somewhere else);
- Creating stories or artwork about abuse; and
- Inappropriate sexual knowledge or behaviour for the age and development of the child.

9. HOW TO MAKE A REPORT TO THE NRL

- » In the first instance the report should be submitted by email to safechildren@nrl.com.au
- » NRL people must report child safety concerns that they are informed of, observe or suspect
- » Immediate action will be taken in relation to any matter reported by the NRL
- » The NRL will act with integrity, provide strong leadership and make decisions that are child centered, legal, ethical, accountable and transparent whilst meeting national legislative requirements.



10. PRESIDENT AND / OR CHILD SAFETY OFFICER INVESTIGATION PROCESS

Step 1: If the Child or Young Person is in imminent risk of harm or immediate danger, the reporting person is required to report the situation directly to the police - CALL '000'.

If the concern relates to any type of sexual abuse or grooming, the matter must be reported immediately to police.

Step 2: Affiliated State or club representative to contact the NRL Child Safety Officer by emailing safechildren@nrl.com.au or in person to advise of the situation and clarity response.

Step 3: Ensure the person raising the concern has documented the complaint or concern properly. Review the information and follow up any points which need clarification.

Step 4: Any complaint or allegation of abuse or inappropriate conduct should be addressed promptly, seriously and with a high degree of sensitivity and confidentiality.

If the child is at risk of being subject to sexual abuse or inappropriate conduct including grooming by a member of the NRL at any level a report MUST be made by notifying Police straight away.

When deciding whether to report or not to police or child safety the Government has a online Child Protection Guide to assist. This can be found at <https://secure.communities.qld.gov.au/cpguide/engine.aspx>

Always err on the side of caution and report if undecided.

Step 5: Managing the matter.

- Follow any advice by the Police, Department of Child Safety or The NRL Safe Children Officer.
- Member Protection officer to be involved and to manage liaison with relevant parties
- Assess the immediate risks to any other children at the organisation. Take any actions to ensure safety is maintained. This may include:
 - standing down a person from their roll at the club, or
 - keeping a person from attending the club, or
 - deploying a person to a roll where contact with children is avoided, or
 - take other action that is deemed reasonable.
- Establish next steps to effectively respond to the allegations as information comes to hand.

- Step 6:** Provide support to children and members. Seek assistance from the NRL with this to ensure the person providing the support does not attempt to provide support which is outside their scope of their role.
- Step 7:** If the matter relates to the conduct of a member of the club take appropriate disciplinary action to address the issue. Advice should be sought from the NRL before finalising any action.

10.1 REPORTING TIMEFRAMES

Reports and notifications must be made as soon as practicable and no later than the day the concern was raised.

10.2 MANDATORY REPORTING PROVISIONS

In Australia, each state and territory have child safety laws that set out responsibilities for both organisations and individuals who work or have contact with Children and Young People.

The following link will direct you to the responsibilities associated in WA:

<https://pmc.gov.au/domestic-policy/national-office-child-safety>.

The steps provided in this Policy will ensure steps taken will meet any requirements outlined in the above link.

10.2.1 WHAT IS MANDATORY REPORTING?

Mandatory reporting is a term used to describe the legislative requirement for selected groups of people to report suspected cases of child abuse and neglect to government authorities. Parliaments in all Australian states and territories have enacted mandatory reporting laws of some description. However, the laws are not the same across all jurisdictions. The main differences concern who must report and what types of abuse and neglect have to be reported.

10.2.2 WHO INVESTIGATES THE REPORT?

Legislative and policy requirements will dictate how the report is handled and investigated. Where the report is of a particular nature and legislative requirements apply, NRL will ensure that one (1) or more of the following entities will investigate the report or disclosure:



- State or Federal Law Enforcement Agency (i.e. Police) Where Required;
- Child Protections Services or State equivalent Where Required;
- the NRL (legal or integrity); and
- Where the report or disclosure does not require reporting to a nominated authority, the NRL may undertake some investigations of the disclosure either through internal resourcing or by appointing an independent third party advisor with specialty experience in the area of Child Safe processes.

At no stage will the NRL investigate in parallel to a State or Federal Law Enforcement Agency (i.e. Police) investigation. The NRL will only investigate once they have received confirmation and permission in writing from the relevant Law Enforcement Agency (i.e. Police) that their investigation is completed.

11. MINIMUM REQUIREMENTS – RESPONDING TO DISCLOSURES OF CHILD ABUSE

The following points are to be considered and applied when a reporting person is receiving a disclosure of Child Abuse from a Child or Young Person.

DO

- ✓ Actively listen to the Child or Young Person and encourage them to talk in a 'free narrative'. Let them tell their story without interruption or prompts to continue or expand
- ✓ Adopt an open and accepting manner – avoid facial expressions or comments which may suggest disbelief, disapproval or approval of particular evidence
- ✓ Reassure the Child or Young Person that they have done the correct thing by reporting
- ✓ Respect the Child or Young Person may only reveal some details
- ✓ Let the Child or Young Person use their own words in their own time - be patient
- ✓ Ask open ended questions
- ✓ Explain to the Child or Young Person that other people may need to be told
- ✓ Keep any records of the discussion safe and secure

DO NOT

- ✗ Ask leading questions
- ✗ Make your own judgement or assessment

✗ Press for detail, a minimal account will suffice

✗ Make promises you cannot keep

✗ Share information with others

- *Excludes Police, State Government Child Protection Agencies, NRL Legal, NRL Integrity, your Manager

12. CONFIDENTIALITY & PRIVACY

Confidentiality and privacy of all concerned (including the alleged perpetrator) will be maintained by NRL, except if doing so would compromise the welfare of Children and Young People and/or investigation of the allegation.

NRL Legal will be responsible for the authorisation of the disclosure and sharing of any information relating to any incident reported pursuant to this procedure.

13. MONITORING

All reports recorded will be reviewed by a designated member of the NRL Legal team or other person nominated by the Chief Executive Officer. Only the nominated person is authorised to close a case and will ensure all relevant persons have been informed of the outcome.

14. INCIDENT REPORTING PROCESS

14.1 WHAT TO REPORT

- Observed Abuse, Harm or Neglect - (Emotional, Physical, Sexual)
- Potential Abuse Harm or Neglect - (Emotional, Physical, Sexual)
- Any suspicion of Abuse, Harm or Neglect - (Emotional, Physical, Sexual)
- Breaches of the Code, Code of Conduct (Community Rugby League) and/or Code of Conduct (Employees)

14.2 WHAT HAPPENS TO THE REPORT

- Assessment of report for investigation allocation (Police and/or NRL)
- Provide wellbeing and support service referrals for Child, family and other relevant parties

15. NRL RESPONSIBILITIES

- Mandatory Reporting Requirements (Police, OHS, Other)
- Where Required, NRL Safeguarding Children & Young People Policy Incident Reporting Process
- Legislation relevant to the protection of Children and Young People is binding on the NRL and all NRL People
- A full list of relevant legislation is set out in the Appendix





Appendix

Complaint Record Form

Date:		Your name:		Position:	
How was the complaint received (e.g. phone, email, in person)			Complaint record reference:		
			Complaint assigned to:		
Name of complainant					
1. Name of child or young person/Name of person making the complaint [if different]:					
Name of the person who the complaint was made about [if applicable]:					
Contact details:					
4. Complainant contact details:					
a. Address:					
b. Phone number:					
c. Email:					
*Preferred contact method: _____					
Details relating to the child or young person:					
5. Age:					
6. Gender:					
7. Do they identify as Aboriginal or Torres Strait Islander?					
8. Are they from a culturally and linguistically diverse background? If, yes, specify:					
9. Are they in out-of-home care?					
10. Do they have a disability? If, yes, provide any relevant details _____					
11. Do they have communication support needs? If yes:					
<input type="checkbox"/> Was the child or young person offered an interpreter?					
<input type="checkbox"/> Was the child or young person offered a communication assistant?					
<input type="checkbox"/> Was the child or young person offered a support person, advocate, family member?					
<input type="checkbox"/> Any other supports?					
12. Provide any relevant information relating to the child or young person's preferred communication methods, support needs, and involvement in the complaint-handling process:					

13. If the complainant has a disability, provide any relevant details relating to their guardianship, advocacy or other decision-making arrangements (e.g. the name and contact details of any nominees authorised to receive information on their behalf):

Details relating to the complainant (if made by an adult on behalf of the affected child or young person)

14. Age:

15. Gender:

16. Relationship to the affected child or young person:

17. Do they identify as Aboriginal or Torres Strait Islander?

18. Are they from a culturally and linguistically diverse background? If yes, specify:

19. Do they have a disability? If, yes, provide any relevant details _____

20. Do they have communication support needs? If yes:

- ☐ Was the complainant offered an interpreter?
- ☐ Was the complainant offered a communication assistant?
- ☐ Any other supports?

21. Provide any relevant information relating to the complainant's preferred communication methods, support needs, and involvement in the complaint-handling process:

Nature of the complaint:

22. Complaint description (accurately record the issues, concerns, details of any witnesses, as far as possible in the child's own words):

23. What outcome to the complaint is the complainant seeking?

Immediate risk considerations:

24. Details of any injuries and if the child or others received medical attention:

25. Does the complaint indicate the possibility of criminal conduct? Yes/No/Unsure

26. Is a mandatory child protection report required? Yes/No

27. Does the complaint involve a reportable allegation/incident? Yes/No/Unsure

28. Is any immediate risk management action required? Yes/No

Next steps:

Signed: _____

Date: _____

Print name: _____

Complaint records should be meticulously and accurately maintained and securely stored in compliance with legal requirements.