



**YOUNG PEOPLE MATTER CHARITY'S
Confidentiality Policy**

Dated: June 2023

**The Policy will be reviewed every three years
or in line with changes in government
legislation and updated guidance**

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Charity No: 1134959 | Company No: 6418296

General Principles

Young People Matter recognises that employees, volunteers and trustees gain information about individuals and organisations during the course of their work or activities. In most cases such information will not be stated as confidential and colleagues may have to exercise common sense and discretion in identifying whether information is expected to be confidential.

This policy aims to give guidance but if in doubt, seek advice from your line manager.

- Colleagues are able to share information with their line manager in order to discuss issues and seek advice.
- Colleagues should avoid exchanging personal information or comments (gossip) about individuals with whom they have or have had a professional relationship.
- It is not appropriate to discuss a person's sexuality (e.g. 'outing' a gay person) without their prior consent.
- Colleagues should avoid talking about organisations or individuals in social settings.
- Colleagues will not disclose to anyone, other than their line manager, any information considered sensitive, personal, financial or private without the knowledge or consent of the individual.
- There may be circumstances where colleagues would want to discuss difficult situations with each other to gain a wider perspective on how to approach a problem. The organisation's consent must be sought before discussing the situation, unless the colleague is convinced beyond reasonable doubt that the organisation would not object to this. Alternatively, a discussion may take place with names or identifying information remaining confidential.
- Where there is a legal duty on Young People Matter to disclose information, the person to whom the confidentiality is owed will be informed that disclosure has or will be made.

Why information is held

Please note:

- Most information held by Young People Matter relates to voluntary and community organisations, self-help groups, volunteers, employees, service users, trustees or services which support or fund them.

- Information may be kept to enable this organization to understand the history and activities of organisations in order to deliver the most appropriate services.
- Young People Matter has a role in putting people in touch with voluntary and community organisations and keeps contact details which are passed on to any enquirer, except where the group or organization expressly requests that the details remain confidential.
- Contact information of service users are kept for emergency reasons and for contacting parents about services.
- Information about ethnicity and additional needs of users is only kept for the purposes of monitoring our Equalities and Diversity policy and also for reporting back to funders.

Access to information

- Information remains confidential to Young People Matter as an organization, but may be passed to colleagues, line managers or trustees to ensure the best quality service for users.
- Where information is sensitive, i.e. it involves disputes or legal issues; it will be confidential to the employee dealing with the case and their line manager. Such information should be clearly labelled 'Confidential' and should state the names of the colleagues entitled to access the information and the name of the individual or group who may request access to the information.
- Colleagues will not withhold information from their line manager unless it is purely personal.
- Users may have sight of Young People Matter records held in their name or that of their organisation. The request must be in writing to the senior manager of YPM giving 14 days' notice and be signed by the individual, or in the case of an organisation's records, by the Chair or senior manager. Sensitive information as outlined above will only be made available to the person or organisation named on the file.
- When photocopying or working on confidential documents, colleagues must ensure they are not seen by people in passing. This also applies to information on computer screens.

Storing information

- General non-confidential information about organisations is kept in unlocked filing cabinets with open access to all Young People Matter colleagues.
- Information about individuals will be kept in filing cabinets by the colleague directly responsible. These colleagues must ensure line managers know how to gain access.
- Employees' personnel information will be kept in filing cabinets and will be accessible to senior workers or to those who are entitled to see it as part of their duties.
- In an emergency situation, the senior manager may authorize access to files by other people.

Duty to disclose information

There is a legal duty to disclose some information including:

- Child abuse will be reported to the MASH/LADO Team in Lambeth.
- Drug trafficking, money laundering, acts of terrorism or treason will be disclosed to the police.
- In addition a colleague believing an illegal act has taken place, or that a user is at risk of harming themselves or others, must report this to the senior manager who will report it to the appropriate authorities.
- Users should be informed of this disclosure.

Disclosures

- Young People Matter complies fully with the Disclosure and Barring Service Code of Practice regarding the correct handling, use, storage, retention and disposal of Disclosures and Disclosure information.
- Disclosure information is always kept separately from an applicant's personnel file in secure storage with access limited to those who are entitled to see it as part of their duties. It is a **criminal offence** to pass this information to anyone who is not entitled to receive it.

- Documents will be kept for a year and then destroyed by secure means. Photocopies will not be kept. However, Young People Matter may keep a record of the date of issue of a Disclosure, the name of the subject, the type of Disclosure requested, the position for which the Disclosure was requested, the unique reference number of the Disclosure and the details of the recruitment decision taken. For school purposes we have to give them copies of DBS CHECKS.

Breach of confidentiality

- Employees who are dissatisfied with the conduct or actions of other colleagues or Young People Matter should raise this with their line manager using the complaints procedure, if necessary, and not discuss their dissatisfaction outside of Young People Matter.
- Colleagues accessing unauthorised files or breaching confidentiality will face disciplinary action. Ex-employees breaching confidentiality may face legal action.

Whistle-blowing

- Where there are concerns about the use of Young People Matter funds, concerns may be referred directly to the senior manager outside the usual complaints procedure.

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