

# Sibsey Free Primary School

## Banned Items Policy



Approved by: Governing Body

Date: 22<sup>nd</sup> March 2023

Last reviewed on: March 2021

Next review due by: March 2025

## **BANNED ITEMS POLICY**

This is the approved Banned Items Policy for Sibsey Free Primary School.

This policy has been drawn up in accordance with:

- DfE Guidance Screening, Searching and Confiscation (Feb, 2014)
- DfE Behaviour and Discipline in Schools (Jan, 2016)
- DfE Guidance on Exclusion from Maintained Schools, Academies and Pupil Referral Units. 2017
- Ofsted March 2019 Safeguarding children and young people in education from knife crime (ref 1900005)

This is the approved policy of Sibsey Free Primary School which has been produced using the Lincolnshire Children's Service Recommended Model.

This policy should be read in conjunction with the school's published

- Drugs Policy
- Behaviour Policy
- Child Protection/Safeguarding Policy
- Health and Safety Policy

All stakeholders recognise that there are a broad range of items which, if brought into a school by a pupil, could compromise the health and safety of the individual pupil and other members of the school community, including pupils, staff or visitors.

The Governing Body of Sibsey Free Primary School has a duty under section 175 of the Education Act 2002 to ensure that its functions are carried out with a view to safeguarding and promoting the welfare of children.

## **PROHIBITED ITEMS**

The 2014 DfE Screening Searching and Confiscation Advice is the foundation for this policy and it identifies prohibited items as:

- knives or weapons
- alcohol
- illegal drugs
- stolen items
- tobacco/cigarette papers/vaping items
- fireworks
- pornographic images
- any article that is likely to be used to commit an offence, or to cause personal injury, or to damage the property of any person

- Headteachers and authorised staff can also search for any item which has been identified within the school rules as a banned item that may be searched for.<sup>1</sup>

### **For the purpose of this policy**

The definition of '**Knife**' includes any bladed article, such as craft knife, Stanley knife, Swiss army knife, fishing knife, razor, kitchen knife etc. or any bladed item including improvised or self-made items.

The term '**weapon**' refers to any gun, including air rifle, BB gun, toy gun, pellet gun, crossbow, Taser, blow pipe, knuckleduster or any similar item and includes any item made for the purpose of assault or defence including improvised or self-made items.

**Self-made items** are those that have been crafted or adapted for the purpose of self-harm, or to threaten others, and include but is not restricted to shards of glass, mirrors, sharpened sticks, pencil sharpener blades, broken rulers.

**Items used offensively** refers to routine items (e.g. compass, technology equipment, aerosol, sports bat, pencil) used inappropriately to cause harm distress or intimidation.

This is not an exhaustive list and could include other bladed items, equipment or weapons not specified. The policy is not constrained by the criminal definition of an offensive weapon but refers to **any item which could cause harm, injury or distress to the holder or others, or which could be used to threaten, alarm, distress or intimidate others**. For details of the response to, and management of, incidents involving any type of drug/ alcohol/tobacco/E-cigarette, please refer to the school's Drugs Policy.

### **UNAUTHORISED ITEMS**

In addition to the prohibited items identified above and detailed in the DfE Screening Searching and Confiscation Advice, there are a number of other items which could cause harm, distress or injury to pupils or persons or adversely affect good order and discipline of the school community.

Sibsey Free Primary School Governing Body consider that the following items are inappropriate and should not be brought into school:-

Chains

Catapults

Lighters, matches

Tools (scissors, screwdriver, hammer, nails, craft blades, Stanley knife etc)

Pepper sprays and gas canisters

Any item fashioned to cause injury i.e. a sharpened stick, shard of glass Laser pens

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<sup>1</sup>[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/1091132/Searching\\_Screening\\_and\\_Confiscation\\_guidance\\_July\\_2022.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1091132/Searching_Screening_and_Confiscation_guidance_July_2022.pdf)

Dangerous chemicals (acids, hair dyes, bleaches, nail varnish remover etc)  
Aerosol (including deodorant and hair spray)  
E cigarettes  
Stink bombs/smoke bombs/flares  
Solvents  
Chewing gum  
Energy drinks Super  
Glue  
Needles (Syringes if required for medical grounds should be kept in accordance with the pupils own care plan and the schools own drugs/medical policy)  
Offensive material - pornographic, racist, homophobic, extremist material (in any medium))  
Rope, cable ties

(The school operates a Social Media Policy)

This is not an exhaustive list and the Headteacher may consider other items as inappropriate if they believe that the possession of the item is to cause harm, distress or injury to another.

## **INCIDENTS OUTSIDE OF SCHOOL**

LSCP and Sibsey Free Primary School Governing Body consider that the above items are inappropriate and possession of such items in school, on the journey to and from school, on a school trip or any extra curriculum activity, is unacceptable. The response to any pupil found with or believed to have possession of such items will be managed in accordance with this policy.

## **PUBLICATION AND AWARENESS**

This policy will be actively promoted to parents, staff and pupils of Sibsey Free Primary School by the use of:

- PHSE
- School website
- Assemblies
- Notice boards
- Individual pupil plans
- Newsletters
- Induction processes for new admissions and with particular regard to midyear admissions

The school maintains a robust and comprehensive risk management of all legitimate items held for the purpose of pupils' education e.g. craft knives/scissors/kitchen equipment/science equipment/chemicals/tools etc as required. This includes classroom arrangements for maintaining a safe learning environment and for monitoring and checking items.

All dangerous chemicals and equipment held in school will be stored in accordance with the COSHH guidelines including those for educational purpose and for the routine maintenance and cleaning of the school premises.

## **RESPONDING TO AN INCIDENT INVOLVING PROHIBITED OR UNAUTHORISED ITEMS**

LSCP and Sibsey Free Primary School understand that students can make poor choices and that these choices may from time to time breach the above standards of expected behaviour, or a pupil may foolishly or unwittingly bring into school an inappropriate or prohibited item.

When considering the consequences of such an event, the Headteacher or designated member of staff will thoroughly investigate the circumstances and, if necessary, exclude the pupil for a fixed term period whilst this process is underway.

When considering the appropriate response to any incident involving a banned item, the Headteacher will have regard to the reason for the pupil's actions, the pupil's own vulnerability, any mitigating factors or history of trauma. The Headteacher will also consider any intent to use the item, and any history of intimidating or threatening behaviour from the pupil.

### **The following will be considered:**

- Motivation and intention
- The specific item
- Pupil's awareness of the health and safety implications of the item in possession
- The pupil's own statement and rationale for possession of the item
- Any threats or intimidation made in relation to the item
- Any mitigating circumstance e.g. victim of bullying,
- Perceived or actual threats/intimidation from others towards the pupil (inside or outside of school)
- Frequency/repeated breaches
- Manipulation/duress of the pupil by others
- Mental health of the pupil/history of self-harm
- History of trauma
- Vulnerability of the pupil
- SEND the pupil may experience

**The Headteacher will thoroughly assess the response to any such breaches in light of the above and give balanced consideration to safeguarding all staff and pupils, including the pupil involved, the impact of the incident on pupils, members of staff and the wider school community, and the impact on the pupil of any decision to permanently exclude them from the School/Academy.**

## **SCREENING**

All screening, searching or confiscation will be carried out by the designated staff representative of Sibsey Free Primary School and **in accordance with the DfE Screening Searching and Confiscations advice 2014.**

The item will be confiscated and locked securely in the school office.

A photograph/photocopy of the confiscated item will be taken, including a scale to illustrate the size.

Pupil will be removed from main school activities and given the opportunity to make a statement concerning their reasons for having this item in school.

Parents will be contacted by telephone and a meeting with them will be arranged to discuss the incident and inform the Headteacher's deliberations.

If necessary, a fixed term exclusion will be considered to give opportunity for the incident to be investigated by the Headteacher or a senior member of the school team, including taking witness statements from other pupils and staff members.

The Headteacher will consider whether appropriate to inform the Police. However, **for all incidents which involve the possession of a weapon or an item used offensively, the police will be informed. (Refer to Appendix B for guidance on reporting incidents to the police)**

**In the event that the item has been used to intimidate, threaten or harm others, the police will be informed. (Refer to Appendix B for guidance on reporting incidents to the police)**

## **SAFEGUARDING RESPONSE TO INCIDENT INVOLVING BANNED ITEMS**

The Headteacher will always give full consideration to the item and the circumstances of each incident and consider their safeguarding responsibilities arising from the discovery of a banned item. In all cases, they will discuss with the family what school based support can be made available for the pupil and what other support is available, including but not limited to offering an Early Help Assessment.

- Drugs Incident - The Headteacher will refer to the school's Drugs policy.
- Self-harm Incident - The Headteacher, in liaison with pupil and family, will arrange school-based support and any referral to external agencies.
- Pornographic or Obscene Material or indecent images of children (in any medium) constitutes a safeguarding concern, and **must** be reported to the school safeguarding lead in accordance with the school's own safeguarding arrangements.
- Extremist Material - Any racist or extremist/material will result in a safeguarding referral to the LA, in accordance with their Prevent duties. The school will also establish internal interventions and support to address these concerns with the pupil and the wider school community.

- If the item confiscated was for the purpose of bravado or perceived self-protection, school will liaise with the family and young person and will give full consideration as to the feasibility of establishing internal school interventions and a management plan to provide support to the pupil. Referrals to appropriate support agencies will be considered.
- In all incidents where a banned Item has been used to threaten or intimidate or distress another person - or there is on the balance of probabilities the belief that the pupil had intent to threaten distress or intimidate others - then the Headteacher will make a safeguarding referral and report the matter to the police (Refer to Appendix B for guidance on reporting incidents to the police). Staff will also meet with the pupil and family to consider what support or interventions can be implemented to reduce the risk of these behaviours being repeated. However, where the school continues to hold concerns about maintaining the pupil in their setting, the Headteacher will liaise with the PRT and discuss other options.
- Sibsey Free Primary School will always consider a multiagency approach to addressing wider needs, including completing an Early Help Assessment.

## CONSEQUENCES

Sibsey Free Primary School does not tolerate or condone any behaviour which places the individual pupil, or any other person at risk; a serious breach of the school's behaviour policy will result in a consequence. However, any decision to fixed term or permanently exclude the pupil will be made in line with exclusion legislation. That is, the decision will be rational reasonable, fair and proportionate.

DfE Guidance on Exclusion from Maintained Schools, Academies and Pupil Referral Units 2017 states that: **'Permanent exclusion should only be used as a last resort'**. Before any decision to permanently exclude a pupil, the Headteacher will:

- Thoroughly investigate the incident and take witness statements from staff and pupils
- Refer to the school's behaviour policy and others policies as necessary
- Enable the student to make their own statement regarding the incident
- Consult with the PRT
- Consider a referral for a restorative conversation or conference
- Complete a risk assessment to inform how the school can support the continuation of the pupil in the school
- Thoroughly consider the support and interventions school can establish in order to sustain the pupil in their current school
- Explore a managed move or suspended permanent exclusion

The Sibsey Free Primary School promotes a restorative approach to behaviour in school and will, wherever possible, provide opportunities for the pupil to repair harm and rebuild relationships, making referral to restorative practitioners such as are available within The Behavioural Outreach Support Service to support this where appropriate.

For pupils with an Educational Health Care Plan or for Looked After Children the Headteacher will also contact the relevant team at Lincolnshire Children's Services.

Following a thorough investigation the Headteacher will consider the appropriate response which could include one or a combination of:

- Letter home
- Family/school meeting
- PSP with school-based support and Interventions
- School-based sanctions
- A period of internal isolation
- Amended timetable
- Restrictions on movement around school site
- Detentions
- Loss of privileges
- Fixed Term exclusion
- Managed Move
- Changing classes or teaching groups
- Restorative conversation
- Formal restorative conference
- Behaviour contract
- Referral to external support
- Implementation of risk assessment in school
- Work with pupil on positive choices/risky behaviours

The Headteacher will consider all above options to minimise further breaches and to support the pupil's continuation in the school. However, any decision made to permanently exclude the pupil will be in line with the DfE 'Exclusion from maintained schools, academies and pupil referral units 2017' -

**'Permanent Exclusion should only be used as a last resort in response to a serious breach or persistent breaches of the schools behaviour policy and**

**where allowing the pupil to remain in school would seriously harm the education or welfare of the pupil or others in the school'**

### **Appendix A – review of an incident involving banned item**

To assist schools and the LA in assessing the appropriate, proportionate response to any incident involving a banned item, the following assessment tool will be used by the LA (PRT) to review the situation with the school. Where it is not evidenced that allowing the pupil to remain in school would seriously harm the education and welfare of others, the LA will offer advice support and guidance to schools to enable them to successfully maintain the pupil in their school. A managed move will not be supported since this would meet the Ofsted definition of off-rolling, as well as being outside the spirit of this guidance, which seeks to put the child first.

### **Discrimination and Protected Characteristics**

When considering the response to an incident, the Headteacher must consider whether:

- The pupil has needs which impact on their understanding or behaviour e.g. ADHD, ASD



- The pupil has or may have anxiety or mental health needs which are impacting on their behaviour

If the pupil has or may have a protected characteristic, the Headteacher must ensure that the school's policy and their decision does not discriminate and that due consideration has been given to the pupil's situation and circumstances.

### TABLE ONE - ASSESSMENT TOOL FOR SELF HARM

For all incidents of possession of banned item for the purpose of self-harm:

The pupil made a premeditated decision <b>to bring</b> the item into school	Yes /No
It was a premeditated decision to <b>take from or make</b> the item at school	
The item was in pupil's possession at school for the purpose of self-harm	
The pupil used the item to self-harm	
The pupil has a history of self-harm	
The pupil is remorseful/distressed/upset/worried by their actions	
The pupil is known/believed to have anxiety/mental health issues	
The school have been supporting the pupil with managing self-harm issues	

If any of the answers to be questions above is 'Yes', the LA advises that **this is a safeguarding matter and not a disciplinary issue**. Schools are advised to follow their safeguarding procedures, liaise with pupil and family about developing further support to introduce safer coping mechanisms. This could include a Child and Family Early Help Assessment. Additionally, the school should develop a risk assessment and Pastoral Support Plan for the pupil.

### TABLE 2 - ASSESSMENT TOOL POSSESSION OF WEAPON / BANNED ITEM (not self-harm related)

1	Do you have reasonable grounds to believe that item <b>was</b> in the pupils' possession?	Y	1	N	STOP
2	Was the item brought into school by mistake or for 'innocent purposes' e.g. show and tell/repairing bike/hobby or craft activities?	N	1	Y or N/A	0
3	Did the pupil made a premeditated decision to bring the item into school?	N or N/A	0	Y	1
4	Had the pupil previously stated that they would bring in the item?	Y	2	N	0
5	Was it a premeditated decision to <b>take from/ make</b> the item in school?	Y	1	N or N/A	0
6	The Items only legitimate purpose/use is to cause harm/intimidate/distress ( e.g., knuckleduster, BB Gun shard of glass/improvised item)	Y	1	N	0
7	The pupil intended to use the item for its designated purpose (e.g. scissors to cut, multi tool to fix, craft knife for art)	Y	0	N	1
8	Did the pupil have more than one banned item in possession?	Y	2	N	1
9	Was the pupil carrying the item for the purpose of perceived self-protection?	Y	1	N	1

10	Has the pupil been subject to bullying /threats from others?	Y	1	N	2
11	Has the pupil had ongoing conflict/friction with peers (in or outside school)?	Y	2	N	0
12	Has the pupil got a positive friendship group in school?	Y	0	N	1
13	Did the pupil confirm their <b>intention</b> to use the item to threaten intimidate or distress others?	Y	1	N	0
14	Did the pupil <b>use the item</b> to threaten, intimidate or distress others?	Y	2	N	0
15	Did the pupil <b>use</b> the item to injure another individual?	Y	3	N	0
16	Did the pupil confirm their <b>intention</b> to injure other individual?	Y	3	N	1
17	Has the pupil a history of making threats (including on social media)?	Y	1	N	0
18	Has the pupil a history of aggressive behaviour towards staff/peers?	Y	1	N	0
19	Was the item seen by /shown to other pupils?	Y	1	N	0
20	Did the pupil willingly hand over the item to staff?	Y	0	N	1
21	Did the pupil cooperate with the school investigation?	Y	0	N	4
22	Did the pupil come forward to inform staff about the item?	Y	0	N	1
23	Has the pupil been warned about similar behaviour previously?	Y	1	N	0
24	Does the pupil understand that possession of this item is against school rules?	Y	1	N	0
25	Has the pupil shown remorse /distress/regret about their actions or the incident?	Y	0	N	2

Score / 34 max

#### Low Scoring (below 15)

The LA view is that the threshold - allowing the pupil to remain in school would seriously harm the education and/or welfare of others - is not met. The school should seek ways to support the pupil to remain in school. The PRT can offer support and guidance to the school in developing a robust and supportive plan.

Incidents which result in a score within the mid to high range require further consideration as to appropriate next steps. However:

#### **Permanent exclusion should never be the automatic consequence to any incident.**

Wherever possible, the school should seek to maintain the pupil in their existing school. Permanent exclusion may 'remove' the pupil from the school but the pupil continues to have a right to education provision and the risks move with them, and in many cases are compounded by a change of environment. Fear of the unknown, feelings of rejection, the stresses of transition all compound risk and increase vulnerability. The welfare of the pupil and ongoing risks to others are more manageable when staff know the pupil well and planned

support and interventions are quickly put in place within the familiar setting where the pupil feels safe.

The PRT team can provide support and guidance to schools in developing these plans. However, it is acknowledged that such incidents can be of a serious nature and many other factors need to inform the ultimate outcome. For situations are mid to high scoring, Headteachers should also consider:

- Are there any environmental factors which must be considered (and what are the determining factors) E.g. has/does the pupil live with domestic violence?
- Does the pupil's home environment mean having the item is a 'normal' daily event (e.g. parent is carpet fitter/hairdresser/farming/building trade)?
- Is there any history of trauma?
- Is the pupil vulnerable to being set up/coerced by others to carry item?
- Does the pupil hold extreme views/vulnerable to grooming for extremism?
- Where did the incident occur? Was it in a public place e.g. bus stop? Were members of the public involved? How did this impact on the wider community?
- Are the police involved – are they taking any direct action?
- Were there any victims of the incident? What is the level of upset, anxiety of victims?

## **RESTORATIVE RESOLUTION**

Many schools follow a restorative approach to peer to peer conflict and this can be a very constructive and effective response to such incidents. Allowing and providing the pupil with the opportunity to repair and make good any harm caused by their actions is a significant factor in reducing future risk and helping the pupil understand the impact and consequences of their actions on others.

The PRT team can signpost to colleagues within BOSS for support with restorative conversations or more formal conferencing.

## **SUPPORTED TRANSITION**

Occasionally, seeking a transition to another mainstream setting via a managed move or suspended permanent exclusion may be a positive option.

However, before this is explored it is appropriate to consider:

- Why or how could the situation be managed in another setting?
- If the pupil can successfully transition to a new mainstream school - why is it not tenable for them to continue in their current school?
- What will be needed to make a successful transition?
- Why is it not possible to put that in place within their current school?

Where there is a clear rationale that it is untenable to sustain the pupil in their current setting, Headteachers are advised to liaise with the PRT regarding the possibility of a supported transition to another setting.

**NOTE: The LA will not facilitate or support a move to another setting where the incident relates to self-harm, or the scoring on table 2 is below 15, and school cannot evidence that allowing the pupil to remain in school would seriously harm the education and welfare of the pupil or others.**

**It is strongly advised that Headteachers discuss any such incident with the PRT team prior to making any decision to either permanently exclude or managed move a pupil.**

### **APPENDIX B Guidance from Police on reporting incidents**

All incidents involving a knife or offensive weapon **MUST** be reported to police. This does not necessarily mean that the Young Person will be formally investigated by police or criminalised but this is for a consistent approach and to ensure accurate crime recording.

The following guidance is RAG rated response to incidents in schools for the benefit of Headteacher in formulating a common sense and consistent response to such events.

#### **GREEN – Reported Using 101 – No Immediate Police Response**

It is an expectation that relatively minor incidents will be called in by dialling 101. These incidents will include but not be limited to:

- Possession of bladed article or sharply pointed objects  
No aggravating factors / only mitigating factors present. Weapon has been surrendered / no longer in young person's possession
- Possession of offensive weapon  
No aggravating factors / Only mitigating factors present. Weapon has been surrendered / no longer in young person's possession.
- Possession of a bladed article or sharply pointed object for use in Self Harm (Weapon has been surrendered / no longer in young person's possession and there is no further risk of harm to young person or others)

#### **(Refer to table B for AGGRAVATING / MITIGATING FACTORS)**

In these circumstances a crime must and will be recorded by Lincolnshire Police however will not involve immediate police attendance. In addressing and resolving these crimes there must be a consideration and commitment to a restorative approach and that can be within the school setting and will likely be managed exclusively by the school. It provides an inclusive platform for children and young people to have the opportunity to take responsibility for their actions. There should be an opportunity for the child or young person to express

their views in relation to the incident and for the school to consider what support can be put in place for the child/young person to avoid this happening again.

Restorative approaches can range from internal mediation within the school setting between young people and staff without involving the police, to Community Resolution which does involve the police but does not require a formal criminal sanction.

In addition staff within school should inform the child/young person's Social Worker / Early Help Worker (If Applicable) at the first opportunity. There should be an opportunity for the child or young person to express their views in relation to the incident and consider what support can be put in place for the child/young person to avoid this happening again.

### **AMBER – Reported using 101 – No Immediate Police Response**

Such incidents may include those where no immediate police response is required. These incidents can include but are not limited to:

- Possession of bladed article or sharply pointed objects    ANY Aggravating factors present.
- Possession of offensive weapons  
ANY Aggravating factors present
- Assault  
In possession of a weapon but not used in the commission of the assault and no risk of escalation / recurrence or significant harm.
- Criminal Damage  
Weapon used but no threats of violence towards any person and no risk of escalation / recurrence or significant harm / damage.
- 2<sup>nd</sup> Incident of Possession of bladed article or sharply pointed objects for that young person - No aggravating factors / Only mitigating factors present – Weapon has been surrendered / no longer in young person's possession.
- 2<sup>nd</sup> Incident of Possession of offensive weapon for that young person  
No aggravating factors / only mitigating factors present - Weapon has been surrendered/ no longer in young person's possession.

### **(Refer to table for AGGRAVATING / MITIGATING FACTORS)**

ANY further Incident involving a knife or offensive weapon (2<sup>nd</sup> report onwards) for the same young person **MUST** be reported and allocated for a police officer to deal / investigate regardless of the circumstances.

In the above circumstances a crime must and will be recorded by Lincolnshire Police and a Police officer will be allocated to investigate. In addressing and resolving these crimes Restorative approaches can be considered and a range of approaches can be used from internal mediation within school between young people and staff without involving the police, to Community Resolution which does involve the police but does not require a formal criminal

sanction. In these incidents there will always be a police investigation and where evidence exists and threshold met will be heard at the Future4Me Joint Diversionary Panel a multi-agency youth justice panel where a carefully considered and appropriate decision will be made after close liaison with the school and police.

In addition staff within school should inform the child/young person's Social Worker / Early Help Worker (If Applicable) at the first opportunity. There should be an opportunity for the child or young person to express their views in relation to the incident and consider what support can be put in place for the child/young person to avoid this happening again.

### **RED – Reported using 999 – IMMEDIATE POLICE RESPONSE**

Such incidents will require immediate police response. These incidents will include but not be limited to:

- Immediate Serious Physical Harm (Including Incidents of Self-Harm if the bladed article, sharply pointed object or offensive weapon has not been surrendered). There is serious or life threatening injury and the risk of harm to the young person or others cannot be mitigated.
- Threats to kill / Other threats or threatening behaviour with a bladed article, sharply pointed object or offensive weapon.
- ANY Assault with a bladed article, sharply pointed object or offensive weapon (Common Assault / AOABH / GBH)
- Homicide
- Robbery with a weapon.
- Substantial Damage to property with a bladed article, sharply pointed object or offensive weapon
- Significant Disorder where a weapon is used or threatened to be used (Fear or provocation of violence / Affray / Violent Disorder)

A crime will be recorded and police will investigate and take sole responsibility for coordinating any follow up response and will be the primary decision maker in terms of disposal and criminal sanctions. This will involve a multi-agency approach and liaison with the school to co-ordinate the appropriate measures are implemented within school to ensure that any risk to the young person and others is effectively managed.

TABLE B

AGGRAVATING FACTORS	MITIGATING FACTORS
<ul style="list-style-type: none"> <li>▪ The offence is violent or induces a genuine fear of violence in the victim</li> <li>▪ The offence is sexual or sexually motivated or committed with intent to commit a sexual offence</li> <li>▪ The offence is motivated by hostility based on gender, sexuality, disability, race/ethnicity or religion of the victim</li> <li>▪ The victim is vulnerable</li> <li>▪ The damage or harm caused is deliberate and cannot be described as minor (Valued Over £300)</li> <li>▪ The offence forms part of a series of offences (2<sup>nd</sup> offence or beyond)</li> <li>▪ Informal measures have been ineffective in preventing offending behaviour</li> <li>▪ Any injury is sustained caused by ANY weapon used</li> <li>▪ There are grounds for believing the offence is likely to be repeated or continued – e.g. by a history of recurring conduct</li> <li>▪ Domestic violence related</li> <li>▪ Committed as part of a group</li> <li>▪ Damage caused is deliberate rather than reckless</li> <li>▪</li> </ul>	<ul style="list-style-type: none"> <li>▪ The damage or harm caused is at the lower end of the scale and has been put right</li> <li>▪ Appropriate action has already been taken under the disciplinary procedure or other informal disposal</li> <li>▪ Genuine remorse and apology to victim</li> <li>▪ The age and understanding of the pupil</li> <li>▪ The behaviour is a symptom of a disorder or illness that cannot be controlled by medication or diet</li> <li>▪ Isolated incident or out of character</li> <li>▪ The child or young person is under extreme stress or appears to have been provoked and has over-reacted</li> </ul>