



Bright Stars Nursery

Child on child Abuse - Policy and Procedural Guidance

Including sexual violence and sexual harassment between children

The Designated Safeguarding Lead is: Heidi Price

The name of the Deputy Designated Safeguarding Leads are: Jo Lindsay (Manager) & Donna Carpenter (Manager), Bryony Wilcocks (Deputy Manager) & Natalie Hobbs (Deputy Manager)

The link Nominated Safeguarding Director is: Marilyn Attril

The Designated Teacher for Looked After Children is: Marilyn Attril

This policy has been reviewed; to the best of our knowledge, we do not feel it impacts negatively on any specific group or individual within our setting community.

Context and Definition

Child on child abuse is behaviour by an individual or group, intending to physically, sexually or emotionally hurt others.

All staff should recognise that children are capable of abusing their peers. All staff should be aware of safeguarding issues from peer abuse including:

- bullying (including online bullying)
- physical abuse such as hitting, kicking, shaking, biting, hair pulling, or otherwise causing physical harm
- sexual violence and sexual harassment
- sexting (also known as youth produced sexual imagery); and
- initiation/hazing type

violence and rituals. This abuse can:

- Be motivated by perceived differences e.g. on grounds of race, religion, gender, sexual orientation, disability or other differences
- Result in significant, long lasting and traumatic isolation, intimidation or violence to the victim; vulnerable adults are at particular risk of harm

Children or children who harm others may have additional or complex needs e.g.:

- Significant disruption in their own lives
- Exposure to domestic abuse or witnessing or suffering abuse
- Educational under-achievement
- Involved in crime

Stopping violence and ensuring immediate physical safety is the first priority of any

education setting, but emotional bullying can sometimes be more damaging than physical. Setting staff, alongside their Designated Safeguarding Lead and/or Deputy, have to make their own judgements about each specific case and should use this policy guidance to help.

2. Responsibility

Child on child abuse is referenced in our Safeguarding and Child Protection Policy. The sensitive nature and specific issues involved with child on child necessitate separate policy guidance.

At Plymouth Nursery Schools Federation we continue to ensure that any form of abuse or harmful behaviour is dealt with immediately and consistently to reduce the extent of harm to the young person, with full consideration to the impact on that individual child's emotional and mental health and well-being.

3. Purpose of Policy

The purpose of this policy is to explore some forms of peer-on-peer abuse. The policy also includes a planned and supportive response to the issues.

At Plymouth Nursery Schools Federation we have the following policies in place that should be read in conjunction with this policy:

- 3.1 Anti-Bullying including Online Bullying Policy
- 3.2 Safeguarding and Child Protection Policy
- 3.3 Managing Allegations / Whistleblowing Policy
- 3.4 Behaviour Policy
- 3.5 Health & Safety Policy
- 3.6 E- Safety and IT Acceptable Use Policy

Framework and Legislation

This policy has been developed in accordance with the principles established by the Children Act 1989 and in line with government publications, local guidance and procedures including:-

- 'Working Together to Safeguard Children' February 2024
- 'What To Do If You Are Worried a Child Is Being Abused' 26th March 2015.
- 'Keeping Children Safe in Education Guidance' September 2023.
- 'South West Child Protection Procedures' Website (www.swcpp.org.uk).
- Education and training (Welfare and Children) Act 2021
- Section 175 of the Education Act 2002
- Data Protection Act 2018
- Information Sharing: Advice for Practitioners Providing Safeguarding Services to Children, Children, Parents and Carers: May 2024

4. Abuse and harmful behaviour

It is necessary to consider

- what abuse is and what it looks like
- how it can be managed
- what appropriate support and intervention can be put in place to meet

the needs of the individual

- what preventative strategies may be put in place to reduce further risk of harm.
- Abuse is abuse and should never be tolerated or passed off as 'banter' or 'part of growing up'. It is important to consider the forms abuse may take and the subsequent actions required.
- Children are vulnerable to abuse by their peers. Such abuse should be taken as seriously as abuse by adults and should be subject to the same child protection procedures.
- Children can abuse other children. This can include (but is not limited to): abuse within intimate partner relationships; bullying (including cyberbullying); sexual violence and sexual harassment; physical abuse such as hitting, kicking, shaking, biting, hair pulling, or otherwise causing physical harm; sexting and initiation/hazing type violence and rituals. (KCSIE 2021)
- Staff should not dismiss abusive behaviour as normal between children and should not develop high thresholds before taking action.
- Staff should be aware of the potential uses of information technology for bullying and abusive behaviour between children.
- Staff should be aware of the added vulnerability of children and children who have been the victims of violent crime (for example mugging), including the risk that they may respond to this by abusing younger or weaker children.

The alleged perpetrator is likely to have considerable unmet needs as well as posing a significant risk of harm to other children. Evidence suggests that such children may have suffered considerable disruption in their lives, may have witnessed or been subjected to physical or sexual abuse, may have problems in their educational development and may have committed other offences. They may therefore be suffering, or be at risk of suffering, significant harm and be in need of protection. Any long-term plan to reduce the risk posed by the alleged perpetrator must address their needs.

5. Types of abuse

There are many forms of abuse that may occur between peers and this list is not exhaustive. Each form of abuse or prejudiced behaviour is described in detail followed by advice and support on actions to be taken.

5.1. Physical abuse

This may include hitting, kicking, nipping/pinching, shaking, biting, hair pulling, or otherwise causing physical harm to another person. There may be many reasons why a child harms another and it is important to understand why a young person has engaged in such behaviour, including accidentally before considering the action or punishment to be undertaken.

5.2. Sexual violence and sexual harassment

This must always be referred immediately to the Designated Safeguarding Lead
Sexual violence and sexual harassment can occur between two children of any

age and sex. It can also occur through a group of children sexually assaulting or sexually harassing a single child or group of children.

Sexually harmful behaviour from children is not always contrived or with the intent to harm others. There may be many reasons why a young person engages in sexually harmful behaviour and it may be just as distressing to the young person who instigates it as to the young person it is intended towards. Sexually harmful behaviour may include:

- inappropriate sexual language
- inappropriate role play
- sexual touching
- sexual assault/abuse.

Staff should be aware of the importance of:

- making clear that sexual violence and sexual harassment is not acceptable, will never be tolerated and is not an inevitable part of growing up
- not tolerating or dismissing sexual violence or sexual harassment as “banter”, “part of growing up”, “just having a laugh” or “boys being boys”; and
- challenging behaviours (potentially criminal in nature), such as grabbing bottoms, breasts and genitalia, flicking bras and lifting up skirts. Dismissing or tolerating such behaviours risks normalising them.

5.3 Upskirting

Where someone takes a picture under a person’s clothing (not necessarily a skirt) without permission and or knowledge, with the intention of viewing their genitals or buttocks (with or without underwear) to obtain sexual gratification, or cause the victim humiliation, distress or alarm. It is a criminal offence. Anyone of any age or gender, can be a victim.

5.4 Bullying

Bullying is unwanted, aggressive behaviour among setting aged children that involves a real or perceived power imbalance. The behaviour is repeated, or has the potential to be repeated, over time. Both children who are bullied and who bully others may have serious, lasting problems.

In order to be considered bullying, the behaviour must be aggressive and include:

- An Imbalance of Power: Children who bully use their power—such as physical strength, access to embarrassing information, or popularity—to control or harm others. Power imbalances can change over time and in different situations, even if they involve the same people.
- Repetition: Bullying behaviours happen more than once or have

the potential to happen more than once.

Bullying includes actions such as making threats, spreading rumours, attacking someone physically or verbally or for a particular reason e.g. size, hair colour, gender, sexual orientation, and excluding someone from a group on purpose.

5.5 Online Bullying

Online Bullying is the use of technology (social networking, messaging, text messages, e-mail, chat rooms etc.) to harass threaten or intimidate someone for the same reasons as stated above. Young children may be a witness to such behaviour from older siblings and make a disclosure in the setting. This should never be dismissed and always reported for further investigation.

Online bullying can take many forms

- Abusive or threatening texts, emails or messages
- Posting abusive comments on social media sites
- Sharing humiliating videos or photos of someone else
- Stealing someone's online identity
- Spreading rumours online
- Trolling – sending someone menacing or upsetting messages through social networks, chatrooms or games
- Developing hate sites about another person
- Prank calls or messages
- Group bullying or exclusion online
- Anonymous messaging
- Encouraging a young person to self-harm
- Pressuring children to send sexual messages or engaging in sexual conversations

5.6 Sexting / Sharing nude or indecent imagery

The term 'sexting' relates to the sending of indecent images, videos and/or written messages with sexually explicit content; these are created and sent electronically. They are often 'shared' via social networking sites and instant messaging services. Young children may be a witness to older siblings being involved with this kind of behaviour and make a disclosure. This must always be reported so further investigation can be carried out.

5.7 Initiation/Hazing

Hazing is a form of initiation ceremony which is used to induct newcomers into an organisation such as a private setting, sports team etc. There are a number of different forms, from relatively mild rituals to severe and sometimes violent ceremonies. The ceremony welcomes newcomers by subjecting them to a series of trials which promote a bond between them.

After the hazing is over, the newcomers also have something in common with older members of the organisation, because they all experienced it as part of a rite of passage. Many rituals involve humiliation, embarrassment, abuse, and harassment.

Young children may be a witness to such behaviour from older siblings and make a disclosure in the setting. This should never be dismissed and always reported for further investigation.

5.8 Prejudiced Behaviour

The term prejudice-related bullying refers to a range of hurtful behaviour, physical or emotional or both, which causes someone to feel powerless, worthless, excluded or marginalised, and which is connected with prejudices around belonging, identity and equality in wider society – for example disabilities and special educational needs, ethnic, cultural and religious backgrounds, gender, home life, (for example in relation to issues of care, parental occupation, poverty and social class) and sexual identity. C

5.9 Teenage relationship abuse

Teenage relationship abuse is a pattern of actual or threatened acts of physical, sexual, and/or emotional abuse, perpetrated by an adolescent (between the ages of 13 and 18) against a current or former partner. Abuse may include insults, coercion, social sabotage, sexual harassment, threats and/or acts of physical or sexual abuse. The abusive teen uses this pattern of violent and coercive behaviour, in a heterosexual or same gender relationship, in order to gain power and maintain control over the partner. This abuse may be child sexual exploitation.

Young children may be a witness to such behaviour from older siblings and make a disclosure in the setting. This should never be dismissed and always reported for further investigation.

6. Expected staff action

Staff should consider the seriousness of the case and make a quick decision whether to inform the Designated Safeguarding Lead immediately before taking any further in-setting actions.

7. Recognising child on child abuse

A referral to the educational setting attended by the older sibling should be made. An assessment of an incident between peers should be completed and consider:

- Chronological and developmental ages of everyone involved
- Difference in their power or authority in relation to age, race, gender, physical, emotional or intellectual vulnerability
- All alleged physical and verbal aspects of the behaviour and incident
- Whether the behaviour involved inappropriate sexual knowledge or motivation
- What was the degree of physical aggression, intimidation, threatening behaviour or bribery

- The effect on the victim
- Any attempts to ensure the behaviour and incident is kept a secret
- The child or young person's motivation or reason for the behaviour, if they admit that it occurred
- Whether this was a one-off incident, or longer in duration

It is important to deal with a situation of peer abuse immediately and sensitively. It is necessary to gather the information as soon as possible to get the true facts. It is equally important to deal with it sensitively and think about the language used and the impact of that language on both the children and the parents when they become involved. Avoid language that may create a 'blame' culture and leave a child labelled.

Staff will talk to the children in a calm and consistent manner. Staff will not be prejudiced, judgmental, dismissive or irresponsible in dealing with such sensitive matters.

7.1. Taking Action

- Always take complaints seriously
- Gain a statement of facts from the pupil(s)
- Assess needs of victim and alleged perpetrator
- Consider referral to Police or Social Care
- Contribute to multi-agency assessments
- Convene a risk management meeting
- Record all incidents and all action taken

7.2. Recording sexualised behaviour

- Be clear, explicit and non-avoidant, and avoid vague statements or euphemisms
- Record as soon as possible, as you can quickly forget or confuse detail
- Follow the prompts on your safeguarding and child protection recording form
- Use proper names for body parts but record exactly any language or vocabulary used by the child. Use the child's exact words in quotation marks.
- Note where and when the incident happened and whether anyone else was around.

7.3. Gather the Facts

Speak to all the children involved separately, gain a statement of facts from them and use **consistent language** and **open questions** for each account. Ask the children to tell you what happened. Use open questions, 'where, when, why, who'. (What happened? Who observed the incident? What was seen? What was heard? Did anyone intervene?). Do not interrogate or ask leading questions.

7.4. Consider the Intent

Has this been a deliberate or contrived situation for a young person to be able to harm another?

7.5. Decide on your next course of action

If you believe any young person to be at risk of significant harm you must report to the Designated Safeguarding Lead immediately; they will follow the setting's Safeguarding and Child Protection Policy.

If MASH and the police intend to pursue this further, they may ask to interview the children in setting or they may ask for parents to come to setting to be spoken to. It is important to be prepared for every situation and the potential time it may take.

7.6. Informing parents/carers

The best way to inform parents/carers is face to face. Although this may be time consuming, the nature of the incident and the type of harm/abuse a young person may be suffering can cause fear and anxiety to parents/carers whether their child is the child who was harmed or who harmed another.

In all circumstances where the risk of harm to the child is evident then the setting should encourage the young person to share the information with their parent/carer (they may be scared to tell parents/carers that they are being harmed in any way).

8. Points to consider

8.1. What is the age of the children involved?

How old are the children involved in the incident and is there any age difference between those involved? In relation to sexual exploration, children under the age of 5, in particular 1–4-year-olds who are learning toileting skills may show a particular interest in exploration at around this stage. This, however, should not be overlooked.

8.2. Where did the incident or incidents take place?

Was the incident in an open, visible place to others? If so was it observed? If not, is more supervision required within this particular area?

8.3. What was the explanation by all children involved of what occurred?

Can each of the children give the same explanation of the incident and also what is the effect on the children involved? Is the incident seen to be bullying for example, in which case regular and repetitive? Is the version of one young person different from another and why?

8.4. What is each of the children's own understanding of what occurred?

Do the children know/understand what they are doing? e.g. do they have knowledge of body parts, of privacy and that it is inappropriate to touch? Is the young person's explanation in relation to something they may have heard or been learning about that has prompted the behaviour? Is the behaviour deliberate and contrived? Does the young person have

understanding of the impact of their behaviour on the other person?

8.5. Repetition

Has the behaviour been repeated to an individual on more than one occasion? In the same way it must be considered has the behaviour persisted to an individual after the issue has already been discussed or dealt with and appropriately resolved?

9. Next Steps

Once the outcome of the incident(s) has been established it is necessary to ensure future incidents of abuse do not occur again and consider the support and intervention required for those involved.

9.1. For the young person who has been harmed

What support they require depends on the individual young person. It may be that they wish to seek counselling or one to one support via a mentor. It may also be that they feel able to deal with the incident(s) on their own or with support of family and friends; in which case it is necessary that this young person continues to be monitored and offered support should they require it in the future. If the incidents are of a bullying nature, the young person may need support in improving peer groups/relationships with other children, or some restorative justice work with all those involved may be required.

Other interventions that could be considered may target a whole group for example an age appropriate discussion on healthy relationships.

If the young person feels particularly vulnerable it may be that a risk assessment can be put in place for them whilst in setting so that they have someone named that they can talk to, support strategies for managing future issues and identified services to offer additional support.

9.2. For the young person who has displayed harmful behaviour

It is important to find out why the young person has behaved in such a way. It may be that the young person is experiencing their own difficulties and may even have been harmed themselves in a similar way. In such cases support such as one to one mentoring or counselling may also be necessary.

Particular support from identified services may be necessary through an early help referral and the young person may require additional support from family members.

Once the support required to meet the individual needs of the young person has been met, it is important that the young person receives a consequence for their behaviour. This may be in the form of restorative justice e.g. making amends with the young person they have targeted if this has been some form of bullying. In the cases of sexually harmful behaviour, it may be a requirement for the young person to engage in one to one work with a particular service or agency (if a crime has been committed this may be through the social services).

It may be that the behaviour that the young person has displayed may continue to pose a risk to others, in which case an individual risk assessment may be required. This should be completed via a multi-agency response to ensure that

the needs of the young person and the risks towards others are measured by all of those agencies involved including the young person and their parents. This may mean additional supervision of the young person or protective strategies if the young person feels at risk of engaging in further inappropriate or harmful behaviour.

The setting may also choose a punishment as a consequence such as exclusion or internal exclusion/inclusion/seclusion for a period of time to allow the young person to reflect on their behaviour.

9.3. After care

It is important that following the incident the children involved continue to feel supported and receive help even if they have stated that they are managing the incident. Sometimes the feelings of remorse, regret or unhappiness may occur at a much later stage than the incident. It is important to ensure that the children do not engage in any further harmful behaviour either towards someone else or to themselves as a way of coping (e.g. self-harm). For this reason, regular reviews with the children following the incident(s) are imperative.

10. Preventative Strategies

Child on child abuse can and will occur on any site even with the most robust policies and support processes. It is important to develop appropriate strategies to proactively prevent child on child abuse.

This setting has an open environment where children feel safe to share information about anything that is upsetting or worrying them. There is a strong and positive EYFS curriculum that tackles such issues as prejudiced behaviour and gives children an open forum to talk things through rather than seek one on one opportunities to be harmful to one another. Staff will not dismiss issues as 'banter' or 'growing up' or compare them to their own experiences of childhood. Staff will consider each issue and each individual in their own right before taking action.

Children are part of changing their circumstances and, through setting council and pupil voice for example, we encourage children to support changes and develop 'rules of acceptable behaviour'. We involve pupils in the positive ethos in setting; one where all children understand the boundaries of behaviour before it becomes abusive.

11. Where to go for further information

- 11.1. DfE: Statutory guidance: Working together to safeguard children, 2023
[https://www.gov.uk/government/publications/working-together-to-
safeguard-children--2](https://www.gov.uk/government/publications/working-together-to-safeguard-children--2)
- 11.2. DfE: Statutory guidance: Keeping children safe in education, September 2024
- 11.3. DfE Guidance: Sexual violence and sexual harassment between children in settings and colleges, May 2018
<https://www.gov.uk/government/publications/sexual-violence-and-sexual->

- [harassment-between-children-in-settings-and-colleges](#)
- 11.4. DfE: Searching, screening and confiscation at setting, January 2018
<https://www.gov.uk/government/publications/searching-screening-and-confiscation>
 - 11.5. DfE: Preventing and Tackling Bullying, July 2017
<https://www.gov.uk/government/publications/preventing-and-tackling-bullying>
 - 11.6. DfE: Statutory guidance Setting exclusion, May 2021
<https://www.gov.uk/government/publications/setting-exclusion>
 - 11.7. DfE: Teaching Online Safety in Settings, June 2019
<https://www.gov.uk/government/publications/teaching-online-safety-in-settings>
 - 11.8. **DfE: Relationship Education and Relationship and Sex Education, July 2022**
 - 11.9. <https://www.gov.uk/government/publications/relationships-education-relationships-and-sex-education-rse-and-health-education>
 - 11.10. DfE: Behaviour and discipline in settings, July 2020
<https://www.gov.uk/government/publications/behaviour-and-discipline-in-settings>
 - 11.11. DfE: Mental health and behaviour in settings, November 2018
<https://www.gov.uk/government/publications/mental-health-and-behaviour-in-settings--2>
 - 11.12. DfE: Children Missing Education, September 2016
<https://www.gov.uk/government/publications/children-missing-education>
 - 11.13. DfE: Cyberbullying: Advice for headteachers and setting staff, November 2014
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/374850/Cyberbullying_Advice_for_Headteachers_and_Setting_Staff_12114.pdf
 - 11.14. DfE: Mental health and behaviour in settings, November 2018
<https://www.gov.uk/government/publications/mental-health-and-behaviour-in-settings--2>
 - 11.15. UKCIS: Sexting guidance for settings, 2021
<https://www.gov.uk/government/publications/sexting-in-settings-and-colleges> (An updated copy of this guidance is due autumn term 2020)
 - 11.16. UKCIS: Tackling race and faith targeted bullying face to face and online. May 2017
<https://www.gov.uk/government/publications/tackling-race-and-faith-targeted-bullying-face-to-face-and-online-a-guide-for-settings>