



# Himalayan Trust UK Safeguarding Policy

## Purpose

The purpose of this policy is to protect people, particularly children, at risk adults and beneficiaries of assistance, from any harm that may be caused due to their coming into contact with The Himalayan Trust UK (“HTUK”). This includes harm arising from:

- The conduct of personnel associated with HTUK
- The design and implementation of HTUK’s programmes and activities

The policy lays out the commitments made by HTUK and the Trustees and associated personnel of their responsibilities in relation to safeguarding. We acknowledge our commitment to the people of the mountainous regions of Nepal and the responsibility to always educate ourselves as to the culture and standards of behaviour in these regions and to respect those.

## What is safeguarding?

In the UK, safeguarding means protecting peoples' health, wellbeing, and human rights, and enabling them to live free from harm, abuse, and neglect. These same principles can be applied to our work in Nepal.

In our sector, we understand it to mean protecting people, including children and at-risk adults, from harm that arises from coming into contact with our staff or programmes. Further definitions relating to safeguarding are provided in the glossary below.

## Application

- All Trustees of HTUK
- Associated personnel whilst engaged with work or visits related to HTUK operations including but not limited to the following: consultants; volunteers; contractors; programme visitors including journalists, celebrities and politicians
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## Policy Statement

HTUK believes that everyone we encounter, regardless of age, gender identity, disability, sexual orientation, or ethnic origin has the right to be protected from all forms of harm, abuse, neglect, and exploitation. HTUK will not condone, nor will it tolerate abuse and exploitation by Trustees or associated personnel.

This policy will address the following areas of safeguarding: child safeguarding, adult safeguarding, and protection from sexual exploitation and abuse.

HTUK commits to addressing safeguarding throughout its work, through the three pillars of prevention, reporting and response.

## **Prevention**

HTUK will:

- Ensure all Trustees and associated personnel have access to, are familiar with, and know their responsibilities within this policy
- Design and undertake all its programmes and activities in a way that seeks to protect people from any risk of harm that may arise from their encountering HTUK persons. This includes the way in which information about individuals in our programmes is gathered and communicated
- Implement stringent safeguarding procedures when recruiting, managing and deploying Trustees and associated personnel
- Ensure all receive training on safeguarding at a level commensurate with their role in HTUK
- Follow up on reports of safeguarding concerns promptly and according to due process

## **Responsibilities**

### **Child safeguarding**

Trustees and associated personnel must not:

- Engage in sexual activity with anyone under the age of 18
- Sexually abuse or exploit children
- Subject a child to physical, emotional or psychological abuse, or neglect
- Engage in any commercially exploitative activities with children including child labour or trafficking

### **Adult safeguarding**

Trustees and associated personnel must not:

- Sexually abuse or exploit at risk adults
- Subject an at risk adult to physical, emotional or psychological abuse, or neglect

### **Protection from sexual exploitation and abuse**

Trustees and associated personnel must not:

- Exchange money, employment, goods or services for sexual activity. This includes any exchange of assistance that is due to beneficiaries of assistance
- Engage in any sexual relationships with beneficiaries of assistance, since they are based on inherently unequal power dynamics

Additionally, Trustees and associated personnel are obliged to:

- Contribute to creating and maintaining an environment that prevents safeguarding violations and promotes the implementation of the Safeguarding Policy
- Report any concerns or suspicions regarding safeguarding violations by a Trustee or associated person to the Chair or the Trustee responsible for Governance by emailing [governance@himalayantrust.co.uk](mailto:governance@himalayantrust.co.uk)

## Enabling reports

HTUK will ensure that safe, appropriate, accessible means of reporting safeguarding concerns are made available to staff and the communities we work with.

HTUK will also accept complaints from external sources such as members of the public, partners and official bodies.

If a person wishes to make a report, please email [governance@himalayantrust.co.uk](mailto:governance@himalayantrust.co.uk)

## Response

HTUK will follow up safeguarding reports and concerns according to policy and procedure, and legal and statutory obligations.

HTUK will offer support to survivors of harm caused, regardless of whether a formal internal response is carried out (such as an internal investigation). Decisions regarding support will be led by the survivor.

## Confidentiality

It is essential that confidentiality is maintained at all stages of the process when dealing with safeguarding concerns. Information relating to the concern and subsequent case management should be shared on a need to know basis only, and should be kept secure at all times.

## Glossary of Terms

### Beneficiary of Assistance

Someone who directly receives goods or services from HTUK's programme. Note that misuse of power can also apply to the wider community that the NGO serves, and also can include exploitation by giving the perception of being in a position of power.

### Child

A person below the age of 18

### Harm

Psychological, physical and any other infringement of an individual's rights

### Psychological harm

Emotional or psychological abuse, including (but not limited to) humiliating and degrading treatment such as bad name calling, constant criticism, belittling, persistent shaming, solitary confinement and isolation

### Protection from Sexual Exploitation and Abuse (PSEA)

The term used by the humanitarian and development community to refer to the prevention of sexual exploitation and abuse of affected populations by staff or associated personnel. The term derives from the United Nations Secretary General's Bulletin on Special Measures for Protection from Sexual Exploitation and Abuse (ST/SGB/2003/13)

## **Safeguarding**

In the UK, safeguarding means protecting peoples' health, wellbeing and human rights, and enabling them to live free from harm, abuse and neglect.

In our sector, we understand it to mean protecting people, including children and at-risk adults, from harm that arises from coming into contact with Trustees, associated personnel or programmes. A definition that has been used is:

Safeguarding means taking all reasonable steps to prevent harm, particularly sexual exploitation, abuse and harassment from occurring; to protect people, especially vulnerable adults and children, from that harm; and to respond appropriately when harm does occur.

This definition draws from our values and principles and shapes our culture as a charity with long and respected links in Nepal. It pays specific attention to preventing and responding to harm from any potential, actual or attempted abuse of power, trust, or vulnerability, especially for sexual purposes.

Safeguarding applies consistently and without exception across our programmes, partners and Trustees. It requires proactively identifying, preventing and guarding against all risks of harm, exploitation and abuse and having mature, accountable and transparent systems for response, reporting and learning when risks materialise. Those systems must be survivor-centred and also protect those accused until proven guilty.

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afeguarding puts beneficiaries and affected persons at the centre of all we do.

## **Sexual abuse**

The term 'sexual abuse' means the actual or threatened physical intrusion of a sexual nature, whether by force or under unequal or coercive conditions.

## **Sexual exploitation**

The term 'sexual exploitation' means any actual or attempted abuse of a position of vulnerability, differential power, or trust, for sexual purposes, including, but not limited to, profiting monetarily, socially or politically from the sexual exploitation of another. This definition includes human trafficking and modern slavery.

## **Survivor**

The person who has been abused or exploited. The term 'survivor' is often used in preference to 'victim' as it implies strength, resilience and the capacity to survive, however it is the individual's choice how they wish to identify themselves.

## **At risk adult**

Sometimes also referred to as vulnerable adult. A person who is or may be in need of care by reason of mental or other disability, age or illness; and who is or may be unable to take care of him or herself, or unable to protect him or herself against significant harm or exploitation.