



Modern Slavery (v1.0.0)

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Person responsible for updating this policy: Hitendrakumar Sharma

Policy Statement

Modern Slavery is a crime that results in an abhorrent abuse of human rights. The Modern Slavery Act 2015 referred to as the Act, created offences of slavery, servitude and financial or compulsory labour.

Definitions of Modern Slavery

Slavery, following the 1926 Slavery Convention, is the status or condition of a person over whom all or any of the powers attaching to the right of ownership are exercised. Since legal ownership of a person is not possible, the key element of slavery is the behaviour on the part of the offender as if he or she did own the person, which deprives the victim of their freedom.

Servitude is the obligation to provide services that are imposed by the use of coercion and includes the obligation of a serf to live on another person's property and the impossibility of changing his or her condition.

Forced or Compulsory Labour

This is defined in international labour law by the International Labour Organisations (ILO) Forced Labour Convention 29 and Protocol. It involves coercion, either direct threats of violence or more subtle forms of compulsion. The key elements are that, work or service is exacted from any person under the menace of any penalty and for which the person has not offered him/herself voluntarily.

Debt Bondage

Victims of forced labour may also be victims of debt bondage, where they are tricked into working for little or no money to repay a debt.

An employer or controller will use different tactics to trap the victim in an endless cycle of debt which can never be repaid and may even be passed on to their families. Poverty, threats, violence, surveillance and imprisonment are used to make sure they cannot leave or get help. Debt bondage can also be a significant factor in human trafficking. Victims may be offered a job abroad with "free" transportation, or they may borrow money from the employer/controller for travel and a job finding fee. Once they have arrived they then find the job either does not exist or is not what was originally offered, and are trapped trying to pay off the debt.

Human Trafficking

An offence of human trafficking requires that a person arranges or facilitates the travel of another person with a view to that person being exploited. The offence can be committed even where the victim consents to travel. This reflects the fact that a victim may be deceived by the promise of a better life or job, or maybe a child who is influenced to travel by an adult. In addition, the exploitation of a potential victim does not need to have taken place for the offence to be committed. It means that the arranging or facilitating of the movement of the individual was with a view of exploiting them for sexual exploitation or non-sexual exploitation.

Child Labour

This is defined by the ILO as children under 12 years working in any economic activity, those aged 12-14 engaged in

This is defined by the Act as children under 12 years working in any economic activity, those aged 12-17 engaged in more than light work, and all children engaged in the worst forms of child labour.

This policy is for adult providers only.

Compliance Requirements

The transparency in supply chain provision within the Act seeks to address the role of businesses, across all sectors preventing modern slavery in their supply chains and organisations. The following guidance sets out how businesses can meet these requirements, as set out in the Act.

There is a requirement that any commercial organisation, in any sector, which supplies goods and services, and carries on a business, or part of a business, in the UK and is above a specified total turnover, must produce a slavery and human trafficking statement for each financial year of the organisation.

Regulations have set the total turnover threshold at 36 million.

The statement must set out what steps they have taken during the financial year to ensure modern slavery is not occurring in their supply chains and their organisations.

The Act requires businesses to be transparent about what is happening within their business, therefore if the business has taken no steps to ensure slavery and human trafficking is not taking place, they must still publish a statement stating this to be the case.

Failure to comply with the production of a modern slavery statement for a particular financial year could mean an injunction through the High Court (or in Scotland, the Court Proceedings for Specific Performance of a Statutory Duty under Section 45 of the Court of Sessions Act 1998) requiring the organisation to comply. Failure to comply with the injunction is contempt of a court order which is punishable by an unlimited fine. In practice, failure to comply with the provision will mean the organisation has not produced a statement or published it on its website in the relevant financial year.

Smaller Organisations

Where there is no requirement to produce a statement, organisations are encouraged to voluntarily produce a slavery and human trafficking statement, especially where they are contracting with organisations above the threshold. We, as a small provider, may be asked to provide such a statement to commissioners of services, suppliers etc on our approach to modern slavery and find it helpful to have such a statement, hence this policy.

All businesses are encouraged by the Act to be open and transparent about recruitment practices, policies and procedures in relation to Modern Slavery and to take steps that are consistent and proportionate with their sector, size and operational reach.

Guidance for Writing a Statement

- Keep it succinct but cover relevant points
- Provide links to appropriate publications, documents and policies, including guidance
- Use plain English, simple language makes it accessible to everyone
- Where appropriate, the statement should also be available in other languages or formats
- The statement must be approved and signed by a director, member, or partner of the organisation
- The statement must be published on the organisation's website, with a link in a prominent place on the homepage.

Information to Include

- The sectors the business operates in and is it seasonal
- Organisational structure and group relationships
- The countries it sources its goods or services from, including high-risk countries where modern forms of slavery are prevalent
- The business operating model
- Relationships, if any, with suppliers and others including trade unions and other bodies representing workers
- Relevant organisational policies
- Due diligence processes.

Signs of Forced Labour or Trafficking

There are several indicators of trafficking and forced labour. Not all of the indicators will apply in every case, and some may not be immediately apparent.

Victims may be reluctant to tell their story through fear of reprisal or not being believed, through a feeling of shame about letting themselves be treated in this way, or because they do not know their rights and the treatment they are entitled to receive.

There is no set number of signs that will indicate that a person is a victim of trafficking or subject to forced labour. One or a combination of factors could suggest a person is a potential victim, so each case should be considered on an individual basis.

Restricted Freedom

- Not be in possession of their passports or other travel or identity documents, as those documents are being held by someone else
- Be unable to leave their work environment
- Show signs that their movements are being controlled
- Be unable to move freely
- Be threatened with being handed over to the authorities
- Be subject to security measures and controls to keep them on the work premises
- Depend on their employer for work, transport and accommodation without any choice
- Be controlled through religion, witchcraft, juju etc.
- have limited contact with their families or with people outside of their immediate environment
- Be unable to communicate freely with others
- Be forced to shop at a place they would not choose
- Have no access to medical care
- Be in a situation of dependence
- Be given only leftovers to eat
- Come from a place known to be a source of human trafficking
- Be subjected to violence or threats of violence against themselves or their family members and loved ones
- Be found in or connected to a type of location likely to be used for exploiting people
- Have false identity documents.

Behaviour

- Be unfamiliar with the local language
- Act as if they were instructed by someone else
- Allow others to speak for them when addressed directly
- Be distrustful of the authorities
- Be afraid of revealing their immigration status
- Have limited or no social interaction either in the workplace or at their accommodation
- Believe that they must work against their will
- Never leave the workplace without their employer
- Show fear or anxiety
- Feel that they cannot leave
- Have to resort to crime to get food or money for food
- May need to scavenge for food
- Be forced to commit crimes if there is no work available for them
- Have acted based on false promises.

Working Conditions

- Have no contract
- Be unable to negotiate working conditions
- Be unable to choose when or where they work
- Be forced to work under certain conditions
- Work excessively long hours over long periods
- Do not have any days off
- Not be dressed adequately for the work they do: for example, they may lack protective equipment or warm clothing
- Lack of basic training or professional licences

Accommodation

- Not know their home or work address

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- Not have been able to give their address to friends or relatives
- Live in poor or substandard accommodation
- Have no choice where they live or who they live with
- Live in groups in the same place where they work and leave those places infrequently, if at all
- Live in degrading, unsuitable places, such as agricultural or industrial buildings

Finances

- Receive little or no payment
- Have no access to their earnings
- Be disciplined through punishment or fines
- Be under the perception that they are bonded by debt
- Have had the fees for their transport to the country of destination paid for by facilitators, whom they must pay back by working or providing services in the destination
- Be told that they can pay debts for transport or accommodation when they are found work
- Be charged for services they don't want or need
- Be forced to open bank accounts
- Be forced to sign documents to receive social security benefits, credit agreements or loans

Appearance

- Suffer injuries that appear to be the result of an assault
- Suffer injuries or impairments typical of certain jobs or control measures
- Suffer injuries that appear to be the result of the application of control measures.

Reporting

When staff believe there is a possibility of a modern slavery situation, they must in the first instance report it to Service Manager Hitendrakumar Sharma who will then take it forward by reporting it to the Modern Slavery Helpline via telephone, 08000 121 700, or online.

Training Statement

All staff, during induction, are made aware of the organisation's policies and procedures, all of which are used for training updates. All policies and procedures are reviewed and amended where necessary and staff are made aware of any changes. Observations are undertaken to check skills and competencies. Various methods of training are used including one to one, online, workbook, group meetings, individual supervision and external courses are sourced as required.

Related Policies

- Adult Safeguarding (Domiciliary)
- Confidentiality (Domiciliary)
- Data Protection (UK GDPR) (Domiciliary)
- Good Governance (Domiciliary)
- Recruitment And Selection (Domiciliary)
- Whistleblowing (Domiciliary)
- Young People And Employment (Domiciliary)

Related Guidance

- [Gov.UK Modern Slavery](#)
- [Gov.UK Transparency in Supply Chains: A Practical Guide](#)
- [Modern Slavery Helpline](#)
- [Gov.UK: A Call to Action to End Forced Labour, Modern Slavery and Human Trafficking](#)

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