

CLYDESDALE HOUSING ASSOCIATION LIMITED

Policy:	Whistleblowing
Date:	24/09/2025
Lead Officer:	Chief Executive
Review Date:	September 2028
Regulatory Requirement:	RSLs must have effective arrangements and a policy for whistleblowing by staff and governing body/elected members which it makes easily available and which it promotes.
Regulatory Standard:	Standard 5 The RSL conducts its affairs with honesty and integrity.

Regulatory Guidance:

- 5.6 There are clear procedures for employees and governing body members to raise concerns or whistleblow if they believe there has been fraud, corruption or other wrongdoing within the RSL.
- 5.8 Where a severance payment is accompanied by a settlement agreement the RSL does not use this to limit public accountability or whistleblowing. The RSL has taken professional legal advice before entering into a settlement agreement.

Clydesdale Housing Association will provide this policy on request at no cost, in large print, in Braille, in audio or other non-written format, and in a variety of languages.



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Introduction

1. Clydesdale Housing Association is committed to the highest standards of openness, probity and accountability. As employees are often the first to realise that there may be something seriously wrong, Clydesdale Housing Association expects those who have serious concerns about any aspect of Clydesdale Housing Association's work to come forward and speak up without fear of reprisal. Therefore, Clydesdale Housing Association recognises that it is an important aspect of accountability and transparency to provide a mechanism to ensure that no employee, Committee member or stakeholder feel at a disadvantage in raising legitimate concerns.
2. The Public Interest Disclosure Act, 1998, gives legal protection to employees against being dismissed or penalised by their employers as a result of making a protected disclosure (whistleblowing). Concerns which are raised through whistleblowing must be made in the 'public interest' which means that the concerns must affect others such as the public or other stakeholders.
3. Concerns which are not in the public interest will normally be dealt with through the grievance policy. If you are unsure which policy is appropriate to raise your concerns, please contact your line manager to discuss.
4. All employees and workers are covered by this policy.

Scope of Policy

5. This policy is designed to enable employees of Clydesdale Housing Association to raise concerns internally and at a high level to disclose information that the individual believes shows malpractice or impropriety. This policy is intended to cover concerns that are in the public interest and may (at least initially) be investigated separately, but may lead to the instigation of other procedures. These concerns might include:
 - Financial malpractice, impropriety or fraud;
 - Failure to comply with a legal obligation or Statutes;
 - Dangers to health and safety or the environment;
 - Criminal activity involving Clydesdale Housing Association, its staff, Committee members or stakeholders;
 - Professional malpractice;
 - Improper conduct or unethical behaviour;
 - Failure to meet legal obligations;
 - Abuse of power or status;
 - Deliberate attempts to conceal any of the above.

Legal Framework

6. The legal framework covering this policy relates to the following legislation:
 - Public Interest Disclosure Act 1998;
 - Enterprise & Regulatory Reform Act 2013.

Safeguards

Protection

7. This policy is designed to offer protection to those employees of Clydesdale Housing Association who disclose such concerns provided the disclosure is made:
 - In the public interest.
 - To an appropriate person/body; and
 - That the individual has reasonable belief in the validity of the concerns being raised.
8. Clydesdale Housing Association will not tolerate any harassment or victimisation (including informal pressures) and will take appropriate action to protect the individual when they raise a concern which complies with the above points.

Confidentiality

9. All concerns will be treated in confidence and every effort will be made not to reveal the individual's identity if they so wish. However, at the appropriate time the individual may need to come forward as a witness. If we need to disclose your identity to anyone, we will ensure that you are notified of this in advance.

Anonymous Allegations

10. This policy encourages individuals to put their names to any disclosures they make. Concerns expressed anonymously are much less robust, but may never the less be considered at the discretion of Clydesdale Housing Association.

Untrue Allegations

11. If an individual makes an allegation that is not confirmed by the subsequent investigation, it is probable that no action will be taken against them. However, if the individual makes an allegation that is deemed to be made 'in bad faith' i.e., frivolously, maliciously or for personal gain, disciplinary action may be taken against them and this may be up to and including dismissal. It should also be noted that under the provisions of the Enterprise and Regulatory Reform Act 2013, if a disclosure is not made in 'good faith' this will still be considered by an employment tribunal but compensation can be reduced by up to 25% in such circumstances.

Raising a Concern

First Step

12. The individual should raise concerns with their immediate line manager. This information will be passed on as soon possible to the Chief Executive.
13. Any complaints will be investigated by the Chief Executive unless the complaint is against the Chief Executive or is in any way related to their actions. Where the complaint is related to the Chief Executive, it should be

addressed to the Chairperson of the Management Committee who will in turn appoint an independent person to investigate the allegations.

14. The Chief Executive/Chairperson should also notify the Scottish Housing Regulator in accordance with the Notifiable Events Policy that a whistleblowing allegation has been made.
15. Although the individual is not expected to prove beyond doubt the truth of an allegation, they will need to demonstrate that there are reasonable grounds for their concern.
16. The earlier the individual expresses their concern, the easier it is to action. The amount of contact between the persons considering the issues and the individual will depend on the nature of the matters raised, the potential difficulties involved and the clarity of the information provided. If necessary, Clydesdale Housing Association will seek further information from the individual concerned.
17. Where any meeting is arranged, the individual can be accompanied by a trade union representative and also have the meeting off-site if they so wish.

Process

18. On receipt of a disclosure the following process will be followed:
 - 18.1 The disclosure will be considered, and, if appropriate, a meeting will be arranged with the individual who raised the concerns to gather initial information.
 - 18.2 Further to this meeting, if appropriate, an independent investigator will be appointed to take forward an investigation into the concerns raised.
 - 18.3 The individual who raised the concerns will be provided with an update and a likely timescale on when they will receive a final response.
 - 18.4 Once the investigation is complete a report will be provided to the individual who instructed the investigation.
 - 18.5 The report will be considered, and appropriate actions will be taken.
 - 18.6 A final outcome will be provided to the individual who raised the concerns.
19. Depending on the circumstances surrounding the investigation appropriate action will be taken in accordance with Clydesdale Housing Association's existing policies and procedures.

Outcome of Investigation

20. Once the investigation has been completed and the report is received by the Chairperson, a decision on what action to take will be considered. If there are reasonable grounds to substantiate the complaint, an appropriate procedure will be initiated. This may also include referral to an external body or regulator.

Right of Appeal

21. Where an individual feels that their concern has not been dealt with appropriately, they can appeal the decision internally to the Chair of the Audit and Risk Sub-Committee

Raising a Concern Externally

22. Clydesdale Housing Association encourages employees to raise concerns internally to allow for appropriate investigation and action to be taken. However, if an employee remains dissatisfied with the outcome they can raise this with the correct prescribed body or person.

General Data Protection Regulations

23. The organisation will treat your personal data in line with our obligations under the current data protection regulations and our own Privacy Policy. Information regarding how your data will be used and the basis for processing your data is provided in Clydesdale Housing Association's employee privacy notice.

Policy Review

24. This Whistleblowing Policy was adopted by the Governing Body on 24 September 2025. It will be reviewed every three years or immediately following a whistleblowing event, whichever is the earlier.

Approved by the Committee of Management on:	
Signed:	Signed:
Secretary/Chairperson	Staff Member

Appendix 1 - List of Prescribed Persons

- **The Scottish Housing Regulator**
Tel: 0141 271 3810
Email: shr@scottishhousingregulator.gsi.gov.uk
- **The Scottish Charity Regulator (OSCR)**
Tel: 01382 220446
Email: info@oscr.org.uk
- **Environmental Services – South Lanarkshire Council**
Tel: 0303 123 1015
Email: customer.services@southlanarkshire.gov.uk
- **Health and Safety Executive**
Tel: 0845 300 9923
www.hse.gov.uk
- **External Auditors - Alexander Sloan Chartered Accountants**
0141 204 8989
Email: info@alexandersloan.co.uk
- **Internal Auditors – Wbg**
0141 566 7700
Email: gg@wbg.co.uk

Further Sources of Information

- **ACAS**
Helpline: 0300 123 1100
www.acas.org.uk
- **Public Concern at Work**
Tel (general): 020 3117 2520
- **UNITE Trade Union**
Tel: 0141 404 5424
www.unitetheunion.org/how-we-help/listofregions/scotland
- **Protect**
Tel: 020 3117 2520
www.protect-advice.org.uk/advice-line/
- **Citizen's Advice**
Tel: 01555 664301