

# **Certification Customer Handbook 2021**

## **Version 6**

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Changes since the last edition:

Pg 7	Confidentiality statement added
Pg 10	Publicly available updated
Pg 14	Observation clarification
Pg 15	Non-Conformity Definition
Pg 18	Review panel addition to meeting including virtual
Pg 18	Bild Association of Certified Training Chair of Trustees
Pg 23	Misinterpretation and change UKAS logo to new guidance
Pg 24	Change three-year cycle

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# Introduction to Bild Association of Certified Training

The Restraint Reduction Network is an independent body that brings together government departments, professional bodies, people with lived experience, practitioners, and academics. It is a coalition of the willing who are passionate about restraint reduction and human rights.

Bild Association of Certified Training is a separate charitable organisation and is a certification body accredited by United Kingdom Accreditation Service (UKAS) as complying with the ISO 17065:2012 certification standards and licensed by the Restraint Reduction Network to use the Restraint Reduction Network Training Standards and deliver the Restraint Reduction Network Certification Scheme.

This handbook sets out how Bild Association of Certified Training will assess training organisations against the Restraint Reduction Network Training Standards and therefore must be read in conjunction with the Training Standards and the Restraint Reduction Network Training Standards Certification Scheme Handbook, available on <https://bildact.org.uk/training-standards/>

Bild Association of Certified Training services are certified where the training organisations, curricula, and senior trainers and/or affiliate organisations have been scrutinised and met the requirements for certification. This will be clear on the certificate and website to ensure clarity of what is certified.

Bild Association of Certified Training services will demonstrate their compliance with these quality standards by:

- completing an eligibility and application form online
- attending a certification familiarisation day
- paying a fee and agreeing to abide by the rules of the scheme
- completing an online self-assessment form and submitting evidence against the standards on a secure portal
- having a quality assurance processes in place that monitor the consistency of delivery and adherence to the standards across all training services. This includes monitoring all curricula and all trainers delivering their programmes across all services including affiliated satellite services
- attending a review panel after initial self-assessment and assessor observations when agreed by certification manager

- contracting with Bild Association of Certified Training to a three-year audit cycle in order to maintain certification which demonstrates compliance with the Restraint Reduction Network Training Standards
- having their training curricula, senior trainers, and affiliate (satellite) organisations observed 20% over a three-year cycle
- able to evidence scope at annual review of certification
- addressing any non-conformities to the Restraint Reduction Network Training Standards and Bild Association of Certified Training Certification Scheme in a timely manner

The certification process against the Restraint Reduction Network Training Standards must be completed within 12 months of receipt of self-assessment login.

# Guidance for training providers

## Support provided by the certification scheme

The certification team can support new applicants by providing them with information and guidance about the certification scheme.

This can include:

- answering queries relating to the Bild Association of Certified Training procedural handbook
- advising on timescales for applications
- clarifying aspects of the process for certification
- a feedback meeting with the assessor (if required), following an unsuccessful application. The meeting will last no more than two hours. Minutes will be taken and produced as a record of feedback given

All contacts relating to advice and support are logged by Bild Association of Certified Training and the certification team.

Support will **not** include:

- writing sections of the application, or giving advice specifically about the writing, structuring or content of any section or part of the application
- giving advice on which physical techniques should be included in the application
- having meetings with individual applicant organisations or representatives of applicant organisations to advise on any aspect of the process
- giving specific advice about feedback from the panel over and above clarification of the certification decision
- help to provide evidence

## Confidentiality statement

Certification requires balancing confidentiality with openness. It is a necessary part of certification to publish details of the scope of certification and certification status. Otherwise Bild Association of Certified Training will observe strict confidentiality concerning any organisations operations, intellectual property and information gained during its work to assess and certify organisations against the Restraint Reduction Network Training Standards. However, there are certain circumstances where the duty of confidentiality is overridden. For example,

when a criminal offence has been committed or where safeguarding concerns are highlighted, and someone is at risk. Additional confidential information may be requested by a court and where it is prohibited by law, the customer will not be notified. In these circumstances Bild Association of Certified Training will adhere to the law, local safeguarding instructions. Where the law permits Bild Association of Certified Training will inform the training organisation within 7 days of the request for this information.

## **The scope of training**

The Restraint Reduction Network Training Standards and certification apply across education, health and social care and across the four nations in the UK and across different populations, including people with learning disabilities, autism, mental health conditions and dementia.

Scope (listed on certificate and on website entry) includes:

- settings (education, health, and social care)
- populations (mental health, dementia, learning disability, autism)
- nations (England, Wales, Scotland, Northern Ireland)
- curricula\*
- senior trainers
- affiliated organisations

Certification will specify which nations (in UK) settings and populations the training services are certified for (scope of certification). Training services will be certified relevant to settings and populations where that training service is able to evidence that delivery to those settings and populations meets the standards. This evidence will be scrutinised during the certification process and annual reviews. The 20% surveillance will consider scope to ensure a cross section of relevant settings and populations.

## **Affiliate organisations**

Affiliated organisations – refers to service provider organisations that deliver the Certified Training Service’s training programmes within their own organisation. The affiliate organisation employs staff who are approved by the Certified Training Service as associate trainers. Associate trainers must be trained, contracted and quality assured by the external Certified Training Service to deliver the approved curricula and adhere to the quality assurance by the Certified Training Service.

Associate trainers are authorised by the Certified Training Service to deliver approved curricula only within their own service or organisation. Associate trainers are employed by and deliver training only within their own affiliate organisation. They do not deliver train the trainer programmes.

Certified Training Services – have a responsibility for the quality assurance of both associate trainers' and delivery of approved curricula in an affiliate organisation. This will be assessed by the Bild Association of Certified Training assessor through documentary evidence and during observation visits to affiliates.

For an affiliate to be approved, the following must be in place:

1. A signed agreement / contract / SLA between the Certificated Training Service and the Affiliate Organisation. This agreement clarifies the **responsibilities** of:
  - The Certified Training Service (including quality monitoring to ensure consistency of programmes, trainer competency, and training is in line with Restraint Reduction Network Training Standards)
  - Where the Certified Training Service will need to work with the affiliate organisation (eg to agree the TNA)
  - The responsibilities of the affiliate organisation and how these will be evidenced to the Certified Training Service (eg ILS or first aid)
2. A signed agreement between the Certificated Training Service and any Associate Trainers employed by the affiliate.
3. A quality assurance system (agreed with Bild Association of Certified Training) that ensures training delivered by affiliate consistently meets all the Restraint Reduction Network training standards (this may be a risk-based approach to QA that clearly outlines what evidence is required / sampled for audit trail).

Bild Association of Certified Training will approve the Training Organisation model during the initial assessment (or at a later date after a training organisation has met the Restraint Reduction Network Training Standards where this is a condition of certification or a change of scope)

The Approved Training Organisations affiliate model process:

- the contract with the training service and affiliate organisation, the training service and the associate trainer and the quality assurance system must be in place, these will be assessed by Bild Association of Certified Training
- observation of at least one training session carried out by an associate trainer in an affiliate organisation will be assessed

Once the model is approved and after certification, the affiliate organisation may be submitted to Bild Association of Certified Training for approval via the submission form along with the contract between the Certified Training Organisation and affiliate organisation. This must be sent within a month of being signed.

Bild Association of Certified Training will assess the submission form and the agreement, upon approval an invoice will be raised to the Certified Training Service. Once payment has been received Bild Association of Certified Training will issue the affiliate with a certificate of approval.

Bild Association of Certified Training is required to publish a directory of certified training services that is publicly accessible and clearly shows the scope of certification. All aspects of the scope of certification (including affiliates) must be published and publicly accessible. Such transparency and complete openness of information relating to the scope of certification is necessary to minimise the risk of miss-leading public over what is approved and certified. This has been approved by UKAS as meeting the requirements of the International Standards for certification against which the certification scheme is accredited. In addition, this information can be used by regulators such as CQC when gathering pre-inspection information and may also be useful to other wider stakeholders.

UKAS have identified that where training is delivered indirectly via affiliate service providers there is reduced visibility and increased risk of miss-leading information. Therefore, such transparency and openness is vital in mitigating this risk. Therefore, the contract with affiliates must include requirement to appearing on the publicly available Bild Association of Certified Training website. No contact details for the affiliate will be published as this is commercially sensitive.

## **Extending and reducing scope**

Where there is an extension to scope, evidence will be submitted via Submittable and scrutinised by the assessor and reviewed by panel (the training organisation is not usually required to attend panel for change of scope).

Bild Association of Certified Training reserves the right to reduce scope where there is evidence of non-conformities to the standards.

Changes of scope can include:

- settings (education, health, and social care)
- populations (mental health, dementia, learning disability, autism)
- nations (England, Wales, Scotland, Northern Ireland)
- curricula\*

- senior trainers
- affiliated organisations
- minor updates to standards

Where training organisations wish to extend the scope of their training (for any of the above) this will be done via Submittable and evidence will be scrutinised by the allocated assessor to check the evidence supplied by the training organisation to ensure the new curricula meets the Restraint Reduction Network Training Standards.

If the change of scope meets the Restraint Reduction Network Training Standards the assessor will discuss with the lead assessor if the evidence is sufficient or if an observation visit is required. The assessor must be satisfied that all standards have been met. They will then pass to the certification manager to review the change of scope. For significant changes of scope, the certification manager will ask panel to also review.

Once a decision has been made if there is sufficient evidence to extend (or where necessary reduce) scope an updated certificate will be issued. If the organisation is not successful in securing certification for the change of scope they can appeal and attend panel.

Surveillance observations will include a focus on changes of scope.

#### \* **Curricula**

Organisations seeking to provide 'Certified Training Services' will be approved to offer a range of curricula that may include:

- *initial / standard courses*, comprising the core theory content requirements (Standards 2.1 to 2.15 amounting to 12 hours) with a defined range of restrictive interventions including escape / breakaway techniques and restraint techniques as well as clinical holding procedures and mechanical restraints which must be supported by a rationale for inclusion as well as risk assessments
- *refresher courses* (a minimum of 1 day / 6 hours)

Where the core of a curricula (course, programme, pathway) remains consistent and it forms the majority of the curricula this is regarded as one curricula – even if there are minor adaptations to the content (eg different modules) to contextualise for different populations (e.g. learning disability or mental health) or different settings (eg medium secure or special schools) according to the TNA.

However, where there is a curriculum that is bespoke or specifically designed and marketed for specific populations or settings, then these will need to be certified as curricula in their own right. 'Marketed' will be taken to mean promoted as such on the company website, in marketing literature and training proposals.

## The familiarisation workshop

During the familiarisation workshop training providers will be given the opportunity to meet members of the certification team and will receive the following:

- all supporting documentation which is deemed necessary to enable completion of application process; this will take the form of **one printed** copy of the Bild Association of Certified Training procedural handbook
- **one** printed copy of the Restraint Reduction Network Training Standards (additional copies can be purchased)
- information regarding the assessment three-year cycle, assessment visits, assessment criteria, quality assurance processes and all other systems required for receiving and maintaining certification status
- information about the panel including: the decision-making process; the format of the panel meeting; expectations for training providers making training dates available for assessment
- an opportunity to meet with other training providers who are considering undertaking an application for certification

Within 12 weeks of attending the familiarisation workshop, the training provider must notify Bild Association of Certified Training of formal intention to apply. On receipt of the fee, Bild Association of Certified Training will supply the training provider with an organisational login which permits completion of the online self-assessment form.

## The cost of Bild Association of Certified Training Certification

Certification fees	Cost	Frequency
Application fee	£6,995	One off
Organisational Fee	£795	Annual
Senior Trainers	£395	Annual
Curriculum	£350	Annual
Affiliated Organisations	£450	Annual
Non conformity assessment day rate	£995	

## Using the self-assessment tool

All applicant training providers must complete an online self-assessment tool and will be given login details after payment of the fee. The online portal will enable applicant training providers to complete the template and then to upload and save supporting evidence. This can be reviewed, altered, and added to until formally submitted for review. The self-assessment and all supporting evidence **must** be submitted within six months of receiving the login details.

Each Restraint Reduction Network training standard must be assessed according to a red, amber, or green (RAG) rating and a corresponding numerical scoring system (1 to 3).

Each standard consists of a number of mandatory sub-standards and applicants must complete all sub-standards on each section of the self-assessment document.

To meet the standard fully, evidence must be provided to meet each sub-standard. This means a green rating can be awarded. **The self-assessment will not be put forward for review at panel until all areas are green.** The appropriate appendices must also be selected for population, setting and country. Evidence must be provided as to how the training covers any specific adaptations to the standards, or any special considerations.

When submitting documentary evidence that supports more than one of the standards or sub-standards please ensure you submit the document **once** and then name the document, the paragraph and page where this evidence supports the standard.

1	Insufficient evidence to meet the majority of the sub-standards in this standard
2	We have the evidence to meet the majority but not all of the sub-standards in this standard
3	Evidence necessary to meet all the sub-standards in this standard is provided

## The assessment process

The role of the assigned assessor is to assess applications against the Restraint Reduction Network Training Standards.

The assessor does this in three ways:

- scrutinises evidence submitted as part of the self-assessment against the Restraint Reduction Network Training Standards
- observes standards in practice during the site visits
- scrutinises feedback from customers

## **Scrutiny of self-assessment**

The assigned assessor will scrutinise the self-assessment and if non-conformities are identified (amber and red) the training organisation will be provided with a non-conformity action plan and timeframe for completion agreed.

In the case of the non-conformities being significant and additional assessment effort is required to clear them; an estimation of the additional assessment time required will be quoted to the customer and this will be charged at the daily rate detailed on page 12.

The training provider will have 14 working days to respond to the non-conformity action plan and will be required to populate it with their plan of action and returned to Bild Association of Certified Training within 14 days.

## **Guidelines for the observational assessment visit**

Observations will take place after the assessor has scrutinised the initial self-assessment and fed back to the training provider. Observations will only take place where the majority of standards are green and less than 10% red. The number of visits will be dependent on size of the training organisation and robustness of evidence provided.

Training providers are to submit a range of training dates that include all programmes, all senior trainers, and all affiliate (satellite) organisations the certification scheme coordinator will notify the training provider of the visit 24 to 48 hours beforehand.

It is the responsibility of the training provider to ensure there is enough room for the assigned assessor in the training room, to provide suitable seating and a table for use, and to make course participants aware of the visit. Reasonable adjustment may be made including virtual observation where physical observations are not practical but may be followed by a physical observation where inefficient evidence is seen. Observation of the training must be seen delivered to students and must include a proportion of theory and practical content of the curriculum prior to review panel attendance.

During the observational assessment visit, the assigned assessor will:

- discuss the delivery arrangements and content of the training programme with participants and trainers
- assess the reporting, recording and record keeping procedures

The feedback will be via the assessor feedback report within one calendar month. Where the assigned assessor identifies further actions, these will be documented in the non-conformity action plan. Timeframes for completion will be identified to ensure compliance with the processes of the scheme.

In the case of the identified non-conformities being significant and additional assessment effort is required to clear them; an estimation of the additional assessment time required will be quoted to the customer and this will be charged at the daily rate detailed on page 12.

## **Non-conformity definition**

*Is a failure or refusal to behave or act in a way that meets the Restraint Reduction Network Training Standards or the Bild Association of Certified Training Certification rules.*

*Major* is defined as something that could cause a significant failure to meet the standards or certification scheme rules. For example, no TNA or failure to pay the certification fee.

*Minor* is defined as an incident that does not meet the Restraint Reduction Network Training Standards or the Certification Scheme requirements, but that does not have any major consequences. This means, that the non-conformance will not result in a failure or majorly weakening of the scheme. For example, a First Aid Certificate being out of date.

Any concerns in respect of the assigned assessor or observational assessment should be raised with the certification scheme coordinator via email or letter within 14 working days following the visit. Concerns must make specific reference to the detail for which the applicant training provider believes they have a right to raise a concern and on what specific grounds.

## **Review by lead assessor or certification manager**

The lead assessor or the certification manager will complete a review of all the evidence submitted in the application, self-assessment and supporting documentation adhering to the Restraint Reduction Network Training Standards to ensure all evidence meets the requirements of the Restraint Reduction Network Training Standards and if it does, recommend the training provider proceeds to panel for review. If it does not the training provider will be given the opportunity to provide any further evidence required.

## The Review

The role of the panel is to review the evidence provided by individual applicant training providers and their assigned assessor to ensure that it meets the standards for certification within the Restraint Reduction Network Training Standards.

The panel is responsible for:

- reviewing evidence to certificate training services under the Restraint Reduction Network Training Standards
- ensuring compliance to the Restraint Reduction Network Training Standards within the certification three-year cycle
- producing written feedback to the training services and in some cases request additional evidence or action before certification is approved
- recommending training service is certified

The panel will typically consist of:

- chair of panel (or deputy)
- peer (or lead) assessor (who will not be the assessor assigned to the applicant)
- individual with lived experience
- certification manager (or lead assessor)

## Panel members

The members of the panel will include competent representatives of people with lived experience of restraint, professional disciplines, or national organisations. Panel members will have shown a commitment to, or experience of, the challenges involved in reducing restrictive practice or related understanding of restrictive practices and their impact. They may have acquired these skills and knowledge from their own lived experience or involvement in areas of practice such as those listed below:

- training and development
- health and safety
- delivering health, social care, and education services
- commissioning services for people with mental health conditions, learning disabilities, autistic people, people living with dementia, personality disorder, older people, and detained people
- services for children and young people

- charities and voluntary organisations
- regulating services, ie Ofsted, CQC

Panel members must:

- sign an agreement of confidentiality and manage information made available to them in their role in a professional manner
- read applications and make decisions based on the evidence provided to the panel through the applicant's self-assessment and supporting documentation and the evidence presented at the panel meeting
- declare and excuse themselves from panel if there is any conflict of interest

## **Declaration of interest**

Panel members and all members of the Bild Association of Certified Training team must declare any relationships or contacts that may prevent them from operating impartially under ISO/IEC 17065 impartiality requirements.

Bild Association of Certified Training will assess and decide if there are any conflicts of interest or perceived conflicts of interest. These could include personal relationships, professional connections, financial interests or other connections to applicant training organisations. The chair of panel and the certification manager will make a decision based on the declaration about the appropriateness of the panel member participating in the panel.

## **The panel meeting**

For a panel to be quorate, at least the chairperson, a person with lived experience and the certification manager or lead assessor must be in attendance. At the meeting of the panel the chairperson, the certification manager and the person with lived experience will:

- discuss and highlight evidence presented before the meeting, identifying areas for further questions where this is not addressed by the training provider's presentation
- listen to the training provider's presentation and ask questions where required
- make a decision to recommend certification based on all the evidence provided in the application, self-assessment and supporting documentation, feedback, and presentation, adhering to the Restraint Reduction Network Training Standards

The review panel will review the evidence presented ensuring it meets the Restraint Reduction Network Training Standards requirements for certification and will make recommendations to

the Bild Association of Certified Training director for a certification decision or, if additional evidence is required, feedback to the organisation.

The assessor is in attendance at panel to answer any questions about the evidence presented to panel. The assessor will not have voting rights at panel.

A panel decision will be made in the meeting as to whether the organisation will or will not be recommended for certification against the Restraint Reduction Network Training Standards to the Bild Association of Certified Training director. Three panel members (chair, certification manager or lead assessor and person with lived experience) have voting rights and the majority (two out of three) must agree to recommend certification.

## **The meeting and oral presentation**

The review panel meeting may take place physically or virtually as long as all other rules are met including being quorate. The oral presentation at the panel meeting given by the training manager or suitable representative of the training provider will last for a maximum of 20 minutes. The presentation may be accompanied by visual aids such as video or PowerPoint presentation. A written outline of the oral presentation must be made available to the certification panel in advance, two weeks prior to attendance.

The oral presentation should:

- explain how the Restraint Reduction Network Training Standards are incorporated into all aspects of training services put forward for certification
- identify how the applicant training provider has responded to any issues raised by their assigned assessor's feedback

There will be an opportunity for members of the panel to ask questions based on the presentation, their review of the self-assessment, assessor's report and supporting evidence. The panel appearance may last up to one hour, details of the presentation will be kept in the panel records and detailed in the panel report.

## **Roles of the chairperson and panel members**

The role of the chairperson is to chair the panel meetings. They will be appointed for a term of four years (by the CEO or chair of trustees) and will not be eligible for re-appointment. The chair is also responsible for ensuring written feedback to the training provider is clear and appropriately detailed.

When reviewing submissions, panel members will:

- review each submission individually
- make judgements based on the information provided to them evidencing compliance to the Restraint Reduction Network Training Standards
- complete the panel review report based on the evidence supplied

Any concerns in respect of the panel review or a panel member should in the first instance be raised with the certification scheme coordinator via email or letter within 14 days following attendance at a panel meeting. Concerns must make specific reference to the detail for which the applicant believes they have a right to raise a concern and on what specific grounds. For example:

- there was an act or omission, on the part of Bild Association of Certified Training or its agent(s), which resulted in adverse / inaccurate evidence being presented
- evidence that was available to the assessor / panel was not given due consideration

If concerns cannot be resolved informally in the first instance the applicant training provider will need to log a formal appeal. Detailed written feedback will be given to the applicant organisation and kept on record.

## **Decision and sign off process**

The decision maker's role is to ensure the training organisation has met the Restraint Reduction Network Training Standards and Bild Association of Certified Training have conducted a thorough and consistent assessment, which is robust.

When Bild Association of Certified Training has completed the assessment process and the panel are satisfied any non-conformities have been addressed the information will be sent to the decision maker, this does not confirm certification is awarded.

The decision maker needs to ensure that the Bild Association of Certified Training assessment was carried out in accordance with the assessment and panel process. They confirm the process was carried out in a fair and consistent manner and the document evidence supports the recommendation.

During the initial assessment and the three-year cycle of certification many changes may take place where decisions will be required, these include:

- initial certification
- change or extension to population, nations, sector, senior trainers, or affiliates
- renewal of certification

- suspension and / or removal of certification

The Bild Association of Certified Training decision maker will confirm the decision in writing to the training organisation confirming the outcome of the decision and any alterations to their certificate status. Necessary documentation such as contract and invoice will be enclosed. For initial certification this will be sent within five working days of review panel.

The contract must be signed, and invoice paid within 30 days of being received. The organisation is NOT certified until the contract has been signed and the invoice paid. Once these are received the training organisation's details will be updated on the Bild Association of Certified Training website within five working days.

In case of any declaration of interests from the Bild Association of Certified Training director in relation to any customer seeking certification, an alternative Bild Association of Certified Training director has the authorisation to certificate.

## **Awarded certification**

Training providers who are awarded certification will be issued with a letter containing a contract from Bild Association of Certified Training. The training provider will be required to continue to meet the Restraint Reduction Network Training Standards during the three-year cycle and adhere to the contract. Their self-assessment will be required to be reviewed and updated at least yearly as per the audit cycle. The Bild Association of Certified Training assessor will continue the relationship and over the three-year cycle checks will be made on 20% of all:

- senior trainers
- training programmes/curricula
- affiliated service providers who use the training provider's in-house trainer model (where applicable)

The 20% is likely to prioritise high risk areas of the above during the 3-year audit cycle.

## **Issuing of certificates**

The contract must be signed, and invoice paid within 30 days of the customer being notified they have been successful in achieving certification. The organisation is NOT certified until the contract has been signed and the invoice paid. Once these are received the training provider details will be updated on the Bild Association of Certified Training website within five working days.

Once certification has been awarded and invoice paid the training provider will be issued with a certificate which will detail that the training service has been certified by Bild Association of Certified Training to deliver training that demonstrates adherence to the Restraint Reduction Network Training Standards. The certificate will be valid for three years (subject to continuous compliance).

Each certificate is clearly marked with an issue date, expiry date and details of scope of certification to avoid any confusion about the current status of the certification of the service.

## Logos and trademarks

Organisations that have completed, or are in the process of completing, the Certification Scheme with Bild Association of Certified Training are permitted to display the Bild Association of Certified Training logo. This document sets out how it may be used and surveillance of the use of logos will form part of the certification process.

The Restraint Reduction Network has its own guidance around the use of the Restraint Reduction Network logo and the certification marque. These logos have been being trademarked. 'The Restraint Reduction Network Certification Scheme: Guidance for the Use of Logos' should be read in conjunction with this document and is available at <https://bildact.org.uk/wp-content/uploads/2021/02/Restraint-Reduction-Network-Logo-guidance-January-2020.pdf>

## Use of the Bild Association of Certified Training logo

Training organisations that have formally applied to have training services certified by Bild Association of Certified Training can apply for a version of our logo. This logo may be used on the organisation's webpages or printed materials (eg workbooks and certificates) exclusively relating to certified training services. If an organisation is not yet certified, the logo may only be used on the website and not on printed materials and must always be used in conjunction with this text:

*'[Organisation] is working towards certification against the Restraint Reduction Network Training Standards.'*

Organisations are only entitled to use the Bild Association of Certified Training logo in accordance with the following provisions:

- a. The logo may only be used in communication media, including advertising, promotional material and only in connection with the training curriculums agreed and certified

- b. Organisations undertake to discontinue any use of the scheme logo or any reference to scheme which is unacceptable to Bild Association of Certified Training
- c. Upon suspension, withdrawal, or termination of certification for any reason whatsoever, the organisation will discontinue all use of the scheme logo and any reference to Restraint Reduction Network Training Standards and the Bild Association of Certified Training Certification Scheme within five working days of termination. Failure to discontinue, may result in Bild Association of Certified Training taking further legal advice and action.

The logo must not be altered in any way. It should not be:

- stretched, squashed, or distorted
- used on a conflicting patterned, coloured, or photographic background
- used as your primary logo on any items
- shown at the head of a document
- enlarged to be given visual prominence on a page
- otherwise used by a third party as a feature item

Do not change the colours of the logo from those shown.

The specifications and sizing for logo is as follows:

the Bild Association of Certified Training



Grey – CMYK: C66, M55, Y55, K0 (Black only: 66%) Pantone: PMS 423 RGB: R112 G112 B106 Hex: #70706A	Green – CMYK: C66, M0, Y99, K0 Pantone: PMS 376 RGB: R102, G175, B39 Hex: #66AF27
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- Use the CMYK spec for normal digital print
- Use the Pantone spec when printing in two colours (black and a spot colour) or when you need an exact colour match
- Use the RGB spec for normal screen-based work (eg websites, PowerPoint slides)

- Use the Hex spec when creating colour specs in CSS style sheets for websites

The logo should not be used in any way to mislead the public about the status of a certified organisation or service.

The logo should not be used in such a way as to imply that Bild Association of Certified Training accepts responsibility for activities carried out under the scope of certification.

It is the responsibility of each organisation to minimise the risk of a client being misled as to the extent and limitations of its certification. Whether this be in relation to quotations for work, work being undertaken, results being reported, and the use of sub-contractors or in any publicity material used for advertising activities or services.

Any unauthorised use of the Bild Association of Certified Training logo or misrepresentation regarding what is certified is likely to result in suspension from the certification process.

If you wish to use the Bild Association of Certified Training logo for any other purpose that is not covered in this guidance, please consult our certification manager.

## **Use of UKAS symbol and logo**

**Requirements and *National Accreditation Symbols* for Certification Bodies and their certified Clients. This needs to be in line with the new UKAS logo and guidance.**

B1.1 The appropriate *national accreditation symbol* may only be used by the client of a certification body in connection with the certification body's award of UKAS accredited certification. The *national accreditation symbol* must be relevant to the certificate.

B1.2 Holders of certificates issued by UKAS accredited certification bodies may use the appropriate *national accreditation symbol* in accordance with the requirements of this publication on stationery and publicity material or other items relevant to their certificate. The *national accreditation symbol(s)* shall always be used in conjunction with the logo/mark of the certification body and/or product certification scheme (see Figure 2 below). Holders of accredited certificates may use the logo/mark of the certification body or certification scheme without the accreditation symbol.

B1.3 Certification bodies shall ensure that they audit the use of *national accreditation symbols* by their certificate holders.

B1.4 The Product Certification *national accreditation symbol* may only be used in connection with a product, process or service certified under an accredited product certification scheme.

The UKAS Certification Logo can only be used on training certificates of attendance not certificates of competence. If certificates of competence are being issued to delegates, the UKAS logo must be removed.

For more information about the use of UKAS logos please visit: <https://bildact.org.uk/wp-content/uploads/2021/02/UKAS-brand-website-FAQs.pdf>

## Failure to gain certification

If a training provider fails to gain certification for its training services or part of them, they can re-submit their application to panel. This must be done within three months of their panel feedback.

The training provider will be required to complete the following stages:

- Inform the certification scheme coordinator of an intention to resubmit their application within 14 working days of receiving panel feedback. Notification will be given of a new panel date as soon as possible
- Submit further evidence no less than one calendar month prior to the agreed panel meeting date to their assigned assessor based on feedback from panel
- The training provider must provide evidence consistent with the feedback provided from panel and assigned assessor. This must address the areas where they failed to evidence adherence to the Restraint Reduction Network Training Standards. Occasionally, panel may recommend a further observational assessment visit
- The training provider may be asked to attend a further panel meeting and will be required to deliver a short presentation (no more than 15 minutes in length) which outlines how they have responded to the feedback and highlights the changes that have been made to the original submission
- The panel will consider the evidence provided, against adherence to the Restraint Reduction Network Training Standards. Notification of the outcome related to this panel will then be given within 14 working days. No decisions will be given to applicant training providers on the day of panel

An applicant training provider can only complete **one** re-submission. Any applicant training provider that resubmits may also appeal against the decisions as outlined in appeals policy.

## Maintaining certification and surveillance: the three-year cycle

### Every year

The training provider is required to review and update its self-assessment every year post certification using the online portal with supporting evidence (where required). They will be

notified before the end of the year when the Bild Association of Certified Training assigned assessor is available to assess any new evidence and updates.

Training providers must review and provide evidence of:

- any changes regarding training provider contact details or personnel (within one month of any changes)
- any changes to scope including (at least on a quarterly basis):
  - senior trainers
  - curricula
  - where appropriate affiliate service providers
  - changes to nations, settings, or populations
  - any feedback, updates or developments arising from panel feedback
  - continuing adherence to the Restraint Reduction Network Training Standards, eg updated insurance, risk assessments etc (continually)

*Any changes to fees will take effect from the following quarter and invoices / credit notes will be raised accordingly.*

The completed self-assessment will be reviewed (annual review) and assessed by an assigned assessor and feedback / actions will be shared within four weeks of being submitted. Any non-conformity actions or requests made by the assessor will be required within an agreed timeline. Failure to complete these actions may result in a review of certification status.

In the case of the non-conformities being significant and additional assessment effort is required to clear them; an estimation of the additional time required will be quoted to the customer and this will be charged at the daily rate detailed on page 12.

In addition to the annual update to self-assessment and annual review by assessor, the training provider must provide contact details for ten largest customers including email contact and addresses.

Organisations will be asked for at an earlier stage in the first-year cycle to ensure Bild Association of Certified Training has adequate opportunity to assess 20% of affiliated organisations and curricula in the three-year certification cycle. To enable this to happen training providers will need to inform Bild Association of Certified Training at least six month of training dates in advance.

### **The third year following certification of training services**

In addition to the annual update to self-assessment and annual review by assessor, the lead assessors and certification manager, in the third year the training provider will be reviewed by the independent panel. Therefore, the 'every year' review and checks need to be completed.

Before panel the certification manager will check the required 20% observations, the updated self-assessment evidence has been completed, and any non-conformities have been resolved.

The training provider will be required to attend panel, this is done virtually. Attendance at panel typically takes up to one hour. Training providers are expected to give a presentation lasting no more than 20 minutes, summarising how their training services adhere to the Restraint Reduction Network Training Standards and how they have addressed any issues identified during the self-assessment process. There will then be an opportunity for members of the panel to ask questions.

The panel review the evidence presented ensuring it continues to meet the Restraint Reduction Network Training Standards' requirements for certification and will make recommendation to the decision maker director of Bild Association of Certified Training to either:

- the training provider continues to be awarded certification
- or non-conformities are observed

Training providers will be notified of the panel recommendation and provided with written feedback supporting the decision within **14 working days** of their panel meeting.

Each training provider will receive written feedback where the panel identify non-conformities. The training provider will be offered a meeting with the assigned assessor or lead assessor to discuss the feedback and evidence required.

Any training provider that has non-conformities will be given the opportunity to resubmit evidence and they may also appeal against the decisions as outlined in the appeals policy.

When the panel makes recommendations that the training provider has met the Restraint Reduction Network Training Standards the report will go to the Bild Association of Certified Training director. They will check the evaluation and review process has been adhered to and evidenced and make a decision to agree to certification being continued. If the Bild Association of Certified Training director does not agree to certificate, details will be sent to panel requesting further clarification.

### **Process for changes to certification details or scope during the three- year cycle**

Bild Association of Certified Training must be notified of operational changes such as changes to approved training programmes, trainers, affiliated service providers, or senior personnel within the training organisation within the quarterly return. An email should be sent to the Bild Association of Certified Training certification email address detailing the change.

The process for changing scope is detailed on page 10 'extending or reducing scope'. Bild Association of Certified Training must be notified of any changes to ownership of the training organisation as soon as possible after the change and within one month of the change. An email should be sent to the Bild Association of Certified Training certification email address detailing the change and the new details should be uploaded to Submittable.

The certification manager will review the changes and submitted evidence within 10-14 working days and inform the training organisation if the change and evidence provided needs to be resubmitted to panel or whether a new certificate can be issued without a resubmission to the panel.

## Appeals procedure

Appeals may be made against:

- review by panel
- certification decisions made by Bild Association of Certified Training director
- decisions made as the result of a complaint
- decisions made to suspend or terminate certification or any part of certificated services, including approval for individual programmes, authorisation for individual trainers or for individual affiliated organisations delivering training services

### Appeals against decisions

Appeals against a decision should be made in writing to the certification scheme coordinator within 14 working days following the feedback of the decision. They will acknowledge receipt of the appeal within five working days. The appeal should be in the format advised in this guidance and the certification scheme coordinator will provide an additional copy of this guidance to the training provider if requested.

An appeals panel will be convened on receipt of an appeal. The appeals panel will be drawn from a new impartial panel who have not previously heard the application and will be chaired by the impartial chairperson or chair of trustees. The certification scheme coordinator will provide the details of the appeals panel and the requirements for the panel in writing to the training provider, together with information about the decision-making process.

An appeal may relate to a complaint or a decision to suspend or terminate certification (or any part, including approval for individual programmes, authorisation for individual trainers or for individual affiliated organisations delivering training services). On receipt of the appeal the Bild

Association of Certified Training complaints manager – the operational director at Bild Association of Certified Training or their representative – will acknowledge receipt of the appeal within five working days and provide the person or organisation who wishes to appeal with a copy of the appeals procedure. Any person who is charged with reviewing the decision the appeal is made against will be independent of the certification process and will be asked to declare any potential conflicts of interest before proceeding to review the appeal.

The appeal must detail the reason for the appeal (wherever possible in no more than 500 words) and must be based on the facts that:

- the original decision made by the certification panel did not follow the criteria set out in the Restraint Reduction Network Training Standards Certification Scheme Handbook
- evidence was presented to the panel which was not representative of evidence submitted by the training provider due to an act or omission by the certification scheme or its agent(s)
- evidence that was made available within the submission was not given due consideration

Appeals must make specific reference to the detail for which the training provider believes they have a right to appeal, and on what specific grounds. Where training providers base their appeal on evidence which was not presented as part of the original submission, this will not be accepted where it is an act or omission by the training provider.

The appeals panel will be provided with all the relevant information including the feedback offered to the unsuccessful applicant training provider appealing the decision.

The appeals panel will be conducted as follows:

- The date for the appeals panel will be set at the most convenient time available and all interested parties notified. The date for this will be determined by the certification scheme coordinator
- Up to two people can attend from the applicant training provider, one of whom must be the training manager or a suitable representative at the original panel presentation. Attendance will be limited to 40 minutes
- The training provider can provide a written report to the appeals panel about the certification panel decision and make verbal representation to the appeals panel, setting out clearly the grounds on which they are appealing
- The appeals panel will make a decision based on all the evidence made available to them. The appeals panel will only review and consider information related to areas of Restraint Reduction Network Training Standards which have been identified

- The applicant training provider will typically be notified of the outcome within 14 working days
- The outcome of the appeal panel is **final**; the applicant training provider may only lodge an appeal **once**
- Applicant training providers who are unsuccessful in their application appeal for certification for their training programmes can complete a re-application within six months of the appeal panel decision. This will represent a new application and therefore the process will start again
- If appeal was successful, the training organisation will be certified as a Certificated Training Service meeting the Restraint Reduction Network Training Standards and the three-year cycle of assessment will commence from the date of the appeal panel

## Concerns and complaints procedure

### Complaints or concerns received about providers of certificated training services

Training providers will be required to ensure that they have provided clear guidance related to 'how to complain' for any commissioning organisation, individual, family carer, or advocate.

Any complaints made to the certification team about any aspect of a certificated training service will be referred back to the respective training provider (this must also be made clear within a training provider's 'how to complain' documentation). Any response or documented resolution agreed with the complainant by the training provider should be copied to the Restraint Reduction Network and the certification manager.

The complaint will be added to the complaint log with details of the nature of the complaint, and a written confirmation will be sent to the complainant within five working days. Complaints raised directly with the certification team will only be dealt with in relation to certificated training services and where there is believed to have been an alleged breach of the Restraint Reduction Network Training Standards.

The certification team will only deal directly with complaints if the complainant has not received a satisfactory response from the training provider based upon their complaint's procedure; or if the complaint is of such a serious nature that it requires an immediate response. Dependent on the nature of the complaint, the certification manager reserves the right to refer the complaint to the appropriate authority / organisation, eg police, LEA, social services, Care Quality Commission, Ofsted, or the certification panel.

If there is evidence of a breach of the Restraint Reduction Network Training Standards, the provider of certificated training will have **14 working days** to evidence effective resolution related to the breach.

*Please note this period is at the discretion of the certification manager who will assess the severity of the breach. The certification manager has the authority to instigate an immediate suspension pending investigation if the breach is likely to pose an immediate risk.*

If providers of certificated training services fail to comply within the stated timeframe, the Restraint Reduction Network and certification manager have the right to refer to a certification panel for an urgent review of their certificated status. If a recall to the certification panel is required, then a training provider can expect consideration to be given to suspension or removal of their programme certification.

The certification manager will inform the provider of certificated training services that a complaint has been received and where relevant the need for this to be referred to the independent panel. Full details of the complaint will be made available including the origin of the complaint (subject to the nature of the complaint and any referral to the appropriate authority – we are not able to acknowledge or pursue anonymous complaints).

If appropriate the Restraint Reduction Network and certification manager in consultation with the CEO of Bild Association of Certified Training will appoint an appropriate investigating officer to review the complaint and produce a report which will then be shared with the identified chair of the independent panel.

The process will then continue as follows:

- the independent panel will meet and discuss all the evidence and interview representatives of the provider of certificated services
- the training provider will have the opportunity to present their case in response to the complaint and / or any mitigation
- the panel will decide if the organisation is in breach of the Restraint Reduction Network Training Standards and / or certification scheme procedures, identifying through written formal feedback how this may impact upon their certificated status
- the findings will be documented in full, fully referenced to the Restraint Reduction Network Training Standards and Restraint Reduction Network Training Standards Certification Scheme Handbook, and shared with the CEO of Bild Association of Certified Training where applicable
- the chair of the panel and the Restraint Reduction Network and certification manager will inform the provider of certificated programmes or certificated trainer of their decision within seven working days

All documentation relating to the complaint will be kept confidentially on file for seven years.

## **Concerns or complaints received about Bild Association of Certified Training**

The standard:

- we will encourage resolution of problems by informal means wherever possible
- we will provide a clear, accessible, and well publicised procedure for handling feedback
- we will ensure concerns, complaints and appeals are dealt with quickly, fully, fairly and confidentially
- we will ensure timely resolution

Where the certification team have failed to achieve this standard, any stakeholder has the right to raise a formal complaint.

When a concern or complaint is made relating to the certification scheme, personnel employed by the scheme, or members of the independent panel, the Bild Association of Certified Training complaints manager – the operational director at Bild Association of Certified Training or their representative – will acknowledge receipt of the concern or complaint within five working days. They will also provide the person or organisation who has raised the concern or complaint with a copy of the concerns and complaints policy.

Wherever possible, the scheme will aim to resolve any concerns at the earliest opportunity without the need for the training provider to make a formal complaint. Where the scheme is unsuccessful in achieving this, any stakeholder has the right to make a formal complaint.

The complaint will be added to the complaint log with details of the nature of the complaint, and a written confirmation will be sent to the complainant. In the case of a formal complaint being made, the complaints manager will appoint an appropriate investigating officer who will gather and verify all the appropriate information needed to investigate the complaint. The investigating officer will be appointed on the basis of having no conflict of interest or direct managerial responsibility for the subject of the complaint, or the part of the certification process about which the complaint is being made.

Any decision resolving the complaint or review, and approval of any decision regarding the complaint, will be made by a person not involved in the certification of activities relating to the complaint.

If the complaint owner is not satisfied with the outcome of the complaint and wishes to appeal the decision, it will be escalated to the scheme owner (Restraint Reduction Network).

# Suspension or termination of certification procedure

## Criteria for suspension or termination of certification

A training provider can have their certification suspended or removed in the following circumstances:

- If there is found to be significant evidence of malpractice or misrepresentation within the training provider, where this relates to an approved training programme(s) or approved trainer(s) or affiliated service provider(s) who have been approved to deliver certificated training services following a formal enquiry, involving a recognised agent of the state, for example Care Quality Commission, Ofsted, the police, or the coroner
- If a training provider is investigated the certification can be removed where any or all of the approved programmes or approved trainer(s) or affiliated service providers are found by the investigating body to have:
  - provided training in practices which are deemed to be a breach of the Restraint Reduction Network Training Standards
  - provided training that has been found to support or condone inappropriate responses to behaviours of concern
  - engaged in conduct which is found to breach the Restraint Reduction Network Training Standards or brings them into disrepute (eg delivering non certified training to a provider that is required to have certified training through government body (eg CQC or NHS))
  - refused to participate or where there are severe delays in any part of the certification process as detailed in this procedural handbook. This will include all aspects of the certification cycle or systems (including failure to provide training dates)
  - failed to take appropriate action to address areas of concern or non-adherence to criteria cited during any part of the scheme's certification cycle. Non-conformity has been highlighted and may be referenced where communications related to certification are made by Bild Association of Certified Training and these are not responded to within the specified timescales
  - misrepresented the principles outlined within the Restraint Reduction Network Training Standards or the scope of the certification scheme
  - failed to pay annual fees

If suspension is implemented the certification manager will clearly communicate to the training providers in writing:

- the reason for the suspension
- the remedial actions needed by the training provider to end suspension and restore certification. Remedial actions usually need to be completed within 14 days, but this is at the discretion of the certification manager
- any actions Bild Association of Certified Training is taking to resolve the suspension which may include re-assessment, and review
- who is undertaking the above activities
- the modifications being made to certification documents and public information while the suspension is resolved
- any modifications that will be made to certification documents and public information if the certification is reinstated under condition of any reduced scope of certification
- whether or not the provider will need to resubmit to panel, and who will review the new evidence

The training provider will need to notify their customers of any suspension or termination of certification without delay. Failure to do so will result in termination of their certification contract with Bild Association of Certified Training.

When the training provider provides evidence of remedial action the assigned assessor will review the evidence. The certification manager or lead assessor will then either:

- request more evidence from the training provider, or
- recommend that the evidence is referred to the panel to review, in which case the panel date will be communicated to the training provider

In some circumstances, where there have been minor breaches, the certification manager has the authority to reinstate certification if the evidence of remedial action is of satisfactory quality. Where certification is reinstated by the certification manager without referral to panel this will be communicated in writing to the training provider.

If there is a referral to panel, the panel will meet and discuss all the evidence and interview representatives of the provider of certificated training services. The panel will operate the following procedure:

- the training provider will have the opportunity to present their evidence of remedial action

- the panel will review if the organisation is still in breach of the Restraint Reduction Network Training Standards and / or certification scheme procedures, panel will make recommendation to the Bild Association of Certified Training director identifying through written formal feedback how this may impact upon training providers certificated status
- the findings will be documented in full, fully referenced to the Restraint Reduction Network Training Standards and Restraint Reduction Network Training Standards Certification Scheme Handbook
- the Bild Association of Certified Training director will inform the training provider of their decision within seven working days, including any modifications to the scope of certification

New certificates will be issued by the certification scheme coordinator if certification is reinstated.

If suspension is not resolved within specified timescales the certification manager will give notice of termination of certification under the scheme in writing.

The termination notice will clearly state:

- the reason for termination
- the appeals process
- the modifications that are being made to certification documents and public information in light of the termination

## **Non-payment of fees**

The process:

- ‘Non-payment of fees’ is deemed to have occurred once the initial invoice due date has expired and after two reminder letters have been sent, both giving 14 days to pay, and have failed to secure payment from the provider of certificated training
- ‘Initial invoice due date’ is within 30 days of the invoice date or a contractual date, whichever is earlier
- In the event that a provider of certificated training services does not pay fees or invoices associated with certification the certification scheme coordinator will advise the Restraint Reduction Network and certification manager of the situation
- Non-payment of fees as defined above will normally result in suspension of the training provider’s certification for a period of up to six weeks whilst attempts are made to resolve the matter. The training provider will be notified of any suspension in writing by recorded

letter or email with the suspension period commencing immediately on receipt. The training provider's web entry will be removed from the certification webpage. A courtesy email will also be sent to advise that this course of action is being followed

- During this six-week suspension period, the debtor training provider shall forego benefits of certification and should not promote its training programmes as approved or its trainers as authorised. This should continue until Bild Association of Certified Training has received full payment of the fees due and has confirmed by recorded letter or email that suspension of certification has been lifted. In the event of non-delivery, receipt shall be deemed to be three working days after date of despatch. A courtesy email will also be sent to advise that suspension will be lifted
- Bild Association of Certified Training, as the host organisation, reserves the right to cancel certification without further notice should full payment not be received by the end of the six-week suspension period
- Bild Association of Certified Training, as the host organisation, also reserves the right to cancel certification without further notice should the provider of certificated training be suspended for non-payment of fees for the second time within any three-year period
- In the event that an organisation's certification of its training programmes is cancelled for any reason, any subsequent application made by that training provider will be treated as a new application for certification, subject to the rules at the time
- Bild Association of Certified Training reserves the right to refuse applications from any training provider which has previously had its certification cancelled

In any of the above situations Bild Association of Certified Training reserves the right to refuse a re-application from any training provider or trainer.

### **Termination of certification by training provider**

If the training provider wishes to withdraw from the certification scheme or parts of the certification and terminate certification for the whole or parts of the certification, Bild Association of Certified Training will make the necessary modifications to certification documents and public information within seven days of the notice of termination.

# Intellectual Property Rights Policy

## Introduction

The Bild Association of Certified Training recognises that the protection of intellectual property rights is a concern for organisations. Bild Association of Certified Training recognises that Intellectual Property (IP) often results from significant research, development and necessary risk assessments and therefore has significant value. It is **not** Bild Association of Certified Training responsibility to protect customers' intellectual property rights but Bild Association of Certified Training does recognise its unique position in supporting training organisations to protect their intellectual property. Therefore:

- It is expected that all training organisations applying for Bild Association of Certified Training Certification Scheme respect the intellectual property rights of other organisations. The organisations will be asked to confirm this is the case at several points during the application and certification process including:
  - induction
  - original submission
  - contract
- Where it is suspected an organisation has breached intellectual property rights we reserve the right to inform the organisation we believe owns the IP (and they may in turn chose to take action)
- Where an organisation suspects a breach of intellectual property right against them and brings it to the attention of Bild Association of Certified Training, the scheme manager will consider the evidence and where there is sufficient evidence will decide a course of action which may include, suspending an organisation's application or Certified Status until the matter has been resolved
- Where it is suspected by an assessor that a training organisation applying for certification may be making unlawful use of the programmes, support materials and/or curriculum of another organisation, the application will be suspended until such time as the applicant can demonstrate to the satisfaction of the Bild Association of Certified Training certification scheme manager that:
  - a. The application does not substantially reproduce any copyright materials of another organisation or otherwise make such use of another organisation's intellectual property rights as would be unlawful without permission. **(This may involve forwarding the materials to the suspected originator for comment)**

## OR

- b. That the applicant has the express permission of the organisation to use the suspected material. **Clarification will be sought in writing.**
- Where it can be clearly demonstrated that an infringement of intellectual property rights has occurred, the matter will be reviewed by Bild Association of Certified Training panel or certification manager for consideration who will recommend next steps. This may lead to suspension or removal of certified status for an existing certificated provider or the cancellation of an application for certification, in such circumstances a refund of fees will not be payable
- Bild Association of Certified Training will act responsibly to protect the intellectual property contained within an application.
- Where an organisation takes legal action against another training organisation they may (and have) requested evidence from Bild Association of Certified Training but Bild Association of Certified Training is only obliged to give evidence where required to do so by a court of law

However, Bild Association of Certified Training does not get involved in disputes (defined below) between Certified Training Services, applicants or third parties in relation to any claimed intellectual property rights.

Except for the steps outlined above, Bild Association of Certified Training does not and will not consider the facts or alleged facts of disputes, potential disputes or alleged or actual infringement of intellectual property rights (“Disputes”) or the provenance or ownership of any materials or the content of any materials used by the Training Service who has certified curricula (or an applicant) in and during its assessment of any application. Each application will be judged on its merits alone.

**INDEMNITY:** The parties agree that Bild Association of Certified Training shall not be liable for any cost, demands, proceedings, interest, court fees or any other sums (“Costs”) that may arise directly or indirectly from any Dispute or that Bild Association of Certified Training may suffer or incur in order to defend itself against any claims or allegations in relation to any Dispute and the Certified Training Service shall fully and unconditionally indemnify Bild on demand for any such Costs.

## Definitions

**Copyright:** a property right which gives its owner the exclusive right to use a creative work or authorise its use in certain ways, eg by copying, disseminating or publishing the work. Copyright does not have to be registered. It is initially owned by the creator (“author”) of the work or

their employer, and may be passed to others through inheritance, sale or transfer. Copyright normally lasts for the creator's lifetime plus 70 years, although this is subject to many exceptions.

**Database right:** the exclusive right of the owner to extract and re-use all or a substantial part of the contents of a database, regardless of whether the database or its contents are protected by copyright. A database is a collection of works, data or materials (in any format) which are arranged in a systematic or methodical way and are accessible by electronic or other means. Database right is owned by the maker of the database or their employer. The "maker" is the person or organisation which took the initiative in obtaining, verifying, or presenting the contents of the database and assumed the risk of investing in those actions.

**Intellectual property:** the corpus of legal rights which includes copyright, database right, moral rights, patents, trademarks, unregistered design right, registered design right, performers' rights and similar areas.

**Licence:** permission from the owner of intellectual property in a work to use that work in some way which would otherwise be reserved to the owner. The owner retains ownership of the intellectual property in the work. Licences may be exclusive or non-exclusive; an exclusive licence grants the licensee the sole right to use the work in the way specified in the licence for the duration of the licence.

**Moral rights:** personal rights of the author of a work which are distinct from copyright. Moral rights include the right to be identified as the author of a work; the right to object to derogatory treatment of the work; and the right not to be falsely identified as the author. These rights are limited where the initial owner of copyright in a work is the author's employer. Unless waived, moral rights are retained by the author even if the author no longer owns copyright.

**Registered design right:** the appearance of the whole or part of a product resulting from the features of the lines, contours, colours, shape, texture or materials of the product or its ornamentation can be registered as a registered design. The product must be an industrial or handicraft item. Registered designs are protected for up to 25 years. Where the design was produced by an employee in the course of their employment, the employer is the proprietor of the registered design. Registered design right in commissioned designs belongs to the person or organisation who commissioned the design.

**Sublicence:** where the party granted a licence is allowed to grant further licences ("sublicenses") to other parties to use the intellectual property.

**Trademark:** an exclusive badge of origin for goods or services which has to be registered. Registration can be renewed indefinitely, and gives the owner of the trademark monopoly rights over the mark.

# **Bild Association of Certified Training and the Restraint Reduction Network team information**

## **Restraint Reduction Network**

Director of programme development – Sarah Leitch

## **Bild Association of Certified Training**

Director of operations – Georgina Jones

Certification manager - Glyn Connolly

Lead assessor – Lee Hollins/ Luke Seagrave

Certification scheme coordinator – Dawne Falcus / Charity Foulkes

Email: [info@bildact.org.uk](mailto:info@bildact.org.uk)

## Added value and continuing professional development

A commitment to ongoing continuing professional development (CPD) is vital if practitioners are to maintain safe and effective practice, improve practice and/or develop new skills.

The scheme is committed to supporting the ongoing professional development of training providers and trainers involved in delivering certificated training programmes. To this end the scheme will hold a training event every year that will focus on areas of practice and issues relevant to restraint reduction and restraint minimisation practice. These will be identified by assessors and certification panels across the course of the preceding year. These events will be CPD certified.

Attendance will mean attendees will obtain evidence of CPD points which will count towards continuous professional development requirements.

All training providers who deliver certificated training will be notified of these events.

## UKAS Accreditation

### United Kingdom Accreditation Service

The United Kingdom Accreditation Service (UKAS) is the national accreditation body for the United Kingdom. UKAS is recognised by government to assess against agreed standards organisations that provide certification, testing and inspection services. Accreditation by UKAS demonstrates the competence, impartiality and performance capability of these evaluators. In short, UKAS 'checks the checkers'. UKAS is a non-profit-distributing private company, limited by guarantee. UKAS is independent of government.

UKAS certification provides an assurance of the competence, impartiality and integrity of conformity assessment bodies. UKAS accredited certification, testing, inspection and calibration reduces the need for suppliers to be assessed by each of their customers. Bild Association of Certified Training has achieved accreditation with UKAS.