

Leverton Church of England Academy



Minibus Policy

Statement of intent

Leverton Church of England Academy understands that minibuses are a useful form of transport, and are often required for outings such as educational visits or trips.

The school also understand that safety on the minibus, and the minibus itself , is paramount when travelling. As a result, this policy has been created to provide guidance on the responsibilities and procedures associated with the use of minibuses.

Legal framework

This policy has due regard to all relevant legislation and statutory and non-statutory guidance including, but not limited to, the following:

- Road Traffic Act 1988 (As amended)
- The Motor Vehicles (Driving Licenses) Regulations 1999 (As amended 2015)
- Health and Safety at Work etc. Act 1974
- DfE and Department for Transport (2013) 'Driving school minibuses: advice for schools and local authorities'
- RoSPA (2015) 'Minibus Safety: A Code of Practice'
- GOV.UK (2016) 'Child car seats: the law'
- GOV.UK (2014) 'Seat belts: the law'

This policy operates in conjunction with the following school policies:

- Educational Visits Policy
- Administering Medication Policy
- Behaviour Policy
- Health and Safety Policy
- First Aid Policy

Roles and responsibilities

The School Office Manager is responsible for:

- Ensuring that a full MOT on the school minibus is carried out by the required date.
- Providing appropriate tax and licensing for the minibus.
- Ensuring that the minibus is appropriately insured, and roadside assistance is organised.
- Handling any maintenance reports

The Headteacher is responsible for:

- Ensuring that a second driver is available when appropriate.
- Setting minimum criteria for the minibus driver and ensuring they conform to it.
- Undertaking generic and specific risk assessments.
- Establishing an emergency procedure in the event of accidents and breakdowns.
- Reviewing this policy.

The driver is responsible for:

- Ensuring that they are eligible to drive as per the eligibility requirements outlined in this policy.
- Adhering to all relevant road rules and laws, including driving hours regulations.
- Ensuring that all passengers are wearing seatbelts.
- Conducting additional safety checks on the minibus before leaving.
- Ensuring that the minibus is used for the purpose set out in the insurance policy.

Supervisors (additional adults) are responsible for:

- Taking headcounts when boarding and exiting the minibus to ensure everyone is accounted for.
- Keeping a record of names and contact numbers for pupils travelling in the minibus.
- Ensuring that passengers continue to wear their seatbelts throughout the journey.
- Ensuring that passengers model good levels of behaviour, and responding to any disruption appropriately.
- Ensuring that passengers do not consume food or drink on the minibus, unless pre-agreed.
- Ensuring there is at least one first aider on the minibus.

Passengers are responsible for:

- Following all instructions issued by the driver and supervisor.
- Wearing their seatbelt at all times during the journey.
- Conducting good levels of behaviour, and not distracting the driver.
- Conducting good levels of behaviour towards the driver and other vehicles.
- Keeping all exits clear for the duration of the journey.
- Maintaining the exterior and interior of the vehicle, and ensuring no damage is caused.

Eligibility

A minibus is defined as a motor vehicle with between 9 and 16 passenger seats. It is described as a category D1 vehicle by the Driving Vehicle Licencing Authority (DVLA).

To be eligible to drive a minibus for hire or reward, drivers will hold a full D1 (or D) passenger carrying vehicle (PCV) entitlement. All drivers of the minibus will be between the ages of 21 and 70. Before any individual is permitted to drive the minibus, they are required to provide their driver's licence to the Office Manager, who will record confirmation of this and make a photocopy for school records.

If the headteacher is not satisfied that the driver's licence is sufficient, they will inform the driver that they are not eligible to drive the minibus.

Drivers of the minibus are required to have at least two years' experience as a qualified driver. Drivers with more than three points on their license will not be eligible to drive the minibus, unless agreed by the Headteacher. All drivers are required to be competent and confident, before they are eligible to drive the minibus.

Drivers will also be eligible to drive a minibus if they passed their category B (car) driving test before 1 January 1997, provided the minibus is not being used for hire or reward. In these circumstances, there will be a passenger limit of 16 and no maximum weight restriction on the vehicle. Drivers with a D1 + E entitlement may also tow a trailer weighing up to 750kg.

Drivers will also be eligible to drive a minibus if they passed their category B (car) driving test on or after 1 January 1997, provided the minibus is not being used for hire or reward, and the following conditions are met:

- The driver is over 21 years old and has held a category B (car) driving licence for at least two years
- The minibus is used by a non-commercial body for non-commercial purposes, e.g. school sports team travelling to a fixture
- The driver receives no payment other than the recovery of their out-of-pocket expenses, e.g. fuel and parking costs
- The driver provides the service on a voluntary basis
- The gross vehicle weight of the minibus does not exceed 3.5 tonnes (or 4.25 tonnes if including any specialist equipment to carry disabled passengers)
- The driver does not tow a trailer

Drivers holding a category B (car) licence, obtained on or after 1 January 1997, are eligible to drive any vehicle weighing a maximum of 3.5 tonnes, with a maximum of eight passengers, and with a trailer weighing a maximum of 750kg, e.g. 'Lightweight Minibuses'. Drivers may also apply for a minibus permit, also known as a section 19 permit scheme, via the LA if there is a need to charge passengers.

Drivers holding either a category B (car) licence or a category D1 (101) licence are entitled to drive a minibus operated for hire or reward if they also hold a section 19 permit.

To be eligible for a minibus permit, the following criteria will be satisfied:

- The vehicle carries between 9 and 16 passengers
- The vehicle is being driven for a voluntary organisation that benefits the community
- The minibus service is only available for members of that organisation, and not the general public
- Any charges are requested to cover running costs and not for personal profit
- The driver is 21 or older

Risk assessment

The Headteacher will conduct a risk assessment of the minibus; this will be reviewed annually and in response to any services, or following a breakdown/accident.

The Headteacher will also conduct a generic risk assessment of the minibus service, covering such factors as supervising drivers, parental consent, journey planning, accident procedures etc.

Additional risk assessments will also be completed for specific journeys, inline with the school's Educational Visits Policy.

Procedures

The keys for the minibus are held in the key box in the main School Office. These must be returned to the office on return to school.

The driver of the minibus will ensure that:

- They are legally entitled, and properly insured, to drive the minibus.
- The minibus is well-maintained and legally allowed on the road.
- The minibus has a valid MOT and insurance

A designated member of staff, the Office Manager, will carry out and record a termly maintenance check on the minibus using the 'Maintenance checklist' (Appendix 1). The checklist will also be updated following every service, with details of each of the checks.

The minibus will be cleaned on an annual basis by the Site Manager, or as required after use/an incident.

If there are any concerns regarding the safety or roadworthiness of the minibus, the Headteacher must be informed so they can arrange appropriate action.

If the driver has any serious concern about the roadworthiness or safety of the minibus during the journey, e.g. a flat tyre, a call will be made to the School Office, and the breakdown procedures identified on the risk assessment will be followed.

If the driver notices any minor defects during the journey which do not compromise the safety of the driver or passengers, e.g. one broken windscreen wiper, these can be reported to the Office Manager after the journey.

The minibus will not be used in any situations where cause for concern has been identified by a qualified mechanic.

In addition to the checks, and before beginning the journey the driver will:

- Plan the journey so that it can be completed safely and comfortably in line with the passengers' needs.
- Conduct a visual inspection of the minibus and the pre-drive check list.
- Ensure they are fit and able to drive.
- Conduct a moving break test.
- Ensure that all rubbish is removed and that there is no damage to the inside or outside of the vehicle.
- Ensure that the passengers are aware that they must not consume food and drink on the vehicle.
- Ensure that no passengers embark on the minibus with muddy shoes or damp, dirty clothing.

The driver of the vehicle will plan all routes accordingly, ensuring that the route is suitable and safe for use by minibuses.

Mobile phones are not permitted for use by the driver whilst they are driving the minibus. If the driver must make a call, they will pull over in a safe stopping place to do so. A mobile phone will be carried by at least one member of staff in case of an emergency. The member of staff will have the contact details for all children on the minibus, as well as emergency contacts for the school.

As part of the risk assessment, the school will be aware of the destination, route and expected time of arrival and return for the journey.

Smoking, drinking of alcohol and taking drugs is strictly prohibited by pupils, staff members and the driver at all times whilst on the vehicle.

The driver will ensure that the legal speed limits for minibuses are followed at all times during the journey.

Pupils will be required to maintain good levels of behaviour at all times whilst on the minibus, in line with the school's Behaviour Policy, and will avoid any behaviour that may distract the driver.

Any disruption on the minibus will be dealt with appropriately by the supervisors, and in accordance with the school's Behaviour Policy & Educational Visits Policy.

Health and safety

If a driver is taking any prescribed drugs or medicine that may affect their ability to drive, they are not permitted to drive the minibus, in accordance with the Health and Safety Policy.

In light of the above, if the driver feels unwell before or during the journey and that this may affect their ability to drive, they are not permitted to drive the bus. Another member of staff who holds a relevant license will be available to drive the minibus in such cases. If there is no suitable alternative driver, the trip will be postponed.

Drivers will not drive for longer than two hours without taking a break for at least 15 minutes.

A second driver with a valid license will be available, where possible, to take over driving the minibus during driving breaks, or if the driver is ill.

A first aid kit will always be available on the minibus and will be fully stocked, and at least one member of staff on the minibus will be a qualified first aider. This will align with the First Aid Policy. Additional medication may be taken for pupils with medical conditions, though only staff trained to administer medication will do so, in accordance with the school's Administering Medication Policy.

Seatbelts and seats will be fitted and worn in accordance with relevant seat belt laws. The minibus will also be fitted with child car seats for pupils between 3- and 12-years old, or those under 135cm tall, and in accordance with relevant child car seat laws. Additional seat belts will be fitted for pupils with SEND, for those that require additional postural support.

The driver will instruct all pupils to wear their seatbelts throughout the journey; supervisors will ensure that they continue to do this whilst on the minibus. All members of staff aboard the vehicle will wear their seatbelts at all times.

Passengers will ensure that all emergency exits are clear at all times.

Breakdowns

In the event of a breakdown, the driver will move the vehicle off the road and switch on the hazard warning lights. Passengers will be moved out of the nearside of the vehicle, and as far away from it and other traffic as possible. If it is safer for passengers to remain in the vehicle, e.g. if there is not a safe place outside, the driver and supervisors will assess the situation and decide whether to stay on the minibus.

The driver or a supervisor will contact the relevant breakdown cover company immediately. The driver or a supervisor will contact the school office after arranging a breakdown call out. Contact details for the relevant breakdown cover and insurance provider will always be kept in the glove compartment of the minibus.

If the breakdown occurs on a motorway, the driver or a supervisor will use the roadside emergency telephone, and will provide the police with the breakdown service, the vehicle's location, and if any pupils on board have SEND.

All passengers will be kept together in one group and pupils will be constantly supervised.

If necessary, the driver will seek help, leaving the pupils with the supervisors. If the driver is the only adult present, pupils will not be left alone.

The driver, supervisors and pupils will all wait in the safe place until it is safe to return on the minibus. If passengers are unable to return on the minibus, appropriate transport will be arranged by staff in the school office to collect pupils, supervisors and the driver.

Accidents

An emergency procedure will be established by the Headteacher prior to beginning the journey, and a copy will be kept inside the glove compartment in the minibus. The emergency procedure will be communicated to the driver and all supervisors on the journey, to ensure they are fully aware of the process to be followed.

In the event of an accident, emergency services will be contacted immediately and supervisors will remain with pupils at all times. The driver or a supervisor will contact the school office as soon as possible after calling the emergency services.

All passengers will remain at the scene of the accident in a safe place until the emergency services and any additional transport has arrived.

If injuries are sustained, the names of those involved will be reported to the school office and an accident log will be completed upon return to the premises. If no injuries are sustained and the vehicle is not damaged, the driver will ensure that the vehicle is roadworthy and safe before continuing the journey. An accident log will be completed upon return to the school.

Monitoring and review

This policy will be reviewed every three years, or in line with any changes or updates.

This policy will be reviewed in response to any incidents or accidents that occur.

Any changes made to this policy will be communicated to all members of staff.

All drivers and supervisors are required to familiarise themselves with the procedures in this policy when planning a journey.