

# COLWICH PARISH COUNCIL



## PD041 COMPLAINTS PROCEDURE POLICY

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## COMPLAINTS PROCEDURE

# Complaints Procedure Policy – PD041

### Revision history

**This document was originally written by:**

Name	Position	Date
Michael Lennon	Clerk	

**This document version was reviewed by:**

**This document version was approved by:**

Full Council	July 2024
Chairman of Council	Wendy Plant

**Document Review Schedule:**

Next Mandatory Review by:	July 2025
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### Revision History

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1		PD007-01	Initial Issue	NA
2	Sept 2018	PD007-02	Annual review	1,2,3
3	Dec 2018	PD007-03	New Chairman	None
4	12/2019	PD007-04	Annual review	None
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6	10/2022	PD007-06	Annual Review	None
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8	07/2024	PD041-08	New numbering system. New Committee.	All

# COMPLAINTS PROCEDURE

## Contents

1	Scope of this Policy .....	4
2	Handling of Complaints .....	5
3	At the Full Council Meeting.....	5
4	After the Meeting. ....	6
5	Further Information .....	7

## COMPLAINTS PROCEDURE

### 1 Scope of this Policy

- 1.1 The Local Government Ombudsman has no jurisdiction over Colwich Parish Council.
- 1.2 Colwich Parish Council is committed to providing a quality service for the benefit of the people who live or work or are visitors in its area. If you are dissatisfied with the standard of service you have received from the Council, or are unhappy about an action or lack of action by the Council, this Complaints Procedure sets out how you may complain to the Council and how we shall try to resolve your complaint.
- 1.3 This Complaints Procedure applies to complaints about council administration and procedures and may include complaints about how council officials have dealt with your concerns.
- 1.4 It is to be noted that:
  - 1.4.1 Complaints about officials will be dealt with by the Council's internal disciplinary procedures as appropriate to the contract of employment relating to the individual.
  - 1.4.2 If your complaint is one regarding a Councillor please read the Code of Conduct for Councillors adopted by Colwich Parish Council. Then either put your complaint in writing or speak to:

The Monitoring Officer  
The Standards Committee of the Stafford Borough Council  
Civic Centre  
Riverside  
STAFFORD ST16 3AQ  
Telephone No: 01785 619204

- 1.5 The following procedure has been adopted for those complaints that cannot be satisfied by the Chief Officer, any other Officer of the Council or the Chairman of the Complaints Council. The procedure only applies to Complaints against the procedures, policies or practices of the Council.
- 1.6 If the complaint relates to issues which have already been addressed by Council then you will receive information from the files regarding the matter.
- 1.7 If your complaint relates to a matter not presented to Council before then it will be dealt with under Section 2 "Handling of Complaints" details of which are included in this document.
- 1.8 This Complaints Procedure does not apply to:
  - 1.8.1 Complaints by one council official against another council official, or between a council official and the Council as employer. These matters are dealt with under the council's disciplinary and grievance procedures detailed within the Council's Staff Handbook.
  - 1.8.2 Complaints against councillors. Complaints against councillors are covered by the adopted Code of Conduct for Councillors. If a complaint against a councillor is received by the Council, it will be referred to the Monitoring Officer of Stafford Borough Council as in 1.4.2 above.
- 1.9 The appropriate time for influencing Council decision-making is by raising your concerns before the Council debates and votes on a matter. You may do this by

## **COMPLAINTS PROCEDURE**

writing to the Council in advance of the meeting at which the item is to be discussed. There is also the opportunity to raise your concerns in the public participation section of Council meetings. If you are unhappy with a Council decision, you may raise your concerns with the Council, but Standing Orders prevent the Council from re-opening issues for six months from the date of the decision, unless there are exceptional grounds to consider this necessary and the process set out in Standing Orders 11.1 and 11.2 is followed.

- 1.10** You may make your complaint about the Council's procedures or administration to the Chief Officer. You may do this by writing to or emailing the Chief Officer who will normally acknowledge your complaint within five working days.
- 1.11** If you do not wish to report your complaint to the Chief Officer, you may make your complaint directly to the Chairman of the Complaints Committee who will report your complaint at the next Full Council meeting or call an extraordinary Complaints Committee meeting as appropriate.
- 1.12** The Chief Officer or the Council will investigate each complaint, obtaining further information as necessary from you and/or from officials or members of the Council.
- 1.13** The Chief Officer or the Chairman of the Complaints Council will notify you within 20 working days of the outcome of your complaint and of what action (if any) the Council proposes to take as a result of your complaint. (In exceptional cases the twenty working days timescale may have to be extended. If it is, you will be kept informed.)

## **2 Handling of Complaints**

- 2.1** Prior to the Complaints Committee meeting at which your complaint is due for consideration you will have been asked to place your complaint in writing to either the Chief Officer (1.10 above) or to the Chairman of the Committee (1.11 above). The Complaint will need to be registered into the Council's mailing procedures.
- 2.2** The Chief Officer will acknowledge receipt of the complaint and advise the complainant when the matter will be dealt with.
- 2.3** You will be advised whether your complaint will be considered by the Complaints Committee, convened for that purpose only, or Full Council.
- 2.4** You will be invited to attend the relevant meeting and you may bring a representative with you if you wish.
- 2.5** You will provide Council with copy documents or other evidence which you wish to be considered as part of the complaint procedure. Any such documents/evidence should be forwarded to the Chief Officer, seven working days prior to the meeting date.
- 2.6** If Council have any documents/evidence they wish to be considered as part of the complaints procedure you will have received copies within the same time scale.
- 2.7** At all times you will be kept informed of Council's procedures and may contact the Parish Office to ascertain the progress on your complaint prior to it being presented to Council or Council's Complaints Committee for attention.

## **3 At the Complaints Meeting.**

- 3.1** Sufficient time will be allocated on the meeting agenda to ensure that all parties are able to present all documents/evidence and ask any questions relating to the matter.

## **COMPLAINTS PROCEDURE**

- 3.2** The Complaints Committee/Council will consider whether the matter should be dealt with under “Confidential” and whether the Public and Press should be excluded from the meeting while the item is discussed. Any decision, however, made on the complaint will be announced in open session.
- 3.3** The Chairman of the Committee/Parish Council will introduce all parties and explain the procedure.
- 3.4** You (or your representative) will be asked to provide an outline of your grounds for complaint.
- 3.5** Committee/Council members will be given time to ask you any questions.
- 3.6** Either the Chief Officer or other Officer of the Council will explain the Council's position, if relevant.
- 3.7** Committee/Council members will be given the opportunity to ask the Chief Officer or other officer of the council any relevant questions.
- 3.8** You and either the Chief Officer or other officer of the Council will be given a final opportunity to add anything other to the discussion thus far in the proceedings. Order of opportunity to speak: Chief Officer, other officer of the Council, complainant (you or your representative)
- 3.9** The Chief Officer or other Officer of the Council along with you and your representative will be asked to leave the room while the matter is considered, and committee/council members decide whether or not the grounds for complaint have been met.
- 3.10** If any further information or points of clarification are required all parties mentioned in note 3.9 above will be invited back into the room.
- 3.11** The Chief Officer, other Officer of the Council and the complainant (you and your representative) will return to the room to hear any decision or to be advised when a decision will be made.

## **4 After the Meeting.**

- 4.1** You will receive written confirmation of the decision. This will be forwarded within seven working days of the decision being made and will include details of any action to be taken.
- 4.2** Should the complainant be not satisfied with the decision of the Complaints Committee, should the case be considered by that Committee in the first instance, then they will be advised of their right to have the matter heard by the Full Council.
- 4.3** The hearing procedure at the second meeting will be the same as the first, with the addition that:
  - 4.3.1** The Chairman of the Complaints Committee will be added to points 3.6; 3.7; 3.8 and 3.11 above.
  - 4.3.2** All members of the Complaints Committee, who attended the original meeting, will be asked to leave the room whilst the remaining members of the Full Council decide whether the grounds for complaint have been met.
- 4.4** The decision of the Full Council will be final and there is no route of appeal.

## COMPLAINTS PROCEDURE

### 5 Further Information

- 5.1 If this document does not provide you with all the information you require please contact:

Revd Mr Michael Lennon, FSLCC  
Chief Officer,  
Colwich Parish Council  
The Parish Office  
St. Mary's Road  
Little Haywood  
STAFFORD  
ST18 OTX

07378 145397 or email: [clerk@colwichparishcouncil.gov.uk](mailto:clerk@colwichparishcouncil.gov.uk)

<b>SIGNED</b>	
COUNCILLOR WENDY PLANT PARISH COUNCIL CHAIRMAN	