



# Complaints Policy

<b>Status:</b>	Statutory
<b>Designated Committee:</b>	Finance & Resources
<b>Date Approved:</b>	Summer 2021
<b>Date of Next Review:</b>	Summer 2024

## **Policy for Hearing and Dealing with Complaints**

### **Introduction**

The policy is the model policy from the Local Authority – Model Complaints Policy August 2014 – and is adopted by the Governing Body.

This policy will be reviewed every three years or on major changes advised to the LA Model Policy.

This school is committed to working in close partnership with all members of the school community. The school places great value on the role which parents and carers can play in supporting children's learning. Staff and governors actively encourage a positive relationship between the school and the families of children who attend the school.

If, at any time, a member of the school community has a concern about an aspect of life at the school, the concern will be dealt with by the school as quickly, sympathetically and effectively as possible. It is hoped that most concerns will be settled amicably at this stage.

However, if there is a continuing concern, this can be directed through the formal stages as outlined in the school's complaints procedure, detailed on the following pages.

To enable a proper investigation, concerns or complaints should be brought to the attention of the school as soon as possible.

## **School Complaints Procedure**

It is in everyone's interest that complaints are resolved at the earliest possible stage. The experience of the first contact between the complainant and the school can be crucial in determining whether the complaint will escalate. To this end all staff and governors are aware of the procedure to be followed if a complaint is raised. Also, whilst not wishing to encourage complaints, complainants should note that they have a duty to raise a matter as soon as conveniently possible. It can then be investigated more effectively whilst information is fresh in the minds of all parties.

The school operates a 4 stage complaints procedure. If the complaint concerns the conduct of the headteacher it will be dealt with in accordance with Stage 3.

### **Stage 1: Complaint heard by staff member**

In the first instance, it is hoped that the complainant will be able to discuss the issue with the member of staff concerned.

The school will respect the views of a complainant who indicates that he/she would have difficulty discussing the complaint with a particular member of staff. In these cases, the complainant should refer the complaint to the headteacher, who will refer it to another member of staff.

Similarly, if the member of staff directly involved feels too compromised to deal with the complaint, the complaint will be referred to another member of staff via the headteacher. The member of staff will consider the complaint objectively and impartially.

If the first approach is made to a governor, they will refer the issue and the complainant to the appropriate person and advise the complainant of the procedure. Governors will not act unilaterally outside the formal procedure or be involved at the early stages in case they are needed to sit on a panel at a later stage of the process.

### **Stage 2: Complaint heard by the headteacher**

The complainant may be dissatisfied with the way the complaint was handled at Stage 1, and/or wish to pursue their initial complaint. If so, the complainant should submit the complaint in writing, to the headteacher, within 10 school days of Stage 1 being concluded. A copy of the complaint form is attached to this procedure.

The headteacher will acknowledge receipt of the complaint within 5 school days.

The headteacher should meet with the complainant to clarify details of their concerns, the resolution that is being sought and agree a timescale for response. The headteacher will investigate the complaint further and make every effort to resolve the issue. On conclusion of the investigation the headteacher will write to the complainant summarising the outcome reached and the process for appeal.

The headteacher may delegate the task of collating information concerning the complaint to another staff member, but not the decision, nor the action to be taken.

If the complaint is wholly or mainly about the headteacher the complaint will be considered in accordance with Stage 3 of the procedure described below.

### **Stage 3: Complaint heard by the chair of governors**

If the complaint cannot be resolved at Stage 2 or the complaint concerns the conduct of the headteacher the complainant may take their complaint to the chair of governors.

The complainant will need to write to the chair of governors, care of the school, within 10 school days of the date of the letter notifying them of the outcome of Stage 2. The complainant should provide a copy of the written complaint, a copy of the headteacher's letter concluding Stage 2 and give details in writing of why they are not satisfied with the outcome.

The chair of governors will acknowledge receipt of the complaint within 5 school days and provide a timescale for response.

The chair will investigate the complaint and make every effort to resolve the issue, having met with the complainant (if unsure of further information is necessary) and the headteacher. On conclusion of the investigation the chair of governors will write to the complainant summarising the outcome reached and the process for appeal. The complaint will move on to Stage 4 if the complainant remains dissatisfied by the outcome.

#### **Stage 4: Complaint heard by the governing body Complaints Appeal Panel**

The complainant needs to write to the chair of governors within 10 school days of the date of the letter notifying them of the outcome of Stage 3, notifying that they wish their complaint to be heard by the complaints appeal panel. The chair, or a nominated governor, will convene a governing body complaints appeal panel.

The governors' appeal panel hearing is the last school based stage of the complaints process and is not convened to merely rubber stamp previous decisions. Individual complaints will not be heard by the whole governing body at any stage as this could compromise the impartiality of any panel set up for a disciplinary hearing against a member of staff following a serious complaint.

The governing body will nominate 3 governors to have delegated powers to hear the complaint at this stage. These governors should have no previous knowledge of the complaint. The panel will choose their own chair.

The remit of the Complaints Appeal Panel is to:

- dismiss the complaint in whole or in part;
- uphold the complaint in whole or in part;
- decide on the appropriate action to be taken to resolve the complaint;
- recommend changes to the school's systems or procedures to ensure that problems of a similar nature do not recur.

The complainant will be notified in writing of the panel's decision, usually within 5 days. The letter will confirm the end of the school's and governing body's involvement with the complaint and explain any further rights of appeal. The complainant should be advised that the local authority has no role unless the complaint relates to a service provided by the local authority.

#### **Complaints made directly to Governors prior to any of the previous stages**

Governors are the strategic part of the organisation and duties for the day-to-day running of the school are delegated to the Headteacher.

Governors' involvement in complaints will happen only at the point that the initial stages have been worked through with unsuccessful resolution and in accordance with this policy. Governors will, therefore, not engage in dialogue or seek further clarification of the details of any complaint brought directly to them but refer this to the school.

If the first approach is made to a Governor on a school complaint matter, they will refer the issue and the complainant to the appropriate person and advise the complainant of the procedure in this policy. Governors will not act unilaterally outside the formal procedure or be involved at the early stages as they may be invited to sit on a panel at a later stage of the process.

## **Vexatious complaints**

In situations where parents/carers or members of the community become persistent complainants that use the complaints process unreasonably, for example by sending excessive correspondence, making unreasonable demands or seeking to pursue complaints that have reached the end of the complaints process, All Saints CE Primary will treat these complainants as vexatious and may refuse any form of contact. No further action will be taken regarding the complaint.

## **What does the school expect of any person wishing to raise a concern?**

The school expects anyone who wishes to raise concerns with the school to:

- treat all members of the school community with courtesy and respect;
- respect the needs of pupils and staff within the school;
- avoid the use of violence, or threats of violence, towards people or property;
- recognise the time constraints under which members of staff in schools work and allow the school a reasonable time to respond to a complaint;
- follow the school's complaints procedure
- maintain discretion and confidentiality about the complaint particularly where that involves other children or staff members

## **Monitoring and review**

Governors monitor the complaints procedure, in order to ensure that all complaints are handled properly. The Headteacher and Chair log complaints received by the school and records how they were resolved. Governors examine the log of formal complaints on an annual basis and the Chair and Headteacher discuss any informal/potentially formal (stage 2) complaints during their HT/Chair meetings.

# Complaint Form for All Saints CE Primary School

Complainant's Name:	
Child's Name:	
Complainant's Relationship to pupil:	
Address of Complainant:	
Post Code:	Daytime Tel:
Mobile:	E-mail:
<b>Please give details of your complaint:</b>	
<b>What action, if any, have you already taken to try and resolve your complaint. (Who did you speak to, when and what was the response?):</b>	

**What actions do you feel might resolve the problem at this stage?**

**Are you attaching any paperwork? If so, please give details.**

**Signed:**

**Date:**

**Official Use:**

**Date acknowledgement sent:**

**By who:**

**Complaint referred to:**

**Date:**