

ELLINGHAM, HARBRIDGE & IBSLEY PARISH COUNCIL COMPLAINTS PROCEDURE

1. Introduction

1.1 The complaints procedure is for all complaints to the Council, whether these are minor, serious, informal or formal and apply to all services provided by the Council.

1.2 Separate arrangements as prescribed by law are in place in respect of Councillors. These arrangements are referred to at paragraph 7 below)

1.3 The Council believes that complaints can provide useful information and feedback on the quality of our services, procedures and practices. The effective handling of complaints will help us to improve the services provided on behalf of residents, visitors and those working within the town.

2. Aim

2.1 The aim is to swiftly investigate all complaints in an impartial manner and to find a solution locally, whenever possible, to the satisfaction of both the complainant and the Council.

3. Definition Of Complaints

3.1 People's perceptions differ widely. It is therefore very difficult to give a precise definition of a complaint. However, for our purposes, a complaint is 'an expression of dissatisfaction about a service undertaken by Ellingham, Harbridge & Ibsley Parish Council or any of its employees'

3.2 More specifically, a complaint is where:-

- The Council has not done something it has a duty to do or normally does;
- The Council has done something it has no right to do or does not normally do as a matter of established practice;
- The conduct or behaviour of an employee is unsatisfactory;
- The established levels of service delivery are not reached;
- A person does not understand or is not informed of why or how a situation arose or exists;•

An adopted and known procedure is not followed;

- Maladministration is alleged.

4. What To Do If You Have A Complaint

4.1 The first priority is to raise the issue with the Parish Council. To do this, please contact the Parish Clerk, who is the officer responsible for dealing with these matters, as quickly as possible.

4.2 Your complaint should be made by telephone, email, or in writing, giving names and addresses and relevant dates with as much information as possible. The appropriate details for contacting the Parish Clerk are on the website, or by email to clerk@ehipcmail.co.uk

4.3 In many cases, it will be possible for an issue to be dealt with straight away and the source of the complaint resolved immediately.

4.4 For more complex issues, it is much better to put these in writing so that a thorough investigation can be undertaken. Investigations will be dealt with as quickly as possible and under normal circumstances you should get a written response within 15 working days.

4.5 If the complaint involves the Parish Clerk personally, the complainant should address the complaint direct to the Chairman of the Parish Council

5. Putting Things Right

5.1 If following the investigation into the complaint the Council is found to be at fault, every effort will be made to resolve the complaint to the satisfaction of the complainant.

5.2 Where subsequent actions or simply the passage of time prevents restitution, other actions may be appropriate which may include a local settlement. A local settlement is defined as action taken to restore a complainant to a situation he or she would have been in if the fault had not occurred.

5.3 When considering a local settlement, the remedy will need to be appropriate to the injustice and may be reduced where a complainant has contributed to the injustice suffered.

6. What If You Are Not Satisfied

6.1 Unlike for District or County Councils, there is currently no external agency or government body which can investigate a complaint if you are not satisfied with the initial consideration of your complaint. However, if you are not satisfied with action taken by the Parish Clerk, you should write to the Chairman at our address. They will review the complaint, and all of the paperwork relating thereto, and if he believes it appropriate will submit the complaint to a Committee of the Council for consideration.

6.2 In order to preserve any confidentiality issues, the Committee of the Council will normally deal with your complaint in private session and your details will not therefore be released publicly.

7. What If I Have a Complaint About the Behaviour of a Particular Councillor (or Councillors)

7.1 Councillors are required to observe a 'Code of Conduct'. If you feel a Councillor has broken any of the rules in the Code of Conduct, you can complain to New Forest District Council's Monitoring Officer. Details of how to make a complaint can be found on the District Council's website:

<http://www.newforest.gov.uk/article/1649/Complaints-against-a-Councillor>

What Type Of Behaviour Is Covered By The Code Of Conduct

8.1 Broadly, the Code requires Councillors:-

- Not to discriminate unlawfully;
- To treat others with respect;
- Not to do anything to compromise the impartiality of Council employees;
- Not to disclose confidential information;
- Not to stop anyone gaining access to information they are entitled to;
- Not to conduct themselves so as to bring their office or the Council into disrepute;
- Not to use their position to improperly secure an advantage, or disadvantage, for anyone;
- Not to use the Council's resources for unauthorised political purposes;
- To declare any personal or prejudicial interest in any matter that comes before the Council and, if appropriate, not to take part in the decision. Where the interest declared is deemed to be prejudicial, Councillors are not permitted to take part in the decision on that matter;
- To register certain financial and other interests

8.2 A full copy of the Code of Conduct is available on the Council's website at:
www.ehiparishcouncil.org.uk