



Complaints Procedure for Hendrefoilan Primary School

Introduction

Hendrefoilan Primary School is committed to dealing effectively with complaints. We aim to clarify any issues about which you are not sure. If possible, we will put right any mistakes we have made and we will apologise. We aim to learn from mistakes and use that experience to improve what we do.

Our definition of a complaint is 'an expression of dissatisfaction in relation to the school or a member of its staff that requires a response from the school.'

Separate procedures are in place for concerns of the following nature:

- The Curriculum.
- Additional Learning Needs.
- Religion Values and Ethics and Relationships and Sexuality Education.
- Admissions.
- Exclusions.
- Staff Grievance.
- Teacher Capability.
- Staff Disciplinary.
- Child Protection and Safeguarding.

This complaints procedure supports our commitment and is a way of ensuring that anyone with an interest in the school can raise a concern, with confidence that it will be heard and, if well-founded, addressed in an appropriate and timely fashion.

When to use this procedure

When you have a concern or make a complaint, we will usually respond in the way we explain below. Sometimes you might be concerned about matters that are not decided by the school, in which case we will tell you who to complain to. At other times you may be concerned about matters that are handled by other procedures, in which case we will explain to you how your concern will be dealt with.

If your concern or complaint is about another body as well as the school (for example the Local Authority) we will work with them to decide how to handle your concern.

Have you asked us yet?

If you are approaching us for the first time you should give us a chance to respond. Most concerns can be settled quickly just by speaking to the relevant person in school, without the need to use a formal procedure. If you are not happy with our response then you may make your complaint using the procedure we describe below.

What we expect from you

We believe that all complainants have a right to be heard, understood, and respected. But school staff and governors have the same right. We expect you to be polite and courteous. We will not tolerate aggressive, abusive, or unreasonable behaviour. We will also not tolerate unreasonable demands or unreasonable persistence or vexatious complaining (see Appendix A).

Our approach to answering your concern or complaint

- We will consider all your concerns and complaints in an open and fair way.
- At all times, the school will respect the rights and feelings of all those involved and make every effort to protect confidential information.
- Timescales for dealing with your concerns or complaints may need to be extended following discussion with you.
- We may ask for advice from the local authority where appropriate.
- Some types of concern or complaint may raise issues that have to be dealt with in another way (other than this complaints policy), in which case we will explain why this is so, and will tell you what steps will be taken. Examples of these concerns are listed in the introduction
- The governing body will keep the records of documents used to investigate your concern or complaint for seven years after it has been dealt with. Records will be kept in school and reviewed by the governing body after seven years to decide if they need to be kept for longer.
- Complaints that are made anonymously will be recorded but investigation will be at the discretion of the school depending on the nature of the complaint.
- Where complaints are considered to have been made only to cause harm or offence to individuals or the school, the governing body will ensure that records are kept of the investigations that are made and what actions are taken, including the reasons for 'no action.'

Answering your concern or complaint

There are up to three Stages: A, B and C. Most complaints can be resolved at Stages A or B. You can bring a relative or companion to support you at any time

during the process but you will be expected to speak for yourself. However, we recognise that when the complainant is a pupil it is reasonable for the companion to speak on their behalf and/or to advise the pupil.

As far as possible, your concern or complaint will be dealt with on a confidential basis. However, there could be occasions when the person dealing with your concern or complaint will need to consider whether anyone else within the school needs to know about your concern or complaint, to address it appropriately.

If you are a pupil under 16 and wish to raise a concern or bring a complaint, we will ask for your permission before we involve your parent(s) or carer(s). If you are a pupil under 16 and are involved in a complaint in any other way, we may ask your parent(s) or carer(s) to become involved and attend any discussion or interview with you.

Stage A

If you have a concern, you can often resolve it quickly by talking to a teacher or Headteacher. You should raise your concern as soon as you can; normally we would expect you to raise your issue within 10 school days of any incident. The longer you leave it the harder it might be for those involved to deal with it effectively.

If you are a pupil, you can raise your concerns with your school council representative, form tutor or a teacher chosen to deal with pupil concerns (as appropriate for the school). This will not stop you, later, from raising a complaint if you feel that the issue(s) you have raised have not been dealt with properly. The person designated to deal with pupil complaints is Mrs. Aimee Field/in her absence Mrs Rebecca Wisby.

We will try to let you know what we have done or are doing about your concern normally within 10 school days, but if this is not possible, we will talk to you and agree a revised timescale with you.

The person overseeing your concern or complaint will keep you informed of the progress being made. This person will also keep a log of the concern for future reference.

Stage B

In most cases, we would expect that your concern is resolved informally. If you feel that your initial concern has not been dealt with appropriately you should put your complaint in writing to the Headteacher. You can address your complaint to the main school office clearly marking it "FAO the Headteacher, private and confidential".

We would expect you to aim to do this within five school days of receiving a response to your concern as it is in everyone's interest to resolve a complaint as soon as possible.

If your complaint is about the Headteacher, you should put your complaint in writing to the chair of governors, addressed to the school, clearly marking it “FAO of the clerk/chair of governors, private and confidential”

The Headteacher (or Chair of Governors if the complaint is about the Headteacher) will invite you to discuss your complaint at a meeting. Timescales for dealing with your complaint will be agreed with you. We will aim to have a meeting with you and to explain what will happen, normally within 10 school days of receiving your letter. The Headteacher (or Chair of Governors if the complaint is about the Headteacher) will complete the investigation and will let you know the outcome in writing within 10 school days of completion.

Stage C

It is rare that a complaint will progress any further. However, if you still feel that your complaint has not been dealt with fairly, you should write, through the school's address, to the chair of governors setting out your reasons for asking the governing body's complaints committee to consider your complaint. You may be asked to clarify, in writing, a summary of your complaint.

We will let you know how the complaint will be dealt with and will send a letter to confirm this. The complaints committee will normally have a meeting with you within 15 school days of receiving your letter.

The letter will also tell you when all the evidence and documentation to be considered by the complaints committee must be received. Everyone involved will see the evidence and documentation before the meeting, while ensuring that people's rights to privacy of information are protected. The letter will also record what we have agreed with you about when and where the meeting will take place and what will happen. The timescale may need to be changed, to allow for the availability of people, the gathering of evidence or seeking advice. In this case, the person dealing with the complaint will agree a new meeting date with you.

Normally, to deal with the complaint as quickly as possible, the complaints committee will not reschedule the meeting more than once. If you ask to reschedule the meeting more than once, the committee may think it reasonable to decide on the complaint in your absence to avoid unnecessary delays.

We will write to you within 10 school days of the meeting explaining the outcome of the governing body's complaints committee's consideration.

We will keep records of all conversations and discussions for the purpose of future reference and review by the full governing body. These records will be kept for a minimum of seven years.

The Governing body's complaints committee is the final arbiter of complaints i.e., there will be no appeal to the outcome.

Special circumstances

Where a complaint is made about any of the following the complaints procedure will be applied differently.

- **A Governor or group of Governors.** The concern or complaint will be referred to the chair of governors for investigation. The chair may alternatively delegate the matter to another governor for investigation. Stage B onwards of the complaint's procedure will apply.
- **The chair of Governors or Headteacher and Chair of Governors.** The vice chair of governors will be informed and will investigate it or may delegate it to another governor. Stage B onwards of the complaints procedure will apply.
- **Both the Chair of Governors and Vice Chair of Governors.** The complaint will be referred to the clerk to the governing body who will inform the chair of the complaints committee. Stage C of the complaints procedure will then apply.
- **The whole Governing body.** The complaint will be referred to the clerk to the governing body who will inform the Headteacher, chair of governors, local authority and, where appropriate, the diocesan authority. The authorities will usually agree arrangements with the governing body for independent investigation of the complaint.
- **The Headteacher.** The concern or complaint will be referred to the chair of governors who will undertake the investigation or may delegate it to another governor. Stage B onwards of the complaints procedure will apply. In all cases the school and governing body will ensure that complaints are dealt with in an unbiased, open, and fair way.

Our commitment to you

We will take your concerns and complaints seriously and, where we have made mistakes, will try to learn from them. If you need help to make your concerns known we will try and assist you. If you are a young person and need extra assistance the Welsh Government has established MEIC which is a national advocacy and advice helpline for children and young people. Advice and support can also be accessed from the Children's Commissioner for Wales.

Appendix A

Parents/Carers and Members of the Public Expectations of the School

Parents/carers/members of the public who raise either informal or formal issues or complaints with the School can expect the School to:

- (a) communicate regularly to parents/carers in writing;
 - how and when problems can be raised with the School; and
 - the existence of the School's complaints procedure; and
 - the existence of the Persistent Complaints/Harassment Policy;

- (b) respond within a reasonable time;
- (c) be available for consultation within reasonable time limits bearing in mind the needs of the pupils/students within the school and the nature of the complaint;
- (d) respond with courtesy and respect;
- (e) attempt to resolve problems using reasonable means in line with the School's Complaints Policy, other policies, and practices e.g., Restorative Practice and in line with guidance and advice from the City and County of Swansea, the Welsh Government and/or other appropriate sources of professional advice and guidance;
- (f) Keep complainants informed of progress towards a resolution of the issues raised.

The School's Expectations of Parents/Carers/Members of the Public

The School will expect parents/carers/members of the public who wish To raise problems with the School to:

- (a) treat all school staff with courtesy and respect;
- (b) respect the needs and well-being of pupils and staff within the School;
- (c) avoid any use, or threatened use, of violence to people or property;
- (d) avoid any aggression or verbal abuse;
- (e) recognise the time constraints under which members of staff in schools work and allow the School a reasonable time to respond;
- (f) recognise that resolving a specific problem can sometimes take some time;
- (g) (In the case of a complaint) follow the School's complaints procedure.