

# Customer Feedback Policy



<b>Title:</b> Customer Feedback Policy	<b>Approved:</b> 30/12/2022	<b>Effective from:</b> 01/01/2023	<b>Next review:</b> 01/09/2024
<b>Version:</b> 4	<b>Author:</b> Kerry Spiers		<b>Last review:</b> September 2022
<b>Date of change</b> September 2022	<b>Review / amendment comments</b> Updated to include Housing Ombudsman changes to complaint handing code.		
September 2022	Change of postal address.		
December 2022	Changed from process to policy		
December 2022	Criteria – what is not a complaint expanded		
January 2024	8 weeks and designated person information removed from Housing Ombudsman details		
April 2024	Wording changes due to Ombudsman new complaint codes		

## We welcome your feedback

We are committed to providing high quality services and we welcome your feedback on how we are performing.

Our staff take great pride in their work and we love hearing from customers who have received excellent service.

We always try to get things right first time, but we recognise that sometimes things can go wrong and if they do, we want to know, so we can put them right and learn from any mistakes.

This policy explains how you can make a compliment, comment or complaint and how we will investigate it and respond back to you.

This policy and the relevant Ombudsman complaint handling codes can be found on our website: <https://www.nwleics.gov.uk/>. If you require this policy in a different format, please contact Customer Services on 01530 454545.

## Complaints

### What is a complaint?

We consider a complaint to be *'an expression of dissatisfaction, however made, about the standard of service, actions, or lack of action by the organisation, its own staff, or those acting on its behalf affecting an individual/resident or a group of individuals/residents'*. We will always encourage you to resolve your problems directly with the relevant service area before making a complaint, as this is most often the quickest way of resolving problems when they occur.

Please use our complaints process if you think the Council has not:

- Provided the standard or quality of service promised.
- Followed our own policies.
- Responded promptly to your enquiry or request for service.
- Treated you fairly.
- Treated you with courtesy.

If you make a complaint to the Council, we will investigate and respond using the procedure set out in this document. We promise to deal with your complaint promptly, courteously and fairly.

When dealing with complaints, the Council works in line with the Local Government Ombudsmen's (December 2018) six principles of good administration:

1. Getting it right....
2. Being service user focused...
3. Being open and accountable...
4. Acting fairly and proportionately...
5. Putting things right ...
6. Seeking continuous improvement...

If you would prefer us not to investigate and respond, you can still make a comment on our services, which we will feed back to the relevant manager. Feedback via our social media channels will need to be submitted through the established routes below.

The Council also recognises that sometimes serious dissatisfaction with our services may be expressed informally. In these cases, due to the nature of the service failure, the Council itself may choose to invoke the complaints procedure, to ensure that the issue is properly investigated, resolved and that lessons learned are captured.

## **Not a complaint?**

Sometimes the complaint process is not the most appropriate route to address your concern. If this is the case, we will contact you to explain why, and which other processes are open to you. Examples of issues that we cannot address through our complaints process include, but are not limited to:

- When you first report a fault or problem (e.g. reporting a bin has not been collected or a leaking roof in a Council-owned property). This will be dealt with and recorded as a Request for Service.

- A matter which occurred over twelve months ago unless there are exceptional circumstances to why you are making the complaint outside this timeframe.
- When you have concerns about an issue in the District, such as a noise or public nuisance – these should be directed to our Environmental Protection team who will investigate and may need to take enforcement action.
- If you are making objections regarding a Planning application, these should be via our [planning portal](#). Objections to a planning application will not be considered as part of the complaints policy.
- The correct application of the law or a Council Policy, or to matters for which there is another right of appeal. Sometimes you may have a statutory right of appeal against a decision that has been made for example Issues for which statutory appeal bodies or tribunals have been established, for example, The Appeals Service (for Benefit appeals), The Planning Inspectorate (for Planning appeals).
- Complaints which amount to a disagreement with the Council about its decision rather than the way the decision has been administered (e.g. the Council Tax banding or the allocating of council properties in accordance with its allocation policy).
- Complaints regarding a decision made by the Council when exercising its regulatory powers (e.g. licensing, serving notices) or undertaking its statutory duties (e.g. making a decision on a homelessness claim) unless the complaint relates to the way the matter has been administered.
- Matters in which legal proceedings have started (legal proceedings are considered to be started when details of the claim, such as the Claim Form and Particulars of Claim, have been filed at court).
- Complaints which amount to a disagreement with or refusal to accept a rule of law which the Council is applying.
- Complaints which constitute an allegation of fraud and/or corruption will need to be dealt with under the [Whistle Blowers Policy](#).
- Complaints about Elected Member's conduct. These are handled by the Monitoring Officer through a separate process [Local Code of Conduct - North West Leicestershire District Council \(nwleics.gov.uk\)](#).
- Complaints which amount to a petition. Whilst the Council welcomes petitions, these are handled by the Council's Democratic Services team under the

Councils' Petition Scheme [Petitions - North West Leicestershire District Council \(nwleics.gov.uk\)](https://www.nwleics.gov.uk/petitions)

- Complaints about the conduct of an election, which is the responsibility of the Returning Officer.
- Insurance Compensation claims. These are handled by the Council's Finance Team and the Council's Insurers.
- Grievances by existing, or former, employees about their employment. These need to be referred to the Head of HR and Organisational Development.
- A request for information or an explanation of Council policy or practice.
- Freedom of Information (FOI), Environmental Information Regulation (EIR) and Data Protection requests [How to make a Freedom of Information request - North West Leicestershire District Council \(nwleics.gov.uk\)](https://www.nwleics.gov.uk/how-to-make-a-freedom-of-information-request)
- Matters that have previously been considered under the complaints and Ombudsman's process.
- Matters relating to a Business-as-Usual Request that has been previously notified to the Council and is awaiting action within an agreed timescale (e.g., a non-urgent housing repair that may be actioned up to 60 days after notification).

If the Complaint is about something that a different council or other organisation is responsible for, the Council will signpost you to the right organisation.

If you would like more information on any of the issues listed above, please contact Customer Services on 01530 454545 who will be happy to advise you.

## How can I make a comment or complaint?

The complaints process is open to everyone who receives, should receive, or requests a service from the Council. You can contact us via the following channels:

- Click [here](#) to complete our online Compliment, comment or complaint form
- Calling our Customer Services team on 01530 454545
- Through a representative for example your Councillor, MP, Housing Officer, or Support Worker
- Visiting in person at:

Customer Centre  
Belvoir Road

Coalville  
LE67 3PD

or writing to us:

Feedback Team  
NWLDC  
PO Box 11051  
Coalville  
LE67 0FW

### **What will happen when I make a complaint?**

We investigate all complaints thoroughly and with an open mind. If you want a friend or relative to take your complaint forward on your behalf, please let us know and we will be happy to work through your representative. You might also want to seek help from your local ward councillor – a key part of a councillor's role is to act as a community champion and he or she would be happy to help you. Contact details for your councillor can be found on the Council website, or by calling the Customer Services team on 01530 454545.

All complaints are acknowledged within five working days. We will provide a complaint reference number and advise when you can expect a response.

We will then investigate your complaint and aim to provide a response within ten working days from the date of acknowledgement.

Sometimes this process may take longer, for example if we need further information or the complaint is very complex, but we will update you on the progress of your investigation every ten working days until a full response can be given.

If we are at fault, then we will apologise and try to put things right. If we do not think we are at fault, then we will explain why.

### **How will we respond?**

The appropriate officer investigating your complaint will select the most appropriate means to respond to your complaint.

We encourage, where appropriate; investigating officers to have informal discussions with complainants before issuing the final response. This ensures that the Council has understood the issue and your expectations correctly, allowing us to explain the proposed action and closure.

In issuing the final response, the Council may respond in a variety of means depending on the nature of the complaint and your needs. Possible channels may include verbal, face to face, email or in writing. All stage one complaints will be signed off by a Director.

We will always write or email you to confirm that the complaint has been closed.

**This is the first stage of the Council's complaint process.**

### **What if you are unhappy with the response to your complaint?**

If you are unhappy with the response to your complaint then you can ask for the complaint to be reviewed by a Senior Manager, who will reconsider your case. All Stage 2 complaint responses will be signed off by the Chief Executive.

You may be asked to specify which part of the response you are unhappy with and why.

We will acknowledge your request for a review within five working days and aim to provide a written response within twenty working days, again this process might sometimes take longer, and we will keep you informed of progress every ten working days until a full response can be given.

**This is the second stage of the Council's complaint process.**

### **Complaining to the Local Government Ombudsman or Housing Ombudsman**

We aim to resolve your complaint through our internal process, but if you are still not satisfied with our response you can contact the Local Government Ombudsman; or the Housing Ombudsman in the case of tenants in Council-owned properties with complaints about housing matters. The Housing Ombudsman may be contacted at any stage throughout the complaints process to give tenants the opportunity to engage with the Ombudsman's dispute support advisors for impartial advice.

Please be aware that both Ombudsman will normally only deal with your complaint if you have previously given the Council the chance to consider your complaint through Stages 1 and 2 listed above.

#### **Local Government Ombudsman**

**Contact details for the Local Government Ombudsman are:**

Local Government Ombudsman  
PO Box 4771  
Coventry  
CV4 0EH

Telephone: 0300 061 0614

Website: [www.lgo.org.uk/making-a-complaint](http://www.lgo.org.uk/making-a-complaint)

## **Housing Ombudsman**

### **Contact details for the Housing Ombudsman are:**

Housing Ombudsman Service  
PO Box 152  
Liverpool  
L33 7WQ

Telephone: 0300 111 3000

Website: [www.housing-ombudsman.org.uk](http://www.housing-ombudsman.org.uk)

## **Complaints about third parties**

Where there is a complaint about a service which the Council is responsible for but is delivered by a third party, for example a contractor, the Council remains accountable to its customers and for any service failure. We advise in the first instance that you contact the third party directly to discuss and resolve the issue. If an outcome cannot be agreed the Council should then be contacted. Please be aware that we may need to share your personal details with the third party in order to proceed with our investigations.

## **Anonymous complaints**

When taking details of a complaint, staff will always encourage customers to provide their identity in order for their complaint to be effectively processed. However, complaints may be made anonymously and will still be treated with the same degree of importance and within the relevant timescales set out in our procedure above. Anonymous complaints may be more difficult to investigate, and therefore in most cases will be recorded as informal complaints and investigated by the service involved in order to identify possible areas for service improvement.

## **What we ask of our customers**

When you make a complaint, it may take some time to thoroughly investigate and respond. Our complaints procedure sets out the timescales in which you can expect to receive either an update into the progress of the investigation into your complaint or a response. We ask that the Council is given time to investigate in order to respond properly.

Customers should appreciate that not all complaints may be resolved to their satisfaction; however, we will always apologise and try to make things right if we find we are at fault. We will not tolerate abusive or unreasonable behaviour whilst investigating your complaint and ask that our staff are treated with courtesy and respect.

A very small minority of customers persist unreasonably with their complaints. This may be by:

- Continued complaints about the same issue for which they have already received a response
- Frequent complaints about a number of issues
- Frequent or abusive contact with our staff while complaints are being investigated
- Vexatious complaints targeted at individuals or teams within the Council or at Elected Members.

This can hinder our consideration of their and other people's complaints and make it difficult to resolve genuine grievances. The Council will act as appropriate against customers that we consider to be persisting unreasonably with their complaints against the Council. Actions may include but are not limited to; restriction of points of access, a consolidated and/or a limited number of replies, or in very severe cases; legal action and withdrawal of service.

A decision to act against a persistent or vexatious complainant, will be made by the appropriate service areas' Service Manager, Head of Service and Legal Services (as required). Where this action is used, the customer will be notified in writing of; this, the level of restriction and the length of time that it will be applied for.

## **Equal Opportunities**

The Council uses the same process to investigate all complaints, and every complainant will receive the same level of service regardless of age, disability, gender reassignment, marital status, pregnancy, race, religion or belief, sex or sexual orientation.

We recognise that some groups are more vulnerable than others. Complaints involving equality issues will be handled with particular sensitivity to ensure that the matter is resolved quickly and fairly and in accordance with the Council's equality commitments.

All complaints received will be dealt with in accordance with the requirements of the Equality Act 2010.

## **Confidentiality**

All complaints received will be dealt with confidentially and in accordance with the requirements of the Data Protection Act 2018.



## Compliments

If we have done something particularly well, or if you think one of our staff deserves a special thank you, please let us know. You can contact us using the same methods.