

BROCKINGTON COLLEGE



Complaints Policy

Brockington College, a Church of England Academy, has at its heart a distinctive Christian ethos. Based on our Christian foundation and values we seek to promote a culture of developing every person and therefore every school policy is written from this perspective, with a commitment to learning and maturing in the context of communal and individual development. We lay particular stress on the Christian values of perseverance, learning, wisdom, justice, koinonia, forgiveness and compassion for individuals and across the school community.

Signature: Date:

Printed Name: Position:

Date of Review	June 2017
Next Review	June 2019
Approval By	Leadership & Management Committee
Review Frequency	Two Yearly

(Updated for interim approval May 2018 in relation to GDPR)

Introduction

Brockington College is committed to working in close partnership with all members of the community. The school places great value on the role that 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. We also wish to have good relations with our neighbours and the wider community.

Our policy is to:

- provide a fair complaints procedure which is clear and easy to use for anyone wishing to make a complaint;
- publicise the existence of our complaints procedure so that people know how to contact us to make a complaint;
- make sure everyone at Brockington College knows what to do if a complaint is received;
- make sure all complaints are investigated fairly and in a timely way;
- make sure that complaints are, wherever possible, resolved and that relationships are repaired;
- gather information which helps us to improve what we do.

Where any concerns are raised, we aim to resolve these as quickly and as efficiently as possible. Usually concerns can be resolved very quickly through the academy's day-to-day communication between parents/carers and staff. However, for those situations where this is not the case, we have a more formal process to investigate and deal with complaints. Our complaints procedure is detailed on the following pages.

We will try to resolve every concern, difficulty or complaint in a positive way with the aim of putting right a matter, which may have gone wrong, and, where necessary, reviewing the school's systems and procedures in the light of the matters raised.

This procedure will apply to most general complaints received by the academy. It is not intended to cover those matters for which there is a specific statutory process to object, complain or appeal.

Complaints about GDPR and Data Protection

The Data Protection Compliance Manager and Data Protection Officer is responsible for dealing with all complaints in line with this procedure. Please specify if your complaint is in connection with GDPR and Data Protection on the complaints form.

Who can raise a complaint?

Complaints may come from any person or organisation that has an interest in the academy. This policy does not cover complaints from staff who should follow the relevant internal policy.

Timescales for submitting a complaint

To enable a proper investigation, concerns or complaints should be brought to the attention of the academy as soon as possible, usually within three months. This time limit does not apply, if it can be shown that there were good reasons for not making the complaint earlier and it is still possible to investigate the complaint properly.

Confidentiality

All complaint information will be handled sensitively, telling only those who need to know and following any relevant data protection requirements.

Brockington College Complaints Procedure

Brockington College is dedicated to providing the best possible education and support for all pupils. However, we appreciate that there may be times when the academy has not met expectations. The complaint procedure is designed to ensure that concerns and complaints are properly investigated and are given careful and fair consideration.

Concerns or complaints should be raised within three months of the incident or event to which the complaint relates. Brockington College reserves the right to refuse to investigate a concern or complaint outside of this timescale if it appears reasonable and fair to do so, having regard to the circumstances surrounding the complaint.

The school has four stages to its complaints procedure. The aim is to resolve the complaint, to the satisfaction of the complainant, at the earliest possible stage.

Where the following procedure refers to the principal, they may delegate any of these functions to a member of the senior leadership team, if appropriate. In exceptional circumstances, the principal may commission an independent investigator to undertake an investigation on behalf of the academy.

Stage 1: Informal concern

An initial concern should be raised with the class teacher or the member of staff concerned. This can be done in writing, by telephone or in person by appointment. The vast majority of concerns can be dealt with at this stage. It would be helpful to identify at this point what outcome you are looking for in order for us to address your concern quickly and effectively.

If you are not a parent/carer of a child at our academy, please start at Stage 2 and make contact with the principal to discuss your concerns.

Stage 2: Formal complaint to the principal

If your concern is not resolved at the informal stage you can make a formal complaint to the principal, within 10 school days of Stage 1 being concluded. Your complaint should usually be made in writing indicating your desired outcome from the complaint (a form is enclosed for this purpose).

Your complaint will be acknowledged within five school days and will include an indicative date for a written response. The principal will be responsible for ensuring that your complaint is investigated appropriately. The principal may meet with you to clarify details of your complaint and the resolution that is being sought. The principal will investigate the complaint further and make every effort to resolve the issue.

Dependent upon the nature of the issues raised, the matter will either continue to be dealt with through the academy complaints procedure, or by other procedures such as the disciplinary or safeguarding procedures. If this happens you will be informed of this fact but you will not be advised of the outcome of these proceedings.

On conclusion of the investigation, you will be informed in writing with all appropriate information in relation to the complaint and information on any outcome(s). The response should also inform you of the next stage of the procedure in case you are not satisfied with the way your complaint has been handled.

If your complaint is about the principal, you should refer your formal written complaint to the chair of governors, to be dealt with under Stage 3 of this procedure.

Stage 3: Formal complaint to the chair of governors

If you are dissatisfied with the principal's response, or your complaint concerns the conduct of the principal, then you can make a formal complaint to the chair of governors.

Your complaint should be made in writing to the chair of governors, care of the school, within 10 school days of the date of the principal's response to you. Please provide a copy of the written complaint, a copy of the principal's letter concluding Stage 2 and give details in writing of why you are not satisfied with the outcome.

At this stage the chair of governors will generally handle the complaint, but can delegate this to a nominated governor. In exceptional circumstances, the chair of governors may commission an independent investigator to undertake an investigation on behalf of the school.

You will receive an acknowledgment of receipt of your complaint within five school days and an indicative timescale for response.

The governor will investigate the complaint and make every effort to resolve the issue. They may meet with you if they need clarification or further information is necessary.

On conclusion of the investigation you will receive a written response of the outcome reached and the process for appeal.

Stage 4: Formal complaint to the complaints panel hearing

If you remain dissatisfied with the response to your complaint you may request a complaints panel hearing by writing to the clerk to the governing body within 10 school days of the date of the letter notifying you of the outcome of Stage 3.

The clerk will write to acknowledge receipt of your complaint within five school days. The letter will explain the process which is to be followed and information about the how the panel will operate.

The clerk will convene a complaints panel and ask you to provide details of your appeal and any relevant supporting evidence.

The panel will usually comprise of at least three people not directly involved in the matters detailed in the complaint, one of whom must be independent of the management and running of the academy. If this is not possible for any reason, then alternative arrangements will be made and communicated to you.

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.

You will be notified in writing of the panel's decision, usually within five days. The letter will confirm the end of the school's and governors' involvement with the complaint and explain any further rights of appeal.

Further rights of appeal

If you have completed the academy procedure and are not satisfied about the handling of the complaint, you may have the right to refer your complaint to the Education and Skills Funding Agency (ESFA).

Complaints to the ESFA must be submitted online through the schools complaints form or by post to Ministerial and Public Communications Division, Department for Education, Piccadilly Gate, Store Street, Manchester, M1 2WD

The ESFA will usually only consider complaints about academies that fall into any of the following three areas:

1. Where there is undue delay or the school did not comply with its own complaints procedure when considering a complaint.
2. Where the school is in breach of its funding agreement with the Secretary of State.
3. Where a school has failed to comply with any other legal obligation.

The ESFA will not overturn a school's decision about a complaint. However, if they find a school did not deal with a complaint properly they will request the complaint is looked at again.

Complaints against an individual governor

If your complaint concerns the chair of governors or an individual governor you should write to the clerk to governors. The clerk will acknowledge receipt of your complaint within five school days. The letter will explain the process that will be followed and the expected timescale for response.

The chair of governors will consider complaints about an individual governor and the vice chair will consider complaints against the chair. If for any reason this is not appropriate then another governor will be nominated.

On conclusion of the investigation you will receive a written response detailing all appropriate information in relation to the complaint and information on any outcome(s). There will be no further right of appeal for complaints against an individual governor.

Timescales for response

Our aim is to address your complaint in a timely and efficient manner. However, there may be occasions when we are unable to achieve the timescale indicated. In this event, we will write to you outlining the reason for the delay and provide you with a new timescale for the conclusion of that part of the process.

Brockington College Formal Complaint Form

Your name:	
Pupil's name:	
Your relationship to pupil:	
Address:	
Post Code:	Daytime Tel:
Mobile:	E-mail:
Is your complaint in connection with GDPR or Data Protection?	YES / NO
Please give concise details of your complaint:	

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?):

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

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

Signed:

Date:

(Any information provided will be processed in accordance with GDPR Regulations and the Brockington College Data Retention Policy)

Official Use:

Date acknowledgement sent:

Acknowledgement sent by:

Complaint referred to:

Date: