



The City of London Academy (Southwark)

Complaints Procedure Policy

Responsibility: Executive Principal / Governors

Updated: June 2018

Approved by Governors:

Next Review Date:

Complaints Procedure

Complaints Coordinator: Dr J Quaye (Head of School)

All complaints are treated seriously and the Academy aims to deal with any concerns within as short a timescale as possible. To facilitate this, a senior member of staff is responsible for coordinating the recording and outcome of complaints. All written complaints will be logged by the first recipient and original documentation passed to the complaints coordinator. Where possible, the Academy will try to resolve the complaint informally in the first instance

Where the complainant wishes to pursue the complaint, they will complete the Complaint Form annexed to this policy if they have not previously done so. The complaint will then be handled according to the stages outlined below. The Academy will acknowledge receipt of all complaints as soon as reasonably practicable but not more than 5 working days from the date of receipt. The Academy will look into the complaint and respond within 15 working days from the date of acknowledgement.

A complainant may be dissatisfied with the way their complaint was handled. In this case, the complainant will write to the Complaints Coordinator outlining the reasons for their dissatisfaction, which may include the following:

- The decision made by the investigator was biased
- The investigator overlooked critical evidence
- New evidence has come to light
- The decision was unreasonable in the light of the evidence presented
- Other

Safeguarding

If you believe a child is at risk for any reason please contact the designated person for Child Protection through our main switchboard: **Mehmet Emin** (Vice Principal)

Procedure

The following procedure will guide the Academy's response to complaints. However due to the uniqueness of each complaint, it might not always be possible to keep within stated timeframes. In such cases the Academy will inform the complainant that this is the case.

Stage One: Referral to line manager

All complaints shall be directed to the Complaints Coordinator (the Coordinator) who will acknowledge receipt within 5 working days from the date of receipt. The Coordinator shall refer the complaint to the line manager of the member of staff concerned for investigation. The line manager shall report back to the coordinator on the outcome within 5 working days. The coordinator shall log the outcome and respond to the complainant as soon as reasonably practicable but not later than [15 working days] from the date of the letter acknowledging receipt of the complaint.

If a complainant indicates that he/she would have difficulty discussing a complaint with a particular member of staff, the Co-ordinator will refer the complaint to another staff member who will handle the complaint in an objective and impartial manner. Where a complaint is made to a governor including the Chair, the governor shall refer the complaint to the co-ordinator, who will advise and process the complaint in line with procedure.

If the complaint concerns the Coordinator, the Coordinator will vacate the role pending the outcome of the investigation. Complaints concerning the Executive Principal will be referred to the Chair of Governors who might consider informal resolution in the first instance, or setting up a governing body hearing (Stage Four).

Governors, other than the Chair, who may be consulted on procedural matters, must not become involved in the early stages of a complaint as they sit on the Governors' appeals panels at a later stage of the procedure.

Stage Two: Complaint Heard by the Complaints Coordinator or another member of the School Leadership Team (SLT)

The Coordinator or SLT investigator may review the evidence gathered through the initial investigation and/or conduct further investigations and make a decision for action based on this. Any complaint dealt with in this way should be recorded and passed to the Executive Principal for information purposes.

If at this point, the complainant is not satisfied with the way the complaint was handled at stage two the complaint may move to stage three.

Stage Three: Complaint heard by Executive Principal

At this stage all information collected during the investigation is passed to the Executive Principal. A decision on the action to be taken is then made only by the Executive Principal with the outcome formally recorded for the Academy and complainant.

If at this point, the complainant is still not satisfied with the way the complaint was handled at stage three the complaint may move to stage four.

Stage Four: Complaint Heard by Governing Body

Following stage three, or if the complaint is about the Executive principal, the complainant shall write to the Chair of Governors using the form annexed to this policy.

The Chair, (or his/her nominee), will convene a panel of 3 or 5 persons to hear the complaint. The panel will include one member who is independent of the management and running of the academy. A clerk will record proceedings and communicate the decision of the panel to the complainant within 5 working days of the hearing. The decision of the panel is final. The panel may also appoint an independent external adviser if required by the Chair.

Where a complaint about the Executive Principal is not resolved informally or it is considered appropriate to remove the informal stage, the Chair might require an internal or external investigation to inform the hearing.

Following the outcome of Stage Four

If having exhausted all stages of this procedure, if the complainant is not satisfied the complaint has been handled properly, they may contact the DfE via the schools complaints form <https://www.gov.uk/contact-dfe>.

Governing Body Hearing

At this stage the Chair will nominate a panel of three or five persons with delegated powers to the panel to hear the complaint. The clerk will send an invitation to the complainant to attend the hearing.

The panel might:

- 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 prevent any future occurrence of the subject matter of the complaint

Restrictions

No governor may sit on the panel if they have had a prior involvement in the complaint or in the circumstances surrounding it or if any issue of conflict may arise. In deciding the make-up of the panel, the Chair must demonstrate/show due sensitivity to the principles of equality such as race, gender, sexual orientation, ethnicity and religious affiliation. The panel must include one member who is independent of the academy's leadership.

The proceedings of the panel will be confidential. The hearing will aim to promote resolution and reconciliation between the parties.

The panel will acknowledge that many complainants feel nervous and inhibited in a formal setting, so the meeting room is as welcoming as possible. Care is needed to ensure the setting is not adversarial. Both parties have a right to be accompanied and/or represented at the hearing.

Due care must be taken where the complainant is a child/young person or a vulnerable person (such as a person who is mentally or physically challenged). Careful consideration of the atmosphere and proceedings should be given to ensure that the child/young person does not feel intimidated. A person must be excluded from the panel hearing if their presence is causing or likely to cause distress to the complainant. The panel needs to be aware of the views of the child and give them equal consideration to those of adults. Where the child's parent/guardian is the complainant, it would be helpful to give the parent/guardian the opportunity to state which parts of the hearing, if any, the child/young person needs to attend. The governors sitting on the panel need to familiarise themselves with the complaints procedure.

Roles and Responsibilities

The Role of the Clerk

The clerk would be the contact point for the complainant and be required to:

- set the date, time and venue of the hearing, ensuring that the dates are convenient to all parties and that the venue and proceedings are accessible
- ensure all parties are aware of procedures and their rights and responsibilities
- ascertain whether interpreters are required
- collate any written material and send it to the parties in advance of the hearing
- meet and welcome the parties as they arrive at the hearing;
- record the proceedings
- notify all parties of the panel's decision within 5 working days of the date of the hearing

The Role of the Chair of the Governing Body or the Nominated Governor

The nominated governor role:

- check that the correct procedure has been followed
- if a hearing is appropriate, notify the clerk to arrange the panel

The Role of the Chair of the Panel

The Chair of the Panel has a key role, ensuring that:

- there is emphasis on confidentiality of the proceedings and parties are also informed at the hearing
- the remit of the panel is explained to the parties and each party has the opportunity of putting their case without undue interruption
- the issues are addressed
- key findings of fact are made
- parents and others who may not be used to speaking at such a hearing are put at ease
- the hearing is conducted in an informal manner with each party treating the other with respect and courtesy
- the panel is open minded and acting independently
- no member of the panel has a vested interest in the outcome of the proceedings or any involvement in an earlier stage of the procedure
- each side is given the opportunity to state their case and ask questions
- all related written material is seen by all parties. If a new issue arises it would be useful to give all parties the opportunity to consider and comment on it

Notification of the Panel's Decision

The Chair of the panel needs to ensure that the complainant is notified of the panel's decision, in writing, this is usually within 5 working days from the date of the hearing.

Checklist for a Panel Hearing

The panel needs to take the following points into account:

Witnesses are only required to attend for the part of the hearing in which they give their evidence

After introductions, the complainant is invited to explain their complaint, and be followed by their witnesses

The Principal may question both the complainant and the witnesses after each has spoken

The Principal is then invited to explain the school's actions and be followed by the school's witnesses

The complainant may question both the Principal and the witnesses after each has spoken

The panel may ask questions at any point

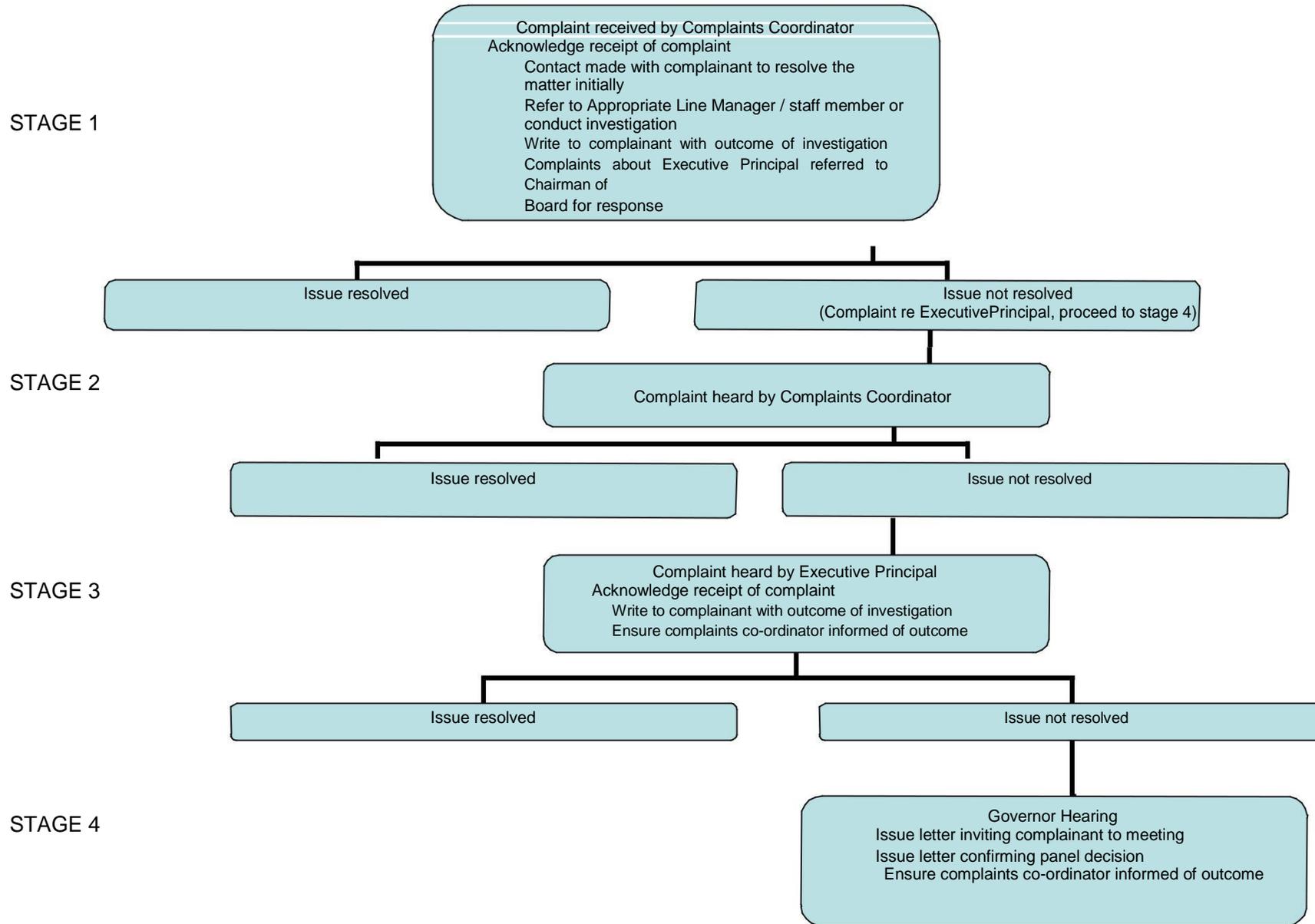
The complainant is then invited to sum up their complaint

The Principal is then invited to sum up the school's actions and response to the complaint

Both parties leave together while the panel decides on the issues

The Chair explains that both parties will hear from the panel within a set time scale

Flowchart Summary of Dealing with Complaints





City of London Academy (Southwark)

Complaint form

Please complete and return to the complaints coordinator, Dr Jeffery Quaye (Head of School) who will acknowledge receipt and explain what action will be taken.

Your name:

Address:

Postcode:

Day time telephone number:

Evening telephone number:

If you are the adult responsible for a pupil in the Academy please state the pupil's full name and year group:

Please give details of your complaint.

What action, if any, have you already taken to try and resolve your complaint. (Who did you speak to 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.

Signature:

Date:

Official use

Date acknowledgement sent:

By who:

Complaint referred to:

Date: