

## COMPLAINTS HANDLING PROCEDURE

### A Guide for Customers

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**Cairngorms National Park Authority is committed to providing high-quality customer services.**

**We value complaints and use information from them to help us improve.**

1. If something goes wrong or you are dissatisfied with our services, please tell us. This guide describes our complaints procedure and how to make a complaint. It also tells you how we will handle your complaint and what you can expect from us.

#### **What is a complaint?**

2. We regard a complaint as any expression of dissatisfaction about our action or lack of action, or about the standard of service provided by us or on our behalf.

#### **What can I complain about?**

3. You can complain about things like:
  - a) Failure or refusal to provide a service;
  - b) Inadequate quality or standard of service or an unreasonable delay in providing a service;
  - c) Dissatisfaction with one of our policies or its impact on the individual;
  - d) Failure to properly apply law, procedure or guidance when delivering a service;
  - e) Failure to follow the appropriate administrative process;
  - f) Conduct, treatment by or attitude of a member of staff or contractor (except where there are arrangements in place for the contractor to handle the complaint themselves); and,
  - g) Disagreement with a decision (except where there is a statutory procedure for challenging that decision, or an established appeals process followed).
4. Your complaint may involve more than one service or be about someone working on our behalf.

#### **What can't I complain about?**

5. There are some things we can't deal with through our complaints handling procedure. These include:
  - a) A routine first-time request for a service;
  - b) Requests for compensation;

- c) Issues that are already in court or have been heard by a court or tribunal (if you decide to take legal action you should let us know as the complaint cannot then be considered under this process);
  - d) Disagreement with a decision where there is a statutory procedure for challenging that decision (such as planning decisions, for freedom of information and subject access requests), or an established appeals process;
  - e) Request for information under the Data Protection or Freedom of Information (Scotland) Acts;
  - f) An attempt to reopen a previously concluded complaint or to have a complaint reconsidered where we have already given our final decision;
  - g) Abuse or unsubstantiated allegations about our organisation or staff where such actions would be covered by our unreasonable demanding correspondence policy; and
  - h) A concern about the actions or service of a different organisation, where we have no involvement in the issue (**except** where the other organisation is delivering services on our behalf).
6. If other procedures or rights of appeal can help you resolve your concerns, we will give information and advice to help you.

### **Who can complain?**

7. Anyone who receives, requests or is directly affected by our services can make a complaint to us. This includes the representative of someone who is dissatisfied with our service (for example, a relative, friend, advocate or adviser). If you are making a complaint on someone else's behalf, you will normally need their written consent. Please also read the section on **Getting help to make your complaint** below.

### **How do I complain?**

8. You can complain in person at any of our offices, by phone, in writing, or by e-mail to [enquiries@cairngorms.co.uk](mailto:enquiries@cairngorms.co.uk)
9. It is easier for us to address complaints if you make them quickly and indicate which area of our business is concerned. Your complaint can then be passed to a member of staff within the relevant team who will work with us to resolve the issue.
10. When complaining, please tell us:
- a) Your full name and contact details;
  - b) As much as you can about the complaint;
  - c) What has gone wrong; and,
  - d) What outcome you are seeking.

### **Our Contact Details:**

Cairngorms National Park Authority  
14 The Square  
Grantown on Spey  
Scotland  
PH26 3HG

**Tel:** +44 (0) 1479 873 535  
**E-mail:** [enquiries@cairngorms.co.uk](mailto:enquiries@cairngorms.co.uk)

### **How long do I have to make a complaint?**

11. Normally, you must make your complaint within six months of:
  - a) The event you want to complain about; or
  - b) Finding out that you have a reason to complain.
12. In exceptional circumstances, we may be able to accept a complaint after the time limit. If you feel that the time limit should not apply to your complaint, please tell us why.

### **What happens when I have complained?**

13. We will always tell you who is dealing with your complaint.

### **Our complaints procedure has two stages:**

#### **Stage one – Frontline Resolution**

14. We aim to resolve complaints quickly (where possible when you first tell us about the issue). This could mean an on-the-spot apology and explanation if something has clearly gone wrong, and immediate action to resolve the problem.
15. We will give you our decision at Stage 1 as quickly as possible, unless there are exceptional circumstances.
16. If you are not satisfied with the response we give at this stage, we will tell you what you can do next. If you choose to, you can take your complaint to stage 2. You must normally ask us to consider your complaint at stage 2 either:
  - a) Within six months of the event you want to complain about or finding out that you have a reason to complain; or
  - b) Within two months of receiving your stage 1 response (if this is later).
17. In exceptional circumstances, we may be able to accept a stage 2 complaint after the time limit. If you feel that the time limit should not apply to your complaint, please tell us why.

#### **Stage two – Investigation**

18. Stage 2 deals with three types of complaint:
  - a) Those that have not been resolved at Stage 1;
  - b) Those that are Complex in nature and are immediately apparent that detailed investigation is required; and,
  - c) Involve members of senior management.
19. If you do not wish your complaint to be handled at stage 1, you can ask us to handle it at stage 2 instead.
20. When using Stage 2 we will:
  - a) Acknowledge receipt of your complaint within three working days;
  - b) Where appropriate, discuss your complaint with you to understand why you remain dissatisfied and what outcome you are looking for;

- c) To resolve your complaint where we can (in some cases we may suggest using an alternative complaint resolution approach, such as mediation); and
  - d) Where we cannot resolve your complaint, we will give you a full response as soon as possible, normally within 20 working days.
21. If the investigation is particularly complex and we need longer than 20 working days to resolve the problem we will agree a revised time limit and keep you updated on progress.

### **What if I'm still dissatisfied?**

22. If, having gone through our complaints procedure and given you our final decision, you are still dissatisfied with our decision or the way we dealt with your complaint, you can ask the Scottish Public Services Ombudsman (SPSO) to look at it.
23. The SPSO are an independent organisation that investigates complaints. They are not an advocacy or support service (but there are other organisations who can help you with advocacy or support).
24. You can ask the SPSO to look at your complaint if:
- a) You have gone all the way through our complaints handling procedure
  - b) It is less than 12 months after you became aware of the matter you want to complain about; and
  - c) The matter has not been (and is not being) considered in court.
25. The SPSO will ask you to complete a complaint form and provide a copy of our final response to your complaint. You can do this online at [www.spsso.org.uk/complain/form](http://www.spsso.org.uk/complain/form) or call them on Freephone 0800 377 7330.
26. You may wish to get independent support or advocacy to help you progress your complaint. See the section on **Getting help to make your complaint** below.
27. **The SPSO's contact details are:**  
SPSO  
Bridgeside House  
99 McDonald Road  
Edinburgh  
EH7 4NS  
*(If you would like to visit in person, you must make an appointment first)*

**Freepost address:** FREEPOST SPSO  
**Freephone:** 0800 377 7330  
**Online contact:** [www.spsso.org.uk/contact-us](http://www.spsso.org.uk/contact-us)  
**Website:** [www.spsso.org.uk](http://www.spsso.org.uk)

### **Getting help to make your complaint**

28. We understand that you may be unable, or reluctant, to make a complaint yourself. We accept complaints from the representative of a person who is dissatisfied with our service. We can take complaints from a friend, relative, or an advocate, if you have given them your consent to complain for you.

29. You can find out about advocates in your area by contacting the Scottish Independent Advocacy Alliance.
30. **Scottish Independent Advocacy Alliance contact details are:**  
**Tel:** 0131 510 9410  
**Website:** [www.siaa.org.uk](http://www.siaa.org.uk)
31. You can find out about advisers in your area through:  
**Citizens Advice Scotland:**  
**Website:** [www.cas.org.uk](http://www.cas.org.uk)  
**or** check your phone book for your local Citizens Advice Bureau.
32. We are committed to making our service easy to use for all members of the community. In line with our statutory equalities duties, we will always ensure that reasonable adjustments are made to help customers access and use our services. If you have trouble putting your complaint in writing, or want this information in another language or format, such as large font, or Braille, tell us in person, contact us on 01479 873535, or email us at [enquiries@cairngorms.co.uk](mailto:enquiries@cairngorms.co.uk) .
33. This guide will be available in Gaelic at [www.cairngorms.co.uk/complaints](http://www.cairngorms.co.uk/complaints) . We can also give you this guide in other languages and formats (such as large print, audio and Braille).

# QUICK GUIDE TO OUR COMPLAINTS PROCEDURE

## Complaints Procedure

You can make your complaint in person, by phone, by email or in writing.

We have a **two-stage complaints procedure**. We will always try to deal with your complaint quickly. But if it is clear that the matter will need investigation, we will tell you and keep you updated on our progress.

## Stage 1: Frontline response

We will always try to respond to your complaint quickly, within **five working days** if we can.

If you are dissatisfied with our response, you can ask us to consider your complaint at stage 2.

## Stage 2: Investigation

We will look at your complaint at this stage if you are dissatisfied with our response at stage 1. We also look at some complaints immediately at this stage, if it is clear that they need investigation.

We will acknowledge your complaint within **three working days**.

We will confirm the points of complaint to be investigated and what you want to achieve.

We will investigate the complaint and give you our decision as soon as possible. This will be after no more than **20 working days** unless there is clearly a good reason for needing more time.

## Scottish Public Services Ombudsman

If, after receiving our final decision on your complaint, you remain dissatisfied with our decision or the way we have handled your complaint, you can ask the SPSO to consider it.

We will tell you how to do this when we send you our final decision.

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