



## St Patrick's Primary School Fremantle

# Complaint and Disputes Resolution Procedure

This procedure should be read in conjunction with: Staff Code of Conduct; Student Code of Conduct and Parent Code of Conduct.

## 1. INTRODUCTION

St Patrick's (the school) welcomes suggestions, feedback and comments from parents, students, or staff, and takes all complaints and concerns seriously.

The school is committed to ensuring the safety, welfare and well-being of all children and people at the school. We want children to be safe, happy, and empowered. We have zero tolerance of child abuse, and all allegations and safety concerns will be treated very seriously and with consistency. We will always give priority to any complaints involving the safety, welfare, and well-being of students.

This procedure deals with the process for parents (and guardians), the community and students (including past students). This policy does not cover complaints from staff members about aspects of their employment.

Parents will often wish to raise issues on behalf of their children. There are other issues which students may choose to raise on their own behalf, and which are best raised by them.

### 1.1 What is a Complaint?

A complaint is 'An expression of dissatisfaction made to the school about its services, decisions, actions or those of its staff, or about the complaint management process itself.'

A complaint or concern may be raised about the school, a specific department in the school, about a particular School activity, about an individual member of staff, about one or more students, or about another member of the school community.

All complaints will be handled seriously.

### 1.2 Commitment

- a. We recognise parents and students have a right to complain and our aim is to ensure that:
- b. Students, parents, and the community wishing to make a complaint know how to do so.
- c. A child-focused, child-friendly, culturally safe dispute and complaint process is adopted.
- d. Complaints are received in a positive manner and the outcome, the complainant or the subject of the complaint is not pre-judged.
- e. Concerns are dealt with promptly and thoroughly and those who have raised them are kept informed about progress.
- f. All complaints are handled on their merits.
- g. A child-focused, child-friendly, culturally safe dispute and complaint process is adopted.
- h. The complaint process allows complaints to be made face-to-face, by email, by telephone call, a letter, or a meeting.
- i. Parents and students can expect to be taken seriously and can approach any member of staff about their concern.
- j. Training is provided to staff and volunteers on the dispute and complaint process.
- k. Complaints made by parents will not rebound adversely on their children and similarly, complaints raised by students will not rebound on them or on other students.
- l. Confidentiality is respected and maintained as far as is possible.
- m. A resolution of the matter is sought, with the parties directly involved, at the local level.
- n. Children, young people, families, communities, staff, and volunteers are engaged in the review processes and provide feedback on review outcomes.
- o. Complaints are recorded and regularly analysed to identify causes or systemic weaknesses.
- p. Mandatory reporting obligations when receiving, responding to, and investigating complaints of child harm or abuse are adhered to.
- q. The dispute and complaint processes are reviewed annually, or after an event and participation of children and young people is sought in this review.

### 1.3 The Executive Director

The Executive Director of CEWA is responsible for ensuring that the school observes the registration standards, including the standard about its complaints handling system.

For a copy of the full CEWA Dispute and Complaint Resolution Policy, please refer to:

<https://policy.cewa.edu.au/executive-directive/dispute-and-complaint-resolution/>

## 2. INFORMATION FOR STUDENTS

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

If there is anything that makes you feel unsafe, unhappy, or worried about something, you can tell us. We will listen and try to help.

It could be about:

How you have been treated by someone, e.g., a teacher or another child or young person.

Something that is changed that has made you feel unhappy or unsafe.

Something to do with our environment or facilities.

Us not doing anything about something that happened to you, or you are unhappy with what we did to try to fix it.

### **2.2 Who can I speak to if I feel unsafe or concerned about something?**

You can talk to anybody who works here with whom you feel comfortable.

### **2.3 Can somebody help me make a complaint?**

Yes. If you would like a parent, carer, friend, or someone you trust to help you make a complaint you can bring them with you when you complain. You can also use an interpreter if you need to or if your parent or friend needs one. If you do not want to talk to us about something that has happened, you can ask the person you trust to tell us, and you can speak with us when you want to do so.

### **2.4 Will I be in trouble for speaking up?**

No. Your safety and how you feel is important to us. By speaking up, you are helping us to do a better job and take better care of you and other children and young people.

### **2.5 What will the school do with information I tell them?**

If you tell us that you have been treated badly or you are feeling unsafe or worried about something, we will listen, write down what you tell us, and try to fix it. After we talk to you, we may need to find out more about what happened. We will tell you how long this will take and what will happen next.

### **2.6 Will you keep what I have told you a secret?**

We will keep information about you private. Private means we will keep your details safe. Sometimes we may need to share certain information with another organisation, such as the police, to protect you and other children and young people.

### **2.7 How will I know you are dealing with my complaint?**

We will ask if you would like us to give you updates about what is happening as we investigate what you have told us and get further information.

You can tell us how you would like us to let you know how things are going with your complaint, e.g., in person, over the phone, by email or text message.

If you are worried about anything, we will try to fix it and get back to you quickly. We will let you know when we have finished looking into your complaint and explain what we are going to do. We will make sure that we involve the person you want to be with you when we give you information (e.g., parent or friend).

### **2.8 What if I do not want to be involved in the investigation?**

We will only contact you if you want us to do so. If you don't want updates that's okay. If you would like us to give information to a family member, carer or support person instead, that's also okay. If you change your mind and later want to speak with us, you can contact the person looking into your complaint or anybody else you trust in the school.

### **2.9 What if I'm still not happy?**

If you are not happy with how we handled your complaint or the result, we can help you to contact someone else to look at it. We can explain who this is if this happens. They will decide whether we have made the right decision.

NB: This information is based on the Complaints Handling Guide: Upholding the rights of children and young people.

### **3. DISPUTE AND COMPLAINT RESOLUTION – STUDENT**

Student speaks with, or emails teacher or any member of staff (incl. administration) with whom they feel comfortable.

*STEP ONE- Local Resolution*

Teacher seeks to resolve the matter between those directly involved

*STEP TWO- Informal Resolution*

Contact Assistant Principal

*STEP THREE- Formal Resolution*

Contact Principal

*STEP FOUR- Appeal to CEWA*

*RESOLUTION- Discuss outcome with student*

NB: You will be advised if a STEP in the process is not taken e.g., the principal decides to omit STEP TWO due to the serious nature of the complaint.

### **4. INFORMATION FOR PARENTS – Making a Complaint**

#### **4.1 Step 1: Local Resolution**

Any member of staff will be happy to help. We recommend parents contact the person who knows their child the best i.e., classroom teacher. They may be able to resolve the matter quickly and with the minimum of fuss. Alternatively, we will accept complaints lodged verbally by phone, in-person, by letter or email. If you have made a complaint or raised a concern in writing, we will contact you within two (2) working days.

Persons for whom English is not their first language, or who have reduced literacy skills, may bring a translator or advocate. We are here for you and your child, and we want to hear from you.

#### **4.2 Anonymous Complaints**

We would prefer to know the identity of a person making a complaint as it can help in investigation and resolution. Anonymous complaints will be noted and dealt with in accordance with the circumstances, available information and the action required.

#### **4.3 Step 2: Informal Resolution**

Where a resolution cannot be reached, the Assistant Principal or Principal should be approached. Complaints raised face-to-face or by telephone may be resolved immediately and to your satisfaction. However, if you have made a complaint or raised a concern in writing, we will contact you within five (5) working days, to explain how we propose to proceed.

The person you contact will give you an opportunity to state your position on the matter, so they gain a thorough understanding of the matter. In many circumstances, they will need time to investigate the matter and consider it further before responding. You will be given a date by which time you will receive a response. If a detailed exploration of the issue is needed, a letter or report will be sent to you as quickly as possible. This will tell you of the outcome of your complaint. It will explain the conclusion, the reasons for it, and any action taken or proposed.

The principal will be advised of the dispute/complaint.

NB: You will be advised if a STEP in the process is omitted e.g., the principal decides to omit STEP 2 due to the serious nature of the complaint.

#### **4.4 Step 3: Formal Resolution**

If you are not satisfied, you can write or email directly to the principal: [Bernadette.higgins@cewa.edu.au](mailto:Bernadette.higgins@cewa.edu.au)

When an informal resolution fails or when the principal decides to move to the Formal Resolution Process immediately, the principal shall:

contact you, within five (5) working days, to explain how the school proposes to proceed.

provide you with a copy of the School Dispute and Complaints Process.

request in writing from you about the nature and details of the dispute/complaint.

record the specifics of the dispute/complaint including:

The nature of the dispute/complaint.

The parties involved.

The parties' views of the matter and their suggested resolution.

Any substantiation provided.

The provision to the parties of a proposed timeline for resolution.

Make a decision based on the merits of the case and appropriately balance the principles of justice and compassion.

Discuss the decision with the parties and provide the decision in writing within the proposed timeline.

The principal will maintain an appropriate Complaints Register recording all formal complaints and how they have been resolved.

#### **4.5 Confidentiality**

Your complaint or concern will be treated in a confidential manner and with respect. Knowledge of it will be limited to the principal and those directly involved. The Chair of School Advisory Council may also need to be informed. It is the school's policy that complaints made by parents will not rebound adversely on their children.

We cannot entirely rule out the need to make third parties outside the school aware of the complaint and possibly also the identity of those involved. If information is passed to a third party, such as the Police or other external authorities, you will be informed, unless this is prevented by legal obligation.

In some cases, we will not be able to discuss the details of action taken as it would be inappropriate. Legally we are not able to divulge information of matters which require the involvement of a relevant government authority, without the permission of that government authority.

#### **Step 4: Appeal to CEWA**

If the outcome of the Chair's review and consideration does not bring about a resolution, you can write to CEWA Executive Director who will investigate.

The school recognises and acknowledges your entitlement to complain, and we hope to work with you in the best interests of the children and young people in our care.

#### **4.8 Contact Details**

Written complaints should be addressed to:

**PRIVATE AND CONFIDENTIAL**

**The principal**

**St Patrick's Primary School**

Serious complaints will be shared with the Chair of the School advisory Council by the Principal. There may be certain circumstances, such as complaints about the Principal or a Council member or when you are not satisfied with the principal's decision, when the parents need to direct their complaint in writing to CEWA. This should be addressed to:

**PRIVATE AND CONFIDENTIAL**

**Dr Debra Sayce**

**PO Box 198**

**Leederville WA 6903**

#### **5. DISPUTE AND COMPLAINT RESOLUTION– PARENTS AND SCHOOL COMMUNITY**

Parent speaks with, emails or telephones teacher or member of administration

##### *STEP ONE – Local Resolution*

Teacher seeks to resolve the matter between those directly involved.

(Contact made by school within 2 working days – if written complaint)

##### *STEP TWO – Informal Resolution*

Contact relevant middle manager – Assistant Principal, RE Coordinator (Contact made by school within 5 working days)

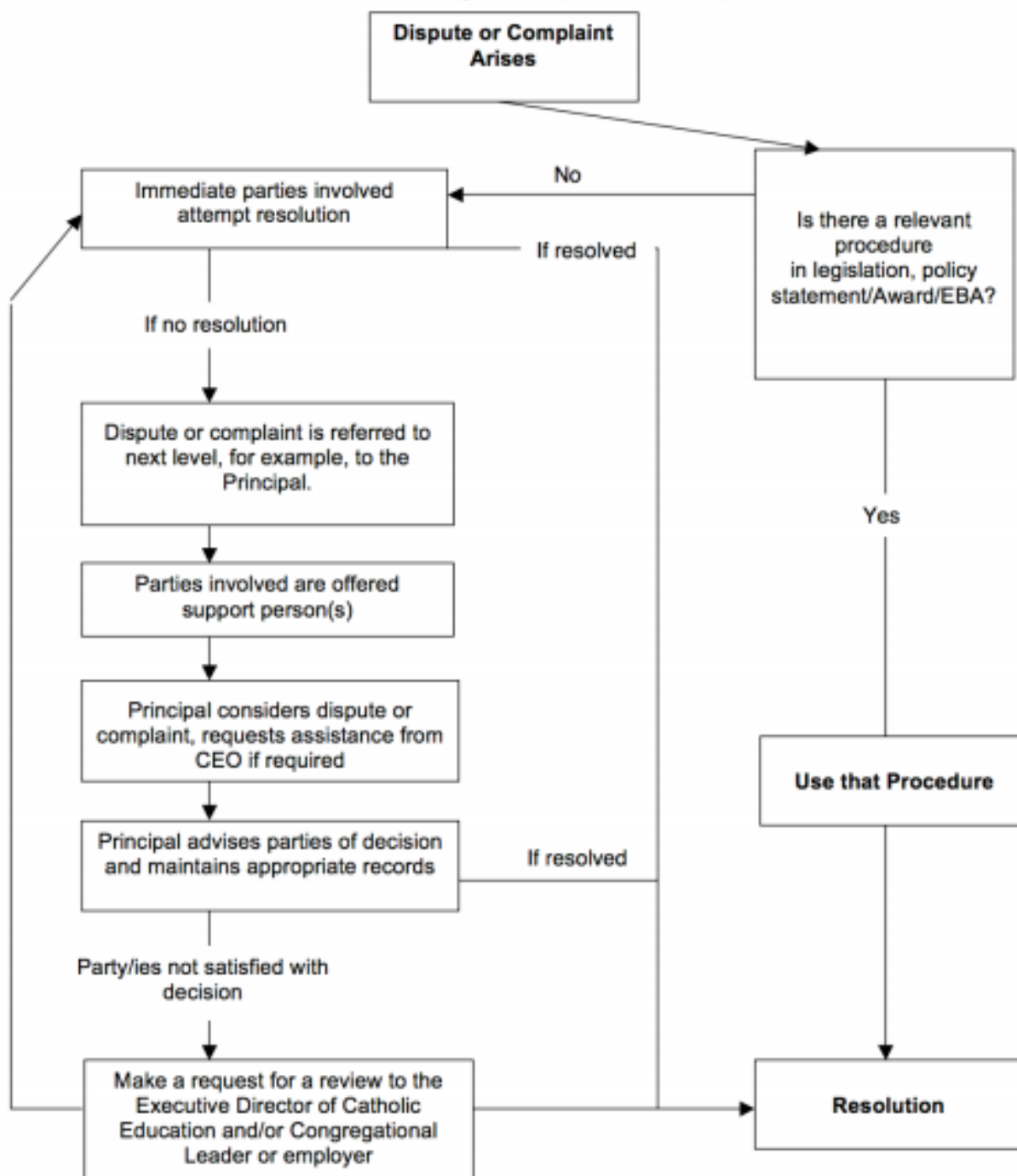
*STEP THREE – Formal Resolution, Contact Principal (Contact made by school within 5 working days)*

##### *STEP FIVE – Appeal to CEWA*

NB: You will be advised if a STEP in the process is omitted e.g., the principal decides to omit STEP TWO due to the serious nature of the complaint.

*The Director General of the Department of Education is responsible for ensuring that the school observes the registration standards, including the standard about its complaints handling system. Any student, parent or community member is entitled to contact the Director General with concerns about how the school has dealt with a complaint. Information is available on the Department of Education website. While the Director General may consider whether the school has breached the registration standards, she does not have the power to intervene in a complaint or override the school's decision.*

## Flowchart for Dealing with Disputes and Complaints



**Note: An individual has the right to make appeal to the Minister for Education with regard to a dispute or complaint (School Education Act 1999). An appeal will only be heard on a breach in process and will not be a reexamination of the merits of the case.**

Authorised by	Bernadette Higgins	Signature:	
		Date:	30 August 2022
Effective Date:	1 September 2022	Next Review:	1 September 2023