

# Customer Complaints Policy

1.	<b>SCOPE</b>
	<b>Purpose</b>
1.1	whg is committed to providing a high-quality service for its customers and working in an open and accountable way that builds trust and respect. We aim to deliver excellent services but know that sometimes things go wrong. We will ensure that it is easy to make a complaint and our approach is clearly set out.
1.2	We will listen to what has happened and aim to respond positively, and effectively, to complaints. We will put mistakes right when things have gone wrong and ensure we learn from these situations to improve our services.
	<b>Legal and regulatory framework</b>
1.3	This Policy is designed to comply with our legal and regulatory responsibilities.
1.4	<p>This Policy falls within the Transparency, Influence and Accountability Standard that features in the Regulator of Social Housing's Regulatory Framework.</p> <p>It states Housing Associations should:</p> <ul style="list-style-type: none"> <li>• treat all customers with fairness, dignity and respect;</li> <li>• have an approach to complaints that is clear, simple and accessible and ensures complaints are resolved promptly, politely and fairly.</li> </ul>
1.5	The Data Protection Act sets out how we handle personal data. We are committed to safeguarding the rights of our customers to confidentiality and privacy. All whg colleagues are required to maintain a duty of care towards information regarding our customers and applicants, in line with data protection legislation and Data Protection Policy.
1.6	The Equality Act 2010 requires us to safeguard those with protected characteristics from direct and indirect discrimination and make reasonable adjustments to ensure equality of access for all.
1.7	The Care Act 2014, Mental Capacity Act 2005, and Criminal Justice Act 2003 places additional duties on us to work with relevant agencies to protect vulnerable customers.
1.8	In accordance with the Localism Act 2011, after a customer has completed our internal complaints process, we will inform them that they can refer their case to the Housing Ombudsman Service directly. Alternatively, a customer can contact the Charity Commission and follow the appropriate process.
1.9	<p>The Building Safety Act 2022 (BSA) outlines how we must respond to a complaint relating to building safety. Section 93 of the BSA requires the Principle Accountable Person (PAP) of an occupied higher-risk building to establish and operate a system for investigating complaints in relation to:</p> <p>1. A building safety risk; or</p>

	<p>2. The performance by an accountable person for the building under any duty, or under regulations made under Part 4 of the BSA.</p> <p>The Principle Accountable Person is whg.</p>
	<b>Housing Ombudsman Service</b>
1.11	<p>Our approach to complaints handling complies with the Housing Ombudsman Service Complaint Handling Code 2024. The code is a statutory requirement from 1 April 2024. The Code sets out requirements for landlords with an expectation that we will respond to complaints effectively and fairly and learn from complaint outcomes.</p>
	<b>Our customers</b>
1.12	<p>We define our customers in relation to this Policy as:</p> <ul style="list-style-type: none"> <li>• anyone who has a legal relationship with whg, across all tenure types</li> <li>• applicants for our homes and those who access services from us, such as Employment and Training, are covered by this Policy.</li> </ul>
	<b>Our key principles</b>
1.13	<p>We will work to the key principles set out below. These have been developed alongside customers who took part in involvement and engagement opportunities:</p> <ul style="list-style-type: none"> <li>• show customers courtesy and respect at all times;</li> <li>• listen carefully to our customers;</li> <li>• work closely with customers to understand what we can do to resolve the complaint and put things right;</li> <li>• respond promptly and helpfully;</li> <li>• keep customers regularly informed about their complaint; and</li> <li>• respect customer confidentiality and hold their information securely.</li> </ul>
<b>2.</b>	<b>POLICY STATEMENT</b>
	<b>Complaints</b>
2.1	<p>We will seek to investigate and resolve complaints in the best way we can at the earliest opportunity. If we have made a mistake, we will aim to put things right effectively and as quickly as possible. We will act promptly, working with customers to explain what is happening and understand their perspective. We will endeavour to make sure we are in full knowledge of the facts before making a decision.</p>
2.2	<p>We see complaints as an opportunity to identify what went wrong and why. We will ensure we deliver our responsibility as a landlord by taking appropriate steps to remedy a service failure. We will seek to find a fair and reasonable solution to the complaint. We are committed to learning from issues raised and improving our services using this information.</p>
2.3	<p>We will make sure that it is easy to make a complaint and offer a range of ways for all customers to do so, including:</p> <ul style="list-style-type: none"> <li>• In person;</li> </ul>

	<ul style="list-style-type: none"> <li>• Via telephone;</li> <li>• In writing;</li> <li>• Digitally, details of which can be found on our website at <a href="http://www.whg.co.uk">www.whg.co.uk</a>.</li> </ul>
2.4	We will ensure our handling of complaints is fair and reasonable, complies with equality legislation and published timescales. We will seek to identify customers who are vulnerable and account for their specific needs when handling their complaint.
	<b>Escalated Service Requests</b>
2.5	Sometimes customers tell us they are unhappy with something and may not wish to make a formal complaint but just that we put things right. These will usually be smaller issues that can be quickly resolved. We will always work with the customer to agree how this will be handled and next steps. If the issue is serious, for example a health and safety issue, this will be handled as a formal complaint.
2.6	The colleague who receives an escalated service request is accountable for ensuring the options are discussed with the customer, such as making a formal complaint. They are then responsible for ensuring this is passed to the relevant team. This team is responsible for resolving the issue in a timely manner. Escalated service requests are not treated as formal complaints but are an important way for us to learn and improve our services.
	<b>What is a complaint?</b>
2.7	As outlined in the Housing Ombudsman Service Complaints Handling Code, a complaint is an expression of dissatisfaction, however made, about the standard of service, actions or lack of action by us, our colleagues, or those acting on our behalf, affecting an individual customer or group of customers.
2.8	A customer does not have to use the word 'complaint' for it to be treated as such. It is our responsibility to ensure that when a customer says they are unhappy that we explain their options, which will include managing the contact as an escalated service request (as outlined above) or considering the matter as a complaint.
2.9	These will generally require us to take an action to put things right or to investigate further to understand what has happened.
	<b>What is not a complaint?</b>
2.10	<p>There are certain subject areas that we would not consider as a complaint, these include:</p> <ul style="list-style-type: none"> <li>• requests for service, for example, repairs that have not previously been reported or tenancy related queries. These will be tasked to the appropriate service area for response;</li> <li>• reports of anti-social behaviour – these are covered by whg's Anti-Social Behaviour Policy;</li> <li>• matters that have previously been considered under our Complaints Policy;</li> <li>• complaints from providers of services to whg - contractual arrangements will apply in such cases;</li> <li>• cases where a legal claim is made against whg, including disrepair cases that have been filed at court and insurance claims – these will be dealt with through our legal and insurance processes;</li> </ul>

	<ul style="list-style-type: none"> <li>• cases where a customer has commenced action against whg under the Pre-Action Protocol and has refused to consider the complaints process as an alternative dispute resolution (ADR);</li> <li>• cases where the matter is being dealt with by another statutory agency that has the power to resolve the complaint; and</li> <li>• complaints reported to us more than 12 months after the issue has occurred, or the customer became aware of the issue— apart from exceptional cases that include concerns regarding safeguarding or health and safety issues</li> <li>• A request to appeal against a decision made under another Operational policy, for example: Lettings Policy and Mutual Exchange Policy.</li> </ul> <p>If we do, for any reason, refuse to consider a matter as a complaint, we will always explain our decision to the customer and inform them of their rights to take our decision to the Housing Ombudsman Service for review.</p>
	<b>Who can make a complaint?</b>
2.11	We will accept complaints from our customers or anyone who has a clear link to us, such as using a service we provide. We will also consider complaints from a non-whg customer who has been impacted by our service. Complaints that are submitted via a third party or representative, such as an MP or Councillor, will be handled in line with this Policy. Where a customer asks a third party to act on their behalf, we will ask for appropriate permissions from the customer before we will do this. Under the Building Safety Act 2022 we must take building safety complaints relating to higher-risk buildings from anyone, not just a leaseholder. On occasions we may receive contact that warrants a referral to the Whistleblowing Policy and we will signpost accordingly.
	<b>Complaints Process</b>
2.12	We operate a two-stage complaints process. We aim to resolve complaints at the earliest opportunity but also have the opportunity for an independent review if the customer is unhappy with our initial response. A review will always be carried out by a colleague in a more senior post than the previous colleague responding.
2.13	In each stage of the complaints process, where the customer meets the complainant conditions set out by the Housing Ombudsman Service or the Building Safety Act 2022, we will provide the customer with details of how they can contact the Housing Ombudsman Service (and HSE for building safety complaints) for advice and guidance. Once our complaint process has ended, we will provide details of how the customer can refer their case to the Housing Ombudsman (and HSE for building safety complaints) for review.
2.14	Complaints relating to building safety will be triaged against the Building Safety Act 2022 on receipt to avoid delay and passed to the Director of Assets – Building Safety, who acts on behalf of whg as the Principle Accountable Person (PAP), for investigation. They will be managed in line with the formal complaints procedure.
2.15	We will investigate a complaint thoroughly, identify any failings, seek an agreeable resolution that is appropriate and proportionate to the situation and learn from the complaint to improve services. Regardless of stage, the customer will receive contact from a colleague through an agreed communication channel (e.g. virtual/Teams, telephone, in person or via email)

2.16	<p>At the completion of each stage we will write to the customer to confirm the following:</p> <ul style="list-style-type: none"> <li>the complaint stage</li> <li>the complaint definition</li> <li>the decision on the complaint</li> <li>the reasons for any decisions made</li> <li>the details of any remedy offered to put things right</li> <li>details of any outstanding actions</li> <li>how to contact the Housing Ombudsman Service for advice</li> </ul> <p>And where appropriate:</p> <ul style="list-style-type: none"> <li>details of how to escalate the matter to the next stage if the customer is not satisfied with the outcome</li> </ul>
2.17	We will keep full records of our complaints investigations to enable clarity and effective review in line with our retention guidelines/schedule.
	<b>Escalation</b>
2.18	<p>At the end of stage 1 (Investigation), the customer is able to escalate to stage 2 (Review) if they remain dissatisfied. This request must be made within 28 days. If actions agreed as part of a Stage 1 complaints resolution have not been completed to agreed timescale, we will consider escalation requests outside of this timeframe. We will ask the customer to outline what they feel is outstanding, provide us with any new evidence they have that has not been previously considered and tell us how they think we could put the situation right. On occasions, there may be a minor clarification or question raised by the customer at a specific stage response. If this happens, we will respond to the customer with additional information as part of the same stage. Any new issues raised as part of a customer's request to escalate will be treated as a new complaint and investigated in line with this Policy.</p>
	<b>Resolution</b>
2.19	<p>Complaint responses will be sent to the customer when the answer to the complaint is known and where resolution is proposed it will clearly set out what has been agreed and by when. A final complaint response will be sent once resolution has been agreed and if there are any outstanding actions to complete, they will be detailed within the letter. The response will not be delayed for outstanding actions to be completed. Outstanding actions will be tracked by the Customer Experience Team and updates provided to the customer.</p>
2.20	<p>Compensation may be considered in line with our internal guidelines and the Housing Ombudsman's Remedies Guidance, should we believe this to be an appropriate resolution action. Examples include, monetary payments and additional agreed work to the home that does not fall under our standard maintenance and repair responsibilities. We reserve the right to amend compensation levels in our internal guidelines where appropriate.</p>
2.21	<p>On occasions, where no service failure has been identified but we recognise that the customer has had a poor experience, we may offer a gesture of goodwill. Examples include a bouquet of flowers and vouchers.</p>
2.22	<p>We will notify the customer of the outcome of the investigation and proposed resolution in writing. If the investigation identifies that there has been no service failure, we will provide a clear explanation of our findings and decision to not uphold the complaint.</p>

	<b>Timescales</b>
2.23	<p>We will acknowledge complaints within five working days. Investigation responses will be completed within 10 working days of the complaint being acknowledged. If we are unable to meet these timescales, for example the customer is on holiday and we need to visit, we will provide the customer with an explanation and a clear time for when the response will be received. This will not exceed a further 10 working days without good reason.</p> <p>Review responses will be acknowledged within five working days of the request to escalate being received and completed within 20 working days of the request being acknowledged. If we are unable to meet these timescales, as detailed above, this will not exceed a further 20 working days without good reason.</p>
2.24	<p>At Investigation Stage if an extension beyond 10 working days is required to enable us to respond to a complaint fully, this will be communicated to the customer and the details of the Housing Ombudsman Service provided for escalation. At Review Stage, if an extension beyond 20 days is required to enable us to respond, again this will be communicated to the customer and the details of the Housing Ombudsman Service provided for escalation.</p>
	<b>When a complaint may be refused, or the process ended early</b>
2.25	<p>In a small number of instances, we reserve the right to refuse to deal with a complaint completely or to carry out a further review. This will generally be where the complaint is subject to legal processes or an insurance claim. We will explain our reasons for this decision to the customer and provide the Housing Ombudsman's contact details so the customer, if dissatisfied, can challenge our decision.</p>
2.26	<p>Customers who are unreasonably persistent, vexatious or abusive (as defined by our Acceptable Behaviour Policy) can lead to excessive demands on whg, or unacceptable behaviour towards colleagues. In such cases, we will handle this in accordance with our Acceptable Behaviour Policy. If a customer who is persistently complaining has vulnerabilities, a review may take place by the Director of Housing and Customer Services to establish if the complaints process is the most appropriate course of action to deal with their dissatisfaction. On occasion we may end the complaints process if we feel the customer is exhibiting conduct outlined in our Acceptable Behaviour Policy. As part of this approach, expert support may be required from other whg teams such as Stronger Communities or third party expertise may be engaged.</p>
	<b>Learning from complaints</b>
2.27	<p>Complaints offer opportunities to learn and to continually improve our services. We will identify themes and trends to introduce positive changes in service delivery and our internal processes. We will use this learning to revise policies and procedures and ensure customers benefit from any changes we make.</p>
<b>3.</b>	<b>PERFORMANCE MEASURES</b>

3.1	Through the Insight and Improvement Team, we will measure, monitor and disseminate the customer experience to help improve performance and deliver a high level of customer satisfaction.
3.2	<p>We will specifically monitor and seek to improve the following indicators:</p> <ul style="list-style-type: none"> <li>• Number of complaints by stage, service area and theme</li> <li>• Satisfaction with complaints handling</li> <li>• Percentage of complaints resolved at each stage</li> <li>• Number of complaints dealt with on time</li> <li>• Number of complaints upheld and at which stage</li> <li>• Reduction of repeat themes of dissatisfaction</li> <li>• Number of Escalated Service Requests by stage, service area and theme</li> </ul>
3.3	Information on complaints, such as trends, will be included in our Customer in the Room report each quarter. This is considered by our Executive Team and Customer Service Oversight Committee.
3.4	The Chair of our Customer Service Oversight Committee has been appointed to have lead responsibility for complaints to support a positive complaint handling culture. This role will be responsible for ensuring our governing body receives regular information on complaints that provides insight on our complaint handling performance.
3.5	We will produce an annual complaints performance and service improvement report which will be published on our website, alongside the response to the report from our governing body. We will also carry out an annual self-assessment against the Housing Ombudsman's Complaint Handling Code to ensure compliance remains in line with its requirements. This will be shared with our Customer Service Oversight Committee and Board, published on our website for customers and submitted to the Regulator for Social Housing. We will also carry out a self-assessment following a significant restructure, merger and / or change in procedures.
<b>4.</b>	<b>EQUALITY AND DIVERSITY</b>
4.1	Effective resolution and investigation of problems is an important way for us to be accountable to our customers. This Policy has sought to be accessible to all customers, such as using different ways to promote how to make a complaint.
4.2	We will engage our Inclusivity Network on an annual basis to ensure the Policy is inclusive for all of our customers.
<b>5.</b>	<b>TRAINING AND DISSEMINATION</b>
5.1	<p>We will use a range of methods to provide training to colleagues on the Policy. This will include:</p> <ul style="list-style-type: none"> <li>• E-learning module on Complaints Handling</li> <li>• Face to face discussions at team meetings</li> <li>• Learning Management System (based on the principles of the Housing Ombudsman e-learning module)</li> <li>• External training courses for those colleagues who have a more detailed involvement in complaints handling.</li> </ul>

	We will also ensure all relevant staff have a standard performance objective relating to complaints handling via the Performance Management Framework.
5.2	<p>A range of ways will be used to ensure we routinely communicate this Policy to colleagues. This will include:</p> <ul style="list-style-type: none"> <li>• Business Brief and Cascades;</li> <li>• Presentations at Team Meetings; and</li> <li>• Customer stories to act as learning reviews.</li> </ul>
<b>6.</b>	<b>MONITOR AND REVIEW</b>
6.1	This Policy will be monitored by the Director of Strategy and Transformation and reviewed every three years by the Customer Service Oversight Committee, unless significant changes are made to the Complaints Handling Code by the Housing Ombudsman Service which necessitates a review.
<b>7.</b>	<b>ASSOCIATED DOCUMENTS, POLICIES AND PROCEDURES</b>
7.1	<p>Documents and policies associated with this Policy are:</p> <ul style="list-style-type: none"> <li>• Anti-Social Behaviour Policy;</li> <li>• Care Act 2014;</li> <li>• Acceptable Behaviour Policy;</li> <li>• Complaints Procedure;</li> <li>• Data Protection Policy;</li> <li>• Data Protection Act 2018;</li> <li>• General Data Protection Regulations;</li> <li>• <u>Complaints Handling Code – Housing Ombudsman Service</u>;</li> <li>• Guidance on Remedies – Housing Ombudsman Service;</li> <li>• Equality Act 2010;</li> <li>• Localism Act 2011;</li> <li>• Mental Capacity Act 2005;</li> <li>• Regulatory Standards – Regulator of Social Housing;</li> </ul>

<b>Document author</b>	Insight and Improvement Manager
<b>Document owner</b>	Director of Strategy and Transformation
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<b>Legal advice</b>	Legal Services provided advice on relevant legislation and also how to link in disrepair claims.
<b>Consultation</b>	Customers have been consulted on how easy the policy is to understand. Colleagues have been consulted on the relevant changes.
<b>Approved by</b>	Customer Service Oversight Committee Revision approved by Policy Group
<b>Review Date</b>	December 2025
<b>Transformational Programme</b>	Deliver high quality homes and services for our customers.
<b>Equality Assessment</b>	Completed
<b>Key changes made</b>	<p>v1.0 - Amendments to reflect the Housing Ombudsman Service Complaint Handling Code 2024.</p> <p>v1.1 – An amendment to confirm that appeals under operational policies are not defined as complaints so do not fall within scope of the Complaints Policy. This change ensures alignment with updates to relevant housing policies.</p>