



The Commission for
Local Administration in England

**The Local Government Ombudsman's
Annual Letter
Pendle Borough Council
for the year ended
31 March 2007**

The Local Government Ombudsman (LGO) investigates complaints by members of the public who consider that they have been caused injustice through administrative fault by local authorities and certain other bodies. The LGO also uses the findings from investigation work to help authorities provide better public services through initiatives such as special reports, training and annual letters.

Annual Letter 2006/07 - Introduction

This annual letter provides a summary of the complaints we have received about your authority. Where possible, we comment on the authority's performance and complaint-handling arrangements to assist with your service improvement.

I hope that the letter will be a useful addition to other information your authority holds on how people experience or perceive your services.

Two attachments form an integral part of this letter: statistical data covering a three year period and a note to help the interpretation of the statistics.

Complaints received

In the year ending 31 March 2007, I received 34 complaints about your Council, a rise of eight over the previous year. The numbers concerned are relatively small and no meaningful conclusions can be drawn from them.

I thought it might be helpful for your Council to know where the main changes have occurred.

As you can see from the table, the most significant rise has been in relation to the administration of housing and council tax benefits.

Category of complaints	Received in 2005/06	Received in 2006/07	Change
benefits	0	6	6
housing	3	2	-1
other	10	10	-
planning & building control	7	10	3
public finance	4	5	1
transport & highways	2	1	-1
total	26	34	8

I appreciate that in isolation this figure is not indicative of specific problems or issues. My intention was simply to make your Council aware of

it so that you can, if you wish, reflect on it in the context of other information known to the Council such as feedback from your own complaints procedure.

Decisions on complaints

Reports and local settlements

A 'local settlement' is a complaint that is resolved by the Council taking, or agreeing to take, action which we consider is a satisfactory response to the complaint so that the investigation can be discontinued. In 2006/07 27.7% of complaints dealt with by the three Local Government Ombudsmen (excluding premature and those outside jurisdiction) were resolved by local settlement. When we complete an investigation we must issue a report.

Decisions

In 2006/07 I took 30 decisions, a figure which differs from the number of complaints received because of work in hand at the start and finish of the year.

Of those 30 decisions: five complaints were outside my jurisdiction, two I exercised discretion not to investigate, in seven I found no evidence of maladministration and 13 were 'premature' (in our view the Council had not been given adequate opportunity to investigate and resolve them for itself, so were returned to the Council to consider through its internal complaint procedure).

The remaining three were local settlements. The settlements we agreed were in relation to entirely differing issues and did not raise concerns of wider administrative problems within the Council.

Other findings

As you are aware, I ask Councils to send substantive responses to my enquiries within 28 days. Your Council met this target with apparent ease, responding on average in just 21.5 days. I am grateful for your co-operation in this matter and particularly encouraged by the improvement in response times on the previous year (when it was 32 days).

Your Council's complaints procedure and handling of complaints

I am pleased to say I have little to say about the Council's own complaint handling. The complaints I have investigated have highlighted no issues about it and given me no cause for concern.

Training in complaint handling

Part of our role is to provide advice and guidance about good administrative practice. We offer training courses for all levels of local authority staff in complaints handling and investigation. The feedback from councils that have taken up the training is very positive.

The range of courses is expanding in response to demand and in addition to the generic Good Complaint Handling (identifying and processing complaints) and Effective Complaint Handling (investigation and resolution), we can run open courses for groups of staff from smaller authorities and also customise courses to meet your Council's specific requirements.

All courses are presented by an experienced investigator so participants benefit from their knowledge and expertise of complaint handling.

I have enclosed some information on the full range of courses available together with contact details for enquiries and any further bookings.

Liaison with the Local Government Ombudsman

The excellent response times are a testament to the effectiveness of liaison arrangements between our two organizations. We find your liaison staff helpful and professional in responding to our requests for information.

LGO developments

You may be interested in the development of our initiative to improve the first contact that people have with us. A new Access and Advice Service will provide a gateway to our services for all complainants and enquirers. It will encourage telephone contact but will also deal with email, text and letter correspondence. We will let you have further details about how it will operate and the expected timescales and discuss with you the implications for the Council.

I hope you have received our latest special report about telecommunications masts. It draws on our experience of dealing with complaints about planning applications for masts which can be highly controversial. We recommend simple measures that councils can adopt to minimise the chances of maladministration occurring.

In July we will be publishing a special report about the difficulties that can be encountered with complaints when local authorities deliver services or discharge their functions through partnerships.

Local partnerships and citizen redress provides advice and guidance on how these problems can be overcome by good governance arrangements that include an effective complaints protocol.

Conclusions and general observations

I welcome this opportunity to comment on our experience of complaints about the Council over the past year. I hope that you find the information and assessment provided useful when seeking improvements to your Council's services.

**Anne Seex
Local Government Ombudsman
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June 2007

Encs: Statistical data
Note on interpretation of statistics
Leaflet on training courses (with posted copy only)

Complaints received by subject area	Benefits	Housing	Other	Planning & building control	Public finance	Transport and highways	Total
01/04/2006 - 31/03/2007	6	2	10	10	5	1	34
2005 / 2006	0	3	10	7	4	2	26
2004 / 2005	0	4	5	8	2	5	24

Note: these figures will include complaints that were made prematurely to the Ombudsman and which we referred back to the authority for consideration.

Decisions	MI reps	LS	M reps	NM reps	No mal	Omb disc	Outside jurisdiction	Premature complaints	Total excl premature	Total
01/04/2006 - 31/03/2007	0	3	0	0	7	2	5	13	17	30
2005 / 2006	0	4	0	0	9	3	2	10	18	28
2004 / 2005	0	3	0	0	6	2	0	11	11	22

See attached notes for an explanation of the headings in this table.

Response times	FIRST ENQUIRIES	
	No. of First Enquiries	Avg no. of days to respond
01/04/2006 - 31/03/2007	6	21.5
2005 / 2006	11	32.1
2004 / 2005	7	23.9

Average local authority response times 01/04/2006 to 31/03/2007

Types of authority	<= 28 days %	29 - 35 days %	> = 36 days %
District Councils	48.9	23.4	27.7
Unitary Authorities	30.4	37.0	32.6
Metropolitan Authorities	38.9	41.7	19.4
County Councils	47.1	32.3	20.6
London Boroughs	39.4	33.3	27.3
National Park Authorities	66.7	33.3	0.0