



The Commission for
Local Administration in England

**The Local Government Ombudsman's
Annual Letter**

West Somerset District 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

The aim of the annual letter is to provide a summary of information on the complaints about West Somerset District Council that we have received and try to draw any lessons learned about the authority's performance and complaint-handling arrangements. These might then be fed back into 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.

There are two attachments which 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

Volume

We received five complaints during the year, half the number we received last year. We expect to see fluctuations over time and I see no significance in the fall.

Character

Three of the complaints were about planning, and two about environmental health.

Decisions on complaints

Reports and settlements

We use the term 'local settlement' to describe the outcome of a complaint where, during the course of our investigation, the Council takes, or agrees to take, some action which we consider is a satisfactory response to the complaint and the investigation does not need to be completed. These form a significant proportion of the complaints we determine. When we complete an investigation we must issue a report.

I took decisions on four complaints this year. None of these led to local settlements and I issued no reports against the Council during the year. I have upheld just one complaint against the Council in the past three years and the Council should feel pleased with its record here.

Other findings

Of the four complaints determined two were outside my jurisdiction for various reasons and the other two were not pursued because no evidence of maladministration was seen or because no significant injustice flowed from the fault alleged.

Your Council's complaints procedure and handling of complaints

Your Council's complaints procedure is readily available on your website and complaints can be made online. There is also a reference to the Local Government Ombudsman should someone be dissatisfied with the outcome of the Council's complaints procedure. The reduction in the number of complaints referred to me this year may well be an indication that your complaints procedure is robust at dealing with complaints at a local level.

Training in complaint handling

As part of our role to provide advice in good administrative practice, we offer training courses for all levels of local authority staff in complaints handling and investigation. The feedback from courses that have been delivered over the past two and a half years 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 have introduced an Effective Complaint Handling course for planning and enforcement officers. We can also 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

We made enquiries on two complaints this year, and the average time for responding was 44.5 days, an increase on the 24 days it took last year and the 25 the previous year. This is a significant and disappointing deterioration. The Council should now put in place arrangements to get back to its previous excellent performance in this area

In October I held a seminar for Somerset councils on maximising public value from good complaint handling. I hope your officers found it useful.

LGO developments

I thought it would be helpful to update you on a project we are implementing to improve the first contact that people have with us as part of our customer focus initiative. We are developing a new Access and Advice Service that will provide a gateway to our services for all complainants and enquirers. It will be mainly telephone-based but will also deal with email, text and letter correspondence. As the project progresses we will keep you informed about developments and expected timescales.

Changes brought about by the Local Government Bill are also expected to impact on the way we work and again we will keep you informed as relevant.

We have just issued a special report that draws on our experience of dealing with complaints about planning applications for phone masts considered under the prior approval system, which can be highly controversial. We recommend simple measures that councils can adopt to minimise the problems that can occur.

A further special report will be published in July focusing on the difficulties that can be encountered when complaints are received by local authorities about services delivered through a partnership. *Local partnerships and citizen redress* sets out our advice and guidance on how these problems can be overcome by adopting good governance arrangements that include an effective complaints protocol.

Conclusions and general observations

I welcome this opportunity to give you my reflections about the complaints my office has dealt with over the past year. I hope that you find the information and assessment provided useful when seeking improvements to your Council's services.

J R White
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June 2007

Enc: Statistical data
Note on interpretation of statistics
Details of training courses

Complaints received by subject area	Other	Planning & building control	Public finance	Transport and highways	Total
01/04/2006 - 31/03/2007	2	3	0	0	5
2005 / 2006	1	9	0	0	10
2004 / 2005	1	5	4	1	11

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	0	0	0	1	1	2	0	4	4
2005 / 2006	0	0	0	0	5	2	3	2	10	12
2004 / 2005	0	1	0	0	4	2	1	3	8	11

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	2	44.5
2005 / 2006	2	24.0
2004 / 2005	3	25.3

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