

Local Government
OMBUDSMAN

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

Nottinghamshire County Council
for the year ended
31 March 2008

The Local Government Ombudsman (LGO) provides a free, independent and impartial service. We consider complaints about the administrative actions of councils and some other authorities. We cannot question what a council has done simply because someone does not agree with it. If we find something has gone wrong, such as poor service, service failure, delay or bad advice, and that a person has suffered as a result, the Ombudsmen aim to get it put right by recommending a suitable remedy. 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 2007/08 - Introduction

This annual letter provides a summary of the complaints received about Nottinghamshire County Council and comments on the authority's performance and complaint-handling arrangements.

I hope that the letter will assist you in improving services by providing a useful perspective on how some people who are dissatisfied 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

As the statistical information shows I received 35 complaints about the Council in 2007/08. These covered the full range of service areas.

The numbers are too small to enable meaningful conclusions to be drawn.

Liaison with the Local Government Ombudsman

The Council's liaison officer provides timely responses to our initial enquiries. My staff have commented on the helpful and approachable attitude.

As the statistical information shows, the average response time is 25.5 days, within the requested 28 days. I thank your Council for its continued cooperation in this as it helps my staff reduce the time to respond to complaints, ensuring a better service for our complainants.

My Assistant Ombudsman has also been in direct contact with your Council about concerns raised in relation to Social Services complaints. She met with your Chief Executive and other senior officers to discuss concerns relating to the application of the statutory social services complaints procedures, findings from recent investigations and approaches to locally settling complaints. The discussions were open, wide-ranging and constructive. The Council officers outlined encouraging changes in approach which, hopefully, will be reflected in the complaints I receive in the future.

Decisions on complaints

Reports and local settlements

We will often discontinue enquires into a complaint when a council takes or agrees to take action that we consider to be a satisfactory response – we call these local settlements. In 2007/08 the Local Government Ombudsmen determined 27% of complaints by local settlement (excluding 'premature' complaints - where councils have not had a proper chance to deal with them - and those outside our jurisdiction). If an investigation is completed I issue a public report.

I did not issue any reports about the Council in 2007/08. Of the 25 complaints I investigated, seven were determined as local settlements. Of these seven, four were about social services and raised issues of complaint handling.

In all cases your staff were very positive in their response to my findings and demonstrated a real willingness to both remedying the complaints and improving service generally.

Other findings

In total, I made 47 decisions on complaints about the Council. This number differs slightly from the number of complaints received as it includes complaints received in the previous year. As you can see from the statistical information, 11 of these were premature, 11 were outside my jurisdiction and of the 25 other decisions, seven resulted in a finding of no maladministration.

Your Council's complaints procedure and handling of complaints

I have already commented on approaches to complaint handling in relation to Social Services. My investigations did not indicate problems in other areas of complaint handling, quite the opposite. On one occasion your Council had actually resolved a complaint made to both you and me simultaneously, before we made enquiries.

Training in complaint handling

As you are aware from the training we delivered to your Council in September 2007 and March 2008, 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. A detailed evaluation of the training provided to councils over the past three years shows very high levels of satisfaction. I hope your staff found the courses useful. I know the trainers enjoyed them and found them a very positive experience.

The range of courses is expanding in response to demand. In addition to Good Complaint Handling (identifying and processing complaints) and Effective Complaint Handling (investigation and resolution), we now offer these courses specifically for social services staff and a course on reviewing complaints for social care review panel members. We will customise courses to meet your Council's specific requirements and provide courses for groups of staff from different smaller authorities.

Participants benefit from the complaint-handling knowledge and expertise of the experienced investigators who present the courses.

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

LGO developments

We launched the LGO Advice Team in April, providing a first contact service for all enquirers and new complainants. Demand for the service has been high. Our team of advisers, trained to provide comprehensive information and advice, has dealt with many thousands of calls since the service started.

The team handles complaints submitted by telephone, email or text, as well as in writing. This new power to accept complaints other than in writing was one of the provisions of the Local Government and Public Involvement in Health Act, which also came into force in April. Our experience of implementing other provisions in the Act, such as complaints about service failure and apparent maladministration, is being kept under review and will be subject to further discussion. Any feedback from your Council would be welcome.

Last year we published two special reports providing advice and guidance on 'applications for prior approval of telecommunications masts' and 'citizen redress in local partnerships'. Feedback on special reports is always welcome. I would particularly appreciate information on complaints protocols in the governance arrangements of partnerships with which your Council is involved.

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
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June 2008

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

Complaints received by subject area	Adult care services	Children and family services	Education	Other	Planning & building control	Transport and highways	Total
01/04/2007 - 31/03/2008	9	4	9	3	4	6	35
2006 / 2007	9	13	4	6	5	11	48
2005 / 2006	9	6	17	8	1	10	51

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
01/04/2007 - 31/03/2008	0	7	0	0	7	11	11	11	36	47
2006 / 2007	1	2	0	0	12	5	5	16	25	41
2005 / 2006	0	7	0	0	17	5	5	11	34	45

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
01/04/2007 - 31/03/2008	13	25.5
2006 / 2007	16	20.1
2005 / 2006	21	18.7

Average local authority response times 01/04/2007 to 31/03/2008

Types of authority	<= 28 days %	29 - 35 days %	> = 36 days %
District Councils	56.4	24.6	19.1
Unitary Authorities	41.3	50.0	8.7
Metropolitan Authorities	58.3	30.6	11.1
County Councils	47.1	38.2	14.7
London Boroughs	45.5	27.3	27.3
National Park Authorities	71.4	28.6	0.0