

HAUGHLEY PARISH COUNCIL

GRIEVANCE PROCEDURE

Adopted 4th May 2021

It is the Council's policy to ensure that all employees have access to a procedure to help deal with any grievances relating to their employment fairly and without unreasonable delay. The Council aims to investigate any formal grievance you raise, hold a meeting to discuss it with you, inform you in writing of the outcome, and give you a right of appeal if you are not satisfied.

1. Issues that may cause grievances include:

- (a) terms and conditions of employment;
- (b) health and safety;
- (c) work relations;
- (d) bullying and harassment;
- (e) new working practices;
- (f) working environment;
- (g) organisational change; and
- (h) discrimination.

This procedure does not form part of any employee's contract of employment. It may be amended at any time and the Council may depart from it depending on the circumstances of any case.

2. Who is covered by the procedure?

This procedure applies to all employees regardless of length of service.

3. Using this procedure

- 3.1 If you have difficulty at any stage of the Grievance Procedure because of a disability or because English is not your first language, you should discuss the situation with the Chairman as soon as possible.
- 3.2 This Grievance Procedure should not be used to complain about dismissal or disciplinary action. If you are dissatisfied with any disciplinary action, you should submit an appeal to the Council.
- 3.3 The Council has a separate Anti-harassment and Bullying Policy that may be useful if you have been the victim of bullying or harassment or wish to report an incident of bullying or harassment involving other people.
- 3.4 The Council operates a separate Whistleblowing Policy to enable employees to report illegal activities, wrongdoing or malpractice. However, where you are directly affected by the matter in question, or where you feel you have been victimised for an act of whistleblowing, you may raise the matter under this Grievance Procedure.
- 3.5 Written grievances will be placed on your personnel file along with a record of any decisions taken and any notes or other documents compiled during the grievance process. These will be processed in accordance with the Council's Data Protection Policy.

4. Raising grievances informally

Most grievances can be resolved quickly and informally through discussion with the Chairman. If the complaint concerns him or her, then you should speak informally to another Member of the Council. If this does not resolve the issue, you should follow the formal procedure below.

5. Formal written grievances

- 5.1 If your grievance cannot be resolved informally you should put it in writing and submit it to the Chairman, indicating that it is a formal grievance. If the grievance concerns him or her, you may submit it instead to the Vice Chairman.
- 5.2 The written grievance should contain a brief description of the nature of your complaint, including any relevant facts, dates, and names of individuals involved. In some situations, the Council may need to ask you to provide further information.

6. Investigations

- 6.1 In some cases it may be necessary for the Council to carry out an investigation into your grievance. The amount of any investigation required will depend on the nature of the allegations and will vary from case to case. It may involve interviewing and taking statements from you and any witnesses, and/or reviewing relevant documents. The investigation will be carried out by a working group set up for this purpose.
- 6.2 You must co-operate fully and promptly in any investigation. This may include informing the Council of the names of any relevant witnesses, disclosing any relevant documents to the Council and attending interviews, as part of our investigation.
- 6.3 The Council may initiate an investigation before holding a grievance meeting where the Council considers this appropriate. In other cases, the Council may hold a grievance meeting before deciding what investigation (if any) to carry out. In those cases, the Council will hold a further grievance meeting with you after its investigation and before the Council reaches a decision.

7. Right to be accompanied

- 7.1 You may bring a companion to any grievance meeting or appeal meeting under this procedure. The companion may be either a SLCC representative (Clerk only), a colleague or another professional. You must tell the person holding the grievance meeting who your chosen companion is, in good time before the meeting.
- 7.2 At the meeting, your companion may make representations to the Council and ask questions, but should not answer questions on your behalf. You may confer privately with your companion at any time during the meeting.
- 7.3 Acting as a companion is voluntary and your colleagues are under no obligation to do so. If they agree to do so they will be allowed reasonable time off from duties without loss of pay to act as a companion.
- 7.4 If your choice of companion is unreasonable, the Council may ask you to choose someone else, for example:
 - (a) if in the Council's opinion your companion may have a conflict of interest or may prejudice the meeting; or
 - (b) if your companion works at another site and someone reasonably suitable is available at the site at which you work; or
 - (c) if your companion is unavailable at the time a meeting is scheduled and will not be available for more than five working days afterwards.

8. Grievance meetings

- 8.1 The Council will arrange a grievance meeting, normally within one week of receiving your written grievance.
- 8.2 You and your companion (if any) should make every effort to attend grievance meetings. If you or your companion cannot attend at the time specified, you should inform the Council immediately and the Council will try, within reason, to agree an alternative time.
- 8.3 The purpose of a grievance meeting is to enable you to explain your grievance and how you think it should be resolved, and to assist the Council to reach a decision based on the available evidence and the representations you have made.
- 8.4 After an initial grievance meeting the Council may carry out further investigations and hold further grievance meetings as it considers appropriate. Such meetings will be arranged without unreasonable delay.
- 8.5 Your companion at a grievance meeting may make representations to the Council and ask questions, but should not answer questions on your behalf. You may confer privately with your companion at any time during the meeting.
- 8.6 The Council will write to you, usually within one week of the final grievance meeting, to inform you of the outcome of your grievance and any further action that the Council intends to take to resolve the grievance. The Council will also remind you of your right of appeal. Where appropriate the Council may hold a meeting to give you this information in person.

9. Appeals

- 9.1 If the grievance has not been resolved to your satisfaction you may appeal in writing to the Chairman, stating your full grounds of appeal, within one week of the date on which the decision was sent or given to you.
- 9.2 The Council will hold an appeal meeting. This will be dealt with impartially by the Chairman, Vice Chairman or a member of the council who has not previously been involved in the case (although they may ask anyone previously involved to be present). You have a right to bring a companion to the meeting (see paragraph 7).
- 9.3 The Council will confirm its final decision in writing, usually within one week of the appeal hearing. This is the end of the procedure and there is no further appeal.