

**LTC17D132**

**Title:** *Revision to the Non Academic Complaints Regulations*  
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**Version:** Draft v\*. \* or Final  
**Status:** Open

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**Issue**

A proposed revision to the regulations pertaining to Non-Academic Complaints.

**Recommendation**

Recipients are asked to approve the revision to the regulations as proposed.

**Resource Implications**

There are some minor resource implications arising from the proposed regulatory change. These are wholly related to existing staff time.

**Risk Implications**

Approval of the revised regulations will reduce the risk of students being concerned and/or complaining that the process of consideration is vulnerable to prejudice or bias.

**Equality and Diversity**

The regulations affect all students equally and are not expected to adversely impact on any protected characteristic.

**Timing of decisions**

The change to the current regulations will take immediate effect.

**Further Information**

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**Background**

The Non -Academic Complaints Procedure comprises three parts: an informal stage; a formal Stage One, in which the Stage One Non-Academic Complaints Panel (NACP) considers the appeal and a formal Stage Two, which a student may follow if dissatisfied with the outcome of the Stage One appeal, and is considered by a Stage Two NACP. Currently both Panels are chaired by members of the Student Support Service. The proposal is the insertion of one line

into the regulations that identifies panel membership at both stages for complaints about the Student Support Service whereby membership is not drawn from SSS staff.

**Discussion**

**Attachments**

Non-Academic Complaints Regulations

# Non-Academic Complaints Regulations

## 1. Purpose

1.1 The Non-Academic Complaints Regulations are intended to allow the formal raising of concerns by UEA students\* undertaking taught or research programmes regarding matters which are the responsibility of the University, but which do not directly relate to a student's programme of study, its associated academic facilities nor to an academic result, such as marks. We take students' concerns seriously at UEA and the Procedure within these Regulations is designed to enable their effective consideration and the enacting of timely remedies as appropriate. If a more appropriate route exists to consider the substantive concern, the student will be advised to engage with the relevant alternative procedure.

1.2 The Non-Academic Complaints Procedure is designed to be easy to use, timely, transparent and consistent in its treatment of cases.

1.3 The Non-Academic Complaints Procedure comprises three parts: an informal stage; a formal Stage One, in which the Stage One Non-Academic Complaints Panel (NACP) considers the complaint, and a formal Stage Two, which a student may follow if dissatisfied with the outcome of the Stage One complaint.

1.4A Guidance document for staff and students detailing the processes associated with these regulations is available from the Student Support Service.

*\* Students studying at UEA, or registered with UEA and based at the John Innes Centre, Sainsbury Laboratory, Quadram Institute Bioscience or University of Suffolk. For postgraduate research students based at the John Innes Centre, Sainsbury Centre, Sainsbury Laboratory or Quadram Institute Bioscience or University of Suffolk, Stage One complaints will be considered by the NACP where this is provided for under the relevant Partnership Agreement – please consult the Head of Postgraduate Research Service should clarification be required. Students on validated or accredited programmes at partner institutions wishing to submit a complaint should use the relevant procedures at their place of study.*

## 2. Commitments

2.1 Students who submit a case under these Regulations will not be unfavourably treated for having done so. Any student who believes that s/he has been less favourably treated as a result of submitting a case should immediately contact the Director of Student Services.

2.2 The University expects that students will not engage in frivolous or malicious complaints. It should be noted that if an appeal or complaint is found to have been brought with mischievous or malicious intent this may provide grounds for disciplinary action against the student.

2.3 The University will operate in accordance with its Equal Opportunities Policy when applying the Non-Academic Complaints Regulations and Procedure.

2.4 Students should be aware that any information they supply will be treated with due discretion and on a 'need to know' basis.

2.5 All personal information will be processed by the University in accordance with data protection legislation.

2.6 Training will be provided for all University staff involved in the processing of complaints.

### **3. First Steps to Try to Resolve Concerns**

3.1 Students are encouraged to seek an informal resolution of the matter about which they are concerned, before beginning the formal Procedure. Informal explorations of possible ways in which a matter may be resolved will not prejudice the consideration of a later formal submission.

3.2 Students should initially raise their concern with the department responsible for delivering the service with which they are dissatisfied. Where a student is uncertain as to where to raise a concern, or where a satisfactory resolution has not been achieved, they may contact the Student Support Service to explore the possibility of informal resolution.

3.3 Should these steps not resolve the matter to the student's satisfaction, the student may submit a formal complaint under Stage One of the Procedure.

### **4. The Nature of the Complaint**

4.1 Students may complain about any aspect of their experience for which the University is responsible, but which does not form part of the delivery, management or assessment of their academic experience. Examples of the sorts of things about which a student might complain would include:

- i) Standard of University accommodation
- ii) Experience of University catering
- iii) Library Services
- iv) Learning Enhancement Team services
- v) Experience of Wellbeing Service
- vi) Behaviour of fellow students in the University.

### **5. Submitting a Stage One Non-Academic Complaint**

5.1 Students must submit a completed Stage One Non-Academic Complaint Form to the Student Support Service. Forms can be downloaded at

<https://portal.uea.ac.uk/learning-and-teaching/students/forms> Students should submit all relevant evidence with their form.

5.2 The formal consideration of the complaint may be suspended where appropriate, pending clarification by a student that they have tried to resolve the matter they are concerned about informally, before beginning the formal Procedure.

5.3 A student may decide to withdraw a complaint at any time prior to its consideration by the NACP.

## **6. Consideration of the Stage One Complaint**

6.1 Stage One Complaints that meet the grounds for consideration (see 4.1 above) shall be considered by the Non-Academic Complaints Panel (NACP), which shall meet with a frequency that ensures that the time between submission and consideration by the Panel does not exceed 20 working days for any case (normally this will require monthly meetings).

6.2 The Panel shall comprise: a manager from Student Services (Chair), a School Manager and student representative and an experienced Student Services Secretary. *Where the complaint involves the Student Support Service membership of the NACP will not be drawn from Student Support Service staff.*

6.3 The Student Support Service will provide the NACP with the documentation submitted by the student under Stage One and a summary of the case.

6.4 The Student Support Service will, within 5 working days of receipt of the Complaint, write to the student acknowledging receipt and informing the student of the date of the next meeting of the NACP at which their case will be considered. This letter will also inform the student of the date by which they should normally expect to be advised of the Panel's decision.

## **7. Timescales for Stage One**

7.1 The student's submission including any supporting documentation must be received no later than 20 working days after the date on which the attempt to resolve matters informally was concluded. This date shall be the date of the last communication to the student regarding the outcome of the informal stage. (This may include, for example: meetings, emails, and letters.)

7.2 Complaints submitted after the deadline (see 7.1 above) with good reason for the delay may still be considered. The student should contact the Student Support Service if they are unable to meet this deadline.

7.3 The decision by the Director of Student Services as to whether a late submission should be accepted shall be final and not subject to appeal.

7.4 In normal circumstances the student shall be advised of the outcome of their Stage One Complaint within 10 working days of the date of the NACP meeting.

Where the complexity of the case prevents this, the student shall be notified of the delay.

## **8. Actions and outcomes at Stage One**

8.1 A NACP will uphold complaints where any of the following are found:

1. Correct procedures were not followed.
2. The student experienced unfair or unequitable treatment.
3. The student experienced undue delay in the delivery of a service or the provision of a response to an earlier enquiry.
4. The University failed to deliver an appropriate level of service.
5. The student received inadequate or inaccurate advice or guidance.
6. The experience of the student is at odds with the level of service which they might reasonably expect.

8.2 The possible remedies to an upheld complaint will, by the nature of complaints, be too individual to summarise here. They shall be determined by the NACP, will not involve any adjustment to academic outcomes (since academic outcomes must be addressed through the Academic Appeals and Complaints route) and where a concession would be needed to allow the proposed remedy to apply the Chair of the relevant NACP should seek advice from the Academic Director of Taught Programmes or Academic Director of Research Degree Programmes as appropriate.

8.3 NACPs shall be able to agree compensatory payments to be made to students in relation to upheld complaints up to a limit of £1,000. If it is felt that such compensation would provide an insufficient remedy the Chair of the relevant NACP should seek advice from the Director of Student Services who will liaise with the relevant budget holder as appropriate.

8.4 In all cases the Secretary to the NACP shall write to advise the student of the outcome of the consideration of their case in accordance with 7.5 above.

8.5 The letter shall advise the student that a Stage Two Complaint can only be submitted if the student believes that correct procedures were not followed at Stage One. The letter shall advise the student that, if they do not intend to pursue a Stage Two Complaint on those grounds, the student may treat the Stage One outcome letter as a completion of procedures notification and, if they wish, exercise their entitlement to contact the Office of the Independent Adjudicator.

## **9. Submitting a Stage Two Non-Academic Complaint**

9.1 A Stage Two Non-Academic Complaint can only be considered where the student claims that there was a procedural irregularity at Stage One. This includes the claim by the student that evidence was not fully and properly considered. Where a Stage Two Complaint is submitted on grounds other than those permitted within the regulations it shall not be considered by a Panel and the student will be advised to submit a complaint to the Office of the Independent Adjudicator.

9.2 A student must submit a completed Stage Two Complaint Form

<https://portal.uea.ac.uk/learning-and-teaching/students/forms>) along with any supporting documentation to the Student Support Service.

9.3 A student may decide to withdraw a complaint at any time prior to its consideration.

9.4 The Student Support Service will, within 5 working days of receipt of the Complaint, write to the student acknowledging receipt.

## **10. Consideration of the Stage Two Appeal or Complaint**

10.1 Complaints that meet the grounds for consideration (see 9.1 above) shall be considered by the Stage Two Non Academic Complaints Panel (NACP2), which shall meet with a frequency that ensures that the time between submission and consideration by the Panel does not exceed 20 working days for any case.

10.2 The Panel shall comprise: The Head of Student Services (Chair), a Senior Faculty Manager and a student representative and an experienced Student Services Secretary. *Where the complaint involves the Student Support Service membership of the NACP2 will not be drawn from Student Support Service staff*

10.3 The Student Support Service ~~Office~~ will provide the NACP2 with the documentation submitted by the student under Stage One and a summary of the case.

10.4 The Student Support Service Office will, within 5 working days of receipt of the Complaint, write to the student acknowledging receipt and informing the student of the date of the next meeting of the NACP2 at which their case will be considered. This letter will also inform the student of the date by which they should normally expect to be advised of the Panel's decision.

## **11. Timescales for Stage Two**

11.1 The student's submission including any supporting documentation must be received in Student Support Services no later than 15 working days after the date on which the student was formally advised of the Stage One outcome.

11.2 Complaints submitted after this deadline with good reason for the delay may still be considered. The student should contact the Student Support Service if s/he is unable to meet this deadline.

11.3 The decision by the Director of Student Services as to whether a late submission should be accepted shall be final and not subject to appeal.

11.4 In normal circumstances the student shall be advised of the outcome of their Stage Two Complaint within 20 working days of the date of receipt. Where the complexity of the case prevents this, the student shall be notified of the delay.

## **12. Actions and Outcomes at Stage Two**

12.1 A Stage Two Complaint shall be upheld where there is evidence that correct procedure was not followed at Stage One.

12.2 Where a Stage Two Complaint is upheld, the Panel shall consider the substance of the case in accordance with paragraphs 8.1-8.6 above, determining such remedy as the Panel regards appropriate.

12.3 Where there is no evidence that correct procedure has not been followed, the Complaint shall be rejected and there shall be no further right of complaint within the University.

12.4 The outcome letter referenced in 11.4 above shall serve as a completion of procedures letter and will advise the student of their entitlement to contact the Office of the Independent Adjudicator should they be dissatisfied either with the rejection of the Complaint, or in cases where the Complaint is upheld, with the proposed remedy.