



Midsomer Norton Town Council

GRIEVANCE PROCEDURE

Adopted by Council: 7th April 2014 (Minute Number: 209)



1. INTRODUCTION

- 1.1. This procedure applies to all employees of the Council.
- 1.2. The objectives of the procedure are: -
 - To foster good relationships between the council and its employees by discouraging the harbouring of grievances;
 - To settle grievances as near as possible to their point of origin;
 - To ensure the council treats grievances seriously and resolves them as quickly as possible; and
 - To ensure that employees are treated fairly and consistently throughout the council.
- 1.3. Matters excluded from this procedure are as follows: -
 - Appeals against salary or gradings;
 - Appeals against disciplinary actions;
 - Income tax, national insurance matters, rates of pay collectively agreed at the national or local level;
 - Rules of pension schemes; and
 - A grievance about a matter over which the council has no control.

2. INFORMAL GRIEVANCE PROCEDURE

In the interests of maintaining good working relations the employee is encouraged to first discuss any grievance with his/her supervisor or manager with a view to resolving the matter informally if appropriate. If the employee feels that this is not appropriate or he or she wishes to pursue a formal grievance they should follow the procedure detailed below.



3. FORMAL GRIEVANCE PROCEDURE

STANDARD COUNCIL GRIEVANCE PROCEDURE

- 3.1. The employee must set out his/her grievance in writing (“Statement of Grievance”) and provide a copy to the Town Clerk.
- 3.2. Once the Town Clerk has had a reasonable opportunity to consider his response to the information provided in the Statement of Grievance the employee will be invited to attend a grievance meeting to discuss the matter.
 - (i) The employee must take all reasonable steps to attend the meeting.
 - (ii) Grievance meetings will normally be convened within 10 working days of the Statement of Grievance being received.
 - (iii) The employee has the right to be accompanied to a grievance meeting by a fellow employee or by a Trade Union representative.
 - (iv) If the meeting is inconvenient for either the employee or his or her companion, the employee has the right to postpone the meeting by up to 5 working days.
- 3.3. A grievance meeting may be adjourned to allow matters raised during the course of the meeting to be investigated, or to afford the Town Clerk time to consider the decision or take advice.
- 3.4. After the meeting the employee will be informed of the Town Clerk’s decision within 5 working days. The Town Clerk’s decision will be confirmed to the employee in writing.
- 3.5. If the employee wishes to appeal against the Town Clerk’s decision he or she must inform the council within 5 working days of receiving the decision.
- 3.6. If the employee notifies the council that they wish to appeal, the employee will be invited to attend a grievance appeal meeting before the Council’s Personnel Working Party. The employee must take all reasonable steps to attend that meeting. The employee has the right to be accompanied to a grievance appeal meeting by a fellow employee or by a Trade Union representative.



- 3.7. A grievance appeal meeting will normally be convened within 10 working days of the council receiving notice that the employee wishes to appeal pursuant to 3.5. above. If the meeting time is inconvenient for the employee or his or her companion, the employee may ask to postpone the meeting by up to 5 working days.
- 3.8. After the grievance appeal meeting the employee will be informed of the council's final decision within 5 working days. The council's decision will be confirmed to the employee in writing.

4. MODIFIED COUNCIL GRIEVANCE PROCEDURE (FOR FORMER EMPLOYEES)

- 4.1. If an ex-employee wishes to raise a grievance, he or she must set out their grievance and the basis for that grievance in writing and provide a copy to the Town Clerk.
- 4.2. Following receipt of a statement of grievance pursuant to 4.1. above, the Town Clerk will either write to the ex-employee inviting him or her to attend a meeting to discuss the grievance, or to ask for the ex-employee's agreement to a response to the grievance in writing.
- 4.3. If the ex-employee does not agree to the matter being dealt with by correspondence within 10 working days of the council writing to them pursuant to 4.2. above steps 3.1. to 3.4. of the standard council grievance procedure will be followed. The meeting will be conducted by the Town Clerk.
- 4.4. If the ex-employee does agree to the matter being dealt with by correspondence, the Town Clerk will consider his or her grievance and will respond to the ex-employee in writing within 15 working days of the receipt of such confirmation setting out the basis for the council's decision.

5. RIGHT OF APPEAL

- 5.1. If the employee or ex-employee is not satisfied with the response to their grievance under Paragraphs 3 or 4 above (as appropriate) notices of this fact must be given to the Town Clerk within 10 working days of the date of receipt of the Town Clerk's decision letter.
- 5.2. In the case of an appeal the matter will be referred for consideration by the Council's Personnel Working Party and the



procedure under Paragraph 3 or 4 (as appropriate) will be repeated.

6. GENERAL PROCEDURAL INFORMATION

- 6.1 Grievances raised under the standard council grievance procedure will normally be investigated, and any meetings to discuss the grievance conducted by the Town Clerk.
- 6.2 If an employee's grievance is about the Town Clerk they should raise the matter with the Chair of Council. All investigations and any grievance meetings will be conducted by the Personnel Working Party and any grievance appeal meetings will be conducted by 3 members of the council who do not sit on the Personnel Working Party.
- 6.3 Where a grievance is raised by the Town Clerk or all employees (including the Town Clerk) to the council all investigations and any grievance meeting will be conducted by the Personnel Working Party. Any grievance appeal meeting will be conducted by 3 members of the council who do not sit on the Personnel Working Party.
- 6.4 A copy of the Statement of Grievance, a note of the decision taken at the first stage of the procedure, any notice of appeal and appeal decision will be placed on or with the employee's/ex-employees personnel file, together with any notes or evidence taken or compiled during the course of the procedure.

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