

## 1 PURPOSE

The purpose of this document is to provide complaints handling information to participants and other interested parties, such as how to make a complaint, where to make a complaint, and what complainants might reasonably expect when making a complaint which is related to HCNA service providers.

## 2 DEFINITION

A complaint is defined as negative feedback from any source in respect of any HCNA service providers' services and can be either written or verbal and be made by the person accessing such services, or through a third party.

## 3 POLICY STATEMENT

HCNA affirms that people have a right to question and inform decisions made and services provided. We take complaints seriously and manage them in a confidential, timely, objective, transparent and meaningful way. We achieve this by:

- a. maintaining the confidentiality of all parties in line with policy and legislative requirements;
- b. acknowledging that the common goal is to achieve an outcome acceptable to all parties;
- c. acting in good faith and in a calm and courteous manner;
- d. showing respect and understanding of each other's point of view and value difference, rather than judge and blame;
- e. respecting and acknowledging the need for cultural appropriateness;
- f. ensuring complaints are handled objectively and confidentially, and that complainants are not unfairly treated as a result of making a complaint; and
- g. recognising that all parties have rights and responsibilities which must be balanced.

## 4 AWARENESS AND ACCESSIBILITY

Our service values the feedback of clients, staff, families, health professionals, and the wider community as a mechanism to support our continual improvement of our services. Accordingly, HCNA shall ensure that this complaints handling information is accessible by clients, staff, families, health professionals, and the wider community.

The complaints handling process shall be free of charge to the complainant.

## 5 COMPLAINANT WILL NOT BE DISADVANTAGED

HCNA service providers, shall not cease providing a complainant with services; shall not refuse the complainant with access to those goods or services; or otherwise recriminate against any complainant, because they have made a complaint to, or about HCNA. This does not, however, preclude HCNA from taking necessary action to ensure service continuity and quality and safety of care.

## 6 HOW TO MAKE A COMPLAINT

Complaints can be made either by:

- a. email at [info@hcna.com.au](mailto:info@hcna.com.au) or
- b. via *Contact Us* on our website <https://www.hcna.com.au/> or
- c. in person, or
- d. by completing a HCNA Feedback form, which is available from any member of HCNA staff and can be accessed via HCNA website: <https://www.hcna.com.au/> or
- e. Health Professionals explaining complaints procedures with clients and encouraging them to raise any issues they may have; or  
by telephone **1800 466 36**

**Note:** Complainants will be asked to put their concerns in writing and provide all relevant supporting documentation.

## 7 RESPONSIVENESS

All complaints will be acknowledged and responded to as soon as practicable. Our aim is to acknowledge receipt of complaints within three business days of receipt.

Complaints will be dealt with in a timely manner and complainants will be kept informed about the progress of their complaint and anticipated timeframes.

HCNA, shall endeavour to resolve/close out complaints, wherever practicable, within 35 business days.

Allegations of suspected harm, or risk of harm to a person, or possible victims of crime, will be actioned immediately by urgent referral, or reporting to the relevant agency.

## 8 PRIVATE AND CONFIDENTIAL

Personally identifiable information concerning the complainant shall be available where needed, but only for the purposes of addressing the complaint within HCNA, or HCNA's contracted service providers, and personal information shall be actively protected from disclosure [in accordance with the Australian Privacy Principles in the Privacy Act 1988 and the NDIS (Protection and Disclosure of Information) Rules], unless the complainant expressly consents to its disclosure, or disclosure is required by law.

## 9 MANAGING THE COMPLAINT

Where possible complaints will be dealt with as quickly as possible, by a senior manager, referred to as HCNA's Complaints Handling Management Representative, who is appointed by the HCNA Managing Director.

Where the HCNA Complaints Handling Management Representative believes they will have to share a confidence with another person in order to resolve an issue, or the nature of a complaint requires that a third party has to be informed in order to meet legislative requirements, they will inform the complainant, or the client's carer or family (as applicable) of the need prior to any further discussions on the matter.

The complaint will be documented and any notifiable requirements in relation to the complaint considered.

The complainant will normally be asked to provide information regarding how the situation could be rectified to their satisfaction.

If possible, the problem will be resolved as soon as reasonably practicable. If this is not possible, the complainant will be advised that the issue will be given high priority and dealt with as soon as possible.

HCNA's corrective action decision/s shall be tailored to the nature and severity of the complaint and must be subject to any statutory requirements. To address a complaint, HCNA may:

- a. assess the claims made in the complaint;
- b. gather relevant information concerning the complaint;
- c. investigate and assess relevant information to the complaint;
- d. refer the complaint to an independent external party (as required) – to investigate, assess, and conduct an independent review of relevant information to the complaint, providing a recommended response to the complaint; and/or
- e. escalate the complaint to the relevant Department of Health departmental executive officer (as appropriate).

Where mediation is required all parties will have the right to agree to the appointment of the mediator.

Serious matters, such as the following, are to be immediately brought to the attention of the HCNA Managing Director:

- a. the safety, health or wellbeing of a person using the service was, or is, being compromised while that person is, or was, being consulted by a HCNA service provider; and/or
- b. relevant legislation or NDIS Commission Standards have been contravened.

The HCNA Managing Director will take the lead in having such matters investigated and dealt with in a timely manner.

## 10 FOLLOW-UP AND REVIEW

Each complaint will be viewed as an opportunity for improvement. After the complaint has been dealt with, HCNA will analyse the complaint to determine if any policy or procedural changes need to be implemented.

The HCNA Managing Director or delegated Complaints Handling Management Representative, will follow-up to confirm that complaints have been successfully resolved to relevant parties' satisfaction.

Complainants will be contacted by the Complaints Handling Management Representative to determine if they were satisfied with the way the issue was resolved, and other relevant parties will be also be consulted about the outcome from a service delivery perspective.

## 11 MONITORING, EVALUATION AND REVIEW

Through the HCNA Quality Management System internal auditing process, this policy will be reviewed to ensure compliance with legislative requirements, and unless deemed necessary through the identification of practice gaps, HCNA will review this policy annually. The review processes will seek to identify and address any systematic barriers to complaints, and feedback mechanisms, with a view to continual improvement.

Complainants feedback shall be used as an input into the review process.

### 12 COMPLAINANT'S RIGHT OF APPEAL

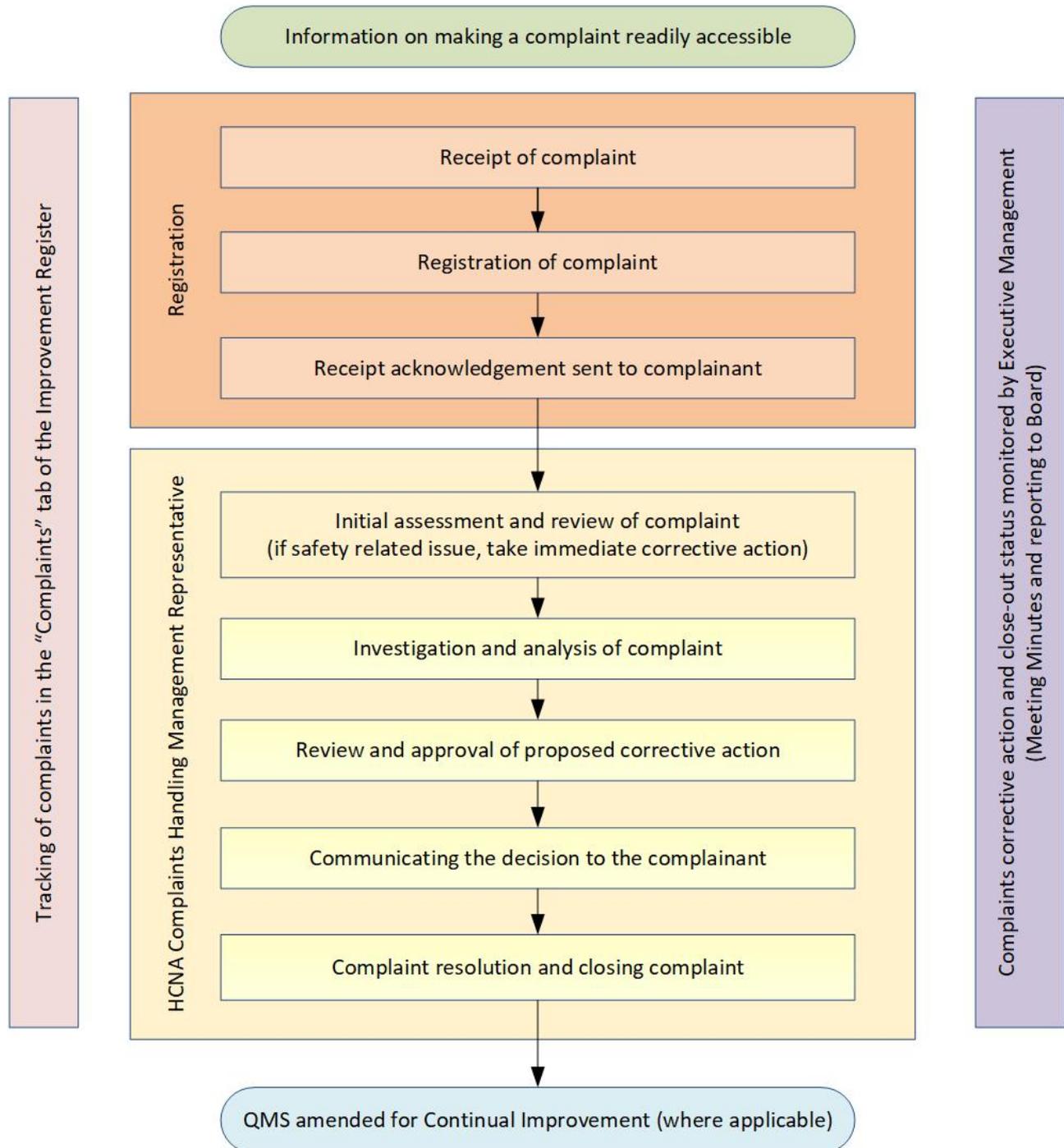
If you are not satisfied with our decision and the outcome, you are entitled to seek review of the outcome of your complaint. An application to have your decision internally reviewed must be made to HCNA within 20 business days of the date of the letter communicating the original decision.

When a review is requested by a complainant, an internal review will be conducted by an Executive Manager, or external agent, who was not involved in the original investigation and assessment of the complaint.

Complainants are to be made aware that:

- a. such a review is not a new investigation of their complaint;
- b. the review process will consider:
  - i. the process adopted by the original investigating officer and whether it was appropriate to identify the validity of the complaint and where applicable, address the concerns raised; and
  - ii. the merit of the conclusions and whether they were clearly and appropriately explained to the complainant; and
- c. the second review will finalise the complaint (subject to the finalisation of any additional matters referred back to the Complaints Handling Management Representatives for consideration); and
- d. complainants may also choose to directly engage with an external body, such as the Commonwealth Ombudsman (see contact details below) to seek a review of HCNA's handling and/or the outcome of the complaint.

## 13 HCNA COMPLAINTS PROCESS – OVERVIEW DIAGRAM



## 14 HOW TO MAKE A COMPLAINT TO THE NDIS COMMISSION

If you have a concern about supports or services provided to you by HCNA, it is important that you talk about it in the first instance with HCNA, as this is often the best way to have your issue resolved quickly.

If HCNA is unable to resolve your concern or complaint, then you should seek further support. You may seek support from family, a friend or an independent advocate in making a complaint. For further information see: Disability Advocacy. <https://www.ndiscommission.gov.au/participants/disability-advocacy>

If you wish, you can also make a complaint to the NDIS Commission by:

- Phoning: 1800 035 544 (free call from landlines) or TTY 133 677. Interpreters can be arranged.
- National Relay Service and ask for 1800 035 544.
- Completing an NDIS Commission complaint contact form – available from website <https://www.ndiscommission.gov.au/about/complaints>

The NDIS Commission can take complaints from anyone about:

- NDIS services or supports that were not provided in a safe and respectful way
- NDIS services and supports that were not delivered to an appropriate standard
- how an NDIS provider has managed a complaint about services or supports provided to an NDIS participant

The NDIS Commission website provides information on the following topics:

- Privacy of your information,
- What happens after you make a complaint?
- How your complaint may be resolved?
- NDIS Commission may will facilitate the conciliation meeting between the person making the complaint, the person with a disability affected by an issue raised in the complaint, and HCNA
- NDIS Commission investigation of a complaint,
- What could happen after a complaint is resolved?
- What can be done if you disagree with the decision made by the NDIS Commission?

If a complaint raises a serious compliance issue, the NDIS Commission has powers to take action.

### MORE NDIS COMMISSION INFORMATION

- NDIS Fact sheet: How to make a complaint <https://www.ndiscommission.gov.au/document/806>
- Video: Understanding complaints <https://www.ndiscommission.gov.au/understanding-complaints-ndis-commission>

The Complaints Management Resolution Guidance provides more detailed information about the NDIS Commission's complaints process:

<https://www.ndiscommission.gov.au/document/581>  
<https://www.ndiscommission.gov.au/about/complaints>

If you are not satisfied with the NDIS Commission response, you can raise your concerns with the Office of the Commonwealth Ombudsman. They can look at how we handled your complaint, but they cannot change our decision.

**Telephone:** 133 OHO (133646)

**Address:** PO Box 13281, George Street, Brisbane, QLD 4003

**Website:** <https://www.oho.qld.gov.au>

**Support:** If required, appropriate support is provided to complainants using our services to assist them make a complaint to an external body (e.g. communication support such as interpreters).