

## SPSO decision report

**Case:** 201003732, The Moray Council  
**Sector:** local government  
**Subject:** planning, neighbour notification  
**Outcome:** some upheld, action taken by body to remedy, no recommendations

### Summary

Mr C complained that the council failed to include a specific planning application on their weekly list. The council accepted that this error occurred but explained that, under the circumstances, it was not appropriate to revoke the planning consent. Mr C also raised a complaint about what he considered to be the council's unfair change to neighbour notification criteria in relation to the application.

We found that there was a mistake in the council's computer system which allowed this application to be omitted from the weekly list. As a result we upheld this aspect of the complaint. However as the council had taken appropriate steps following discovery of this mistake, we made no recommendations.

We also reviewed the circumstances behind the neighbour notification criteria and found that it was in compliance with planning law.