

## SPSO decision report

**Case:** 201407596, Aberdeenshire Council  
**Sector:** local government  
**Subject:** complaints handling  
**Outcome:** not upheld, no recommendations

### Summary

Mrs C lives near a former quarry site where planning permission was granted for the erection of buildings and stabilisation works some years ago. When works began she became concerned that the site was operating as a quarry and outside the planning conditions imposed by the council. She complained to the council about this.

The council responded that the developments appeared to be progressing in accordance with the relevant approvals. They said that no conditions had been made in relation to the specific matters that Mrs C raised and that there had been no breaches of the planning conditions, but that concerns about these matters had been passed to relevant departments.

Mrs C was dissatisfied with the council's responses and complained to us that the council's statement that there had been no breaches of planning conditions was inaccurate. Mrs C's specific concern was that the site was operating outside the times set out in the conditions relating to the two approvals.

After investigating Mrs C's complaint, we found that the operating times stated in the conditions related to after the development had been completed, not during its construction and, therefore, we did not uphold the complaint.