

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: EIR-17-0307 - Turbine Complaints
Date: 17 March 2017 11:27:09
Attachments: [Further Information - Right to Review & Appeal.pdf](#)

Dear [REDACTED]

Thank you for your information request of 22 February 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

In connection with noise from wind turbines only (individual turbines or wind farm) in your area could you please advise the number of:

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Question 1

a) Operational wind energy installations (individual turbines or wind farms) in your area in each year 2012 – 2016

ACC is unable to provide you with information on the number of operational wind energy installations (individual turbines or wind farms) in the area as it is not held by the Council. In order to comply with its obligations under the terms of Regulation 10(4)(a) - Information Not Held - of the EIRs, ACC hereby gives notice that this information is not held by it. ACC is required by Regulation 10(1)(b) of the EIRs to inform you as to why in all the circumstances of the case, the public interest in maintaining this exception outweighs the public interest in disclosing this information to you. ACC is satisfied that it does not hold this information and considers that, as there is no information held, the public interest lies with the exception.

b) Complaints received per year 2012 – 2016

One in 2013

c) Incidents of noise level reductions informally negotiated with operators per year 2012 – 2016

NIL

Question 2

a) Abatement Notices (Environmental Protection Act 1990) served per year 2012 – 2016

None.

b) Abatement Notice Appeals per year 2012 – 2016

None.

c) Abatement Notice Prosecutions per year 2012 – 2016

None.

Question 3

a) Breach of Condition Notices (Town and Country Planning Act 1990) served per year 2012 – 2016

None.

b) Planning Enforcement Notices (Town and Country Planning Act 1990) served per year 2012 – 2016

None.

c) Planning Enforcement Appeals (BCNs and ENs) served per year 2012 – 2016

None.

d) Planning Enforcement Prosecutions (BCNs and ENs) per year 2012 – 2016

None.

We hope this helps with your request.

Yours sincerely,

Nicky Leiper
Information Compliance Officer

INFORMATION ABOUT THE HANDLING OF YOUR REQUEST

As the information which you requested is environmental information, as defined under Regulation 2(1) of the Environmental Information (Scotland) Regulations 2004 (the EIRs), ACC considered that it was exempt from release through FOISA, and must therefore give you notice that we are refusing your request under Section 39(2) of FOISA (Freedom of Information (Scotland) Act 2002). However, you have a separate right to access the information which you have requested under Regulation 5 of the EIRs, under which ACC has handled your request. Please refer to the attached PDF for more information about your rights under the EIRs.

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