

Housing and Property Chamber

First-tier Tribunal for Scotland



First-tier tribunal for Scotland (Housing and Property Chamber)

Variation of Repairing Standard Enforcement Order (“RSEO”): Housing (Scotland) Act 2006 Section 25

Chamber Ref: FTS/HPC/RT/21/1978

Property Address: Flat 1/0, 2 Sibbald Street, Dundee DD3 7JA (“the property”)

The Parties: Mr Stuart Cuthill, Private Sector Services Unit, 3 City Square, Dundee DD1 3BA (“third party applicant”)

Mrs Faiza Sami Ullah, Flat 1/0, 2 Sibbald Street, Dundee DD3 7JA (“the applicant”)

Mr Javid Alam, Ms Asma Nahid, 4 Fonstane Crescent, Monfieth, Angus DD5 4JZ (“the respondent”)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the tribunal”)

NOTICE TO Mr Javid Alam, Ms Asma Nahid, 4 Fonstane Crescent, Monfieth, Angus DD5 4JZ (“the respondent”)

The First-tier tribunal for Scotland (Housing and Property Chamber) (“the tribunal”) having determined on that the Repairing Standard Enforcement Order relative to the property should be varied, said Repairing Standard Enforcement Order is hereby varied with effect from the date of service of this Notice in the following respects:-

1. The steps which the tribunal requires the respondent to take in complying with the order are amended as follows:-
 - (i) By extension of the period for compliance with the Repairing Standard Enforcement Order until 11 September 2022.

Subsection 25(3) of the Housing (Scotland) Act 2006 does not apply in this case.

A landlord, tenant or third party applicant aggrieved by the decision of the tribunal may appeal to the Upper Tribunal for Scotland on a point of law only. Before an appeal can be made to the Upper Tribunal, the party must first seek permission to appeal from the First-tier Tribunal. That party must seek permission to appeal within 30 days of the date the decision was sent to them.

Where such an appeal is made, the effect of the decision and of any order is suspended until the appeal is abandoned or finally determined by the Upper Tribunal, and where the appeal is abandoned or finally determined by upholding the decision, the decision and any order will be treated as having effect from the day on which the appeal is abandoned or so determined.

In witness whereof these presents type written on this and the preceding page are executed by Mark Thorley, chairperson of the Tribunal at Edinburgh on the 11th day of July 2022 before this witness:-
A Gibson M Thorley

_____ witness
AUSON GIBSON name in full

20 Hopeboun Address

Street, Edinburgh

EH7 4GH

_____ chairperson