

# **Housing and Property Chamber**

## **First-tier Tribunal for Scotland**

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**First-tier Tribunal for Scotland (Housing and Property Chamber)**

**STATEMENT OF DECISION: Housing (Scotland) Act 2006 Section 60**

**The Parties:**

**Falkirk Council, Suite 2, Callendar Business Park, Falkirk FK1 1XR ("the Third Party")**

**Marie Barrett and Paul Barrett, 6 Clayton Park, Bridge of Earn, Perth PH2 9FD ("the Landlord")**

**Reference number: FTS/HPC/RT/23/3111**

**Tribunal members:**

**John McHugh, Chairperson**  
**Greig Adams, Ordinary (Surveyor) Member.**

**Decision**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) ("the Tribunal") determined that the work required by the Repairing Standard Enforcement Order dated 28 November 2023 ("the RSEO") as varied had been completed and resolved to issue a Certificate of Completion of Work.**

**The decision of the Tribunal Members was unanimous.**

## Background

The RSEO as varied required the Landlord to do the following within 31 days:

*“To provide to the Tribunal an Electrical Installation Condition Report (EICR) produced by a suitably qualified electrician which confirms the electrical installations at the House to be in safe working order. Guidance as to suitably competent electricians is available in the Scottish Government Statutory Guidance on Electrical Installations and Appliances in Private Rented Property.”*

A satisfactory EICR dated 15 November 2023 has been made available to the Tribunal.

## Reasons for the Decision

On the basis of the evidence available, the Tribunal decides that the required works have been completed and a section 60 Certificate will be issued.

## Right of Appeal

**In terms of section 46 of the Tribunals (Scotland) Act 2014, a party 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.**

Signed ....  
John McHugh

Date .....3 January 2024.....

Chairperson