

Housing and Property Chamber

First-tier Tribunal for Scotland



VARIATION OF A REPAIRING STANDARD ENFORCEMENT ORDER in terms of Section 25(1)(a) of the Housing (Scotland) Act 2006 ("the Act")

Parties : Ms Helen Williams residing at 21 Rosebank Drive, Viewpark, Uddingston G71 5DX ("the Tenant") and

Mr. James Wilson residing at 132, Swinton Road, Baillieston, Glasgow G69 6OW ("the Landlord")

Property: registered in the Land Register for Scotland under Title Number LAN15751 ("the Property")

Chamber reference: FTS/HPC/RP/17/0228

Tribunal Members

Karen Moore (Legal Member and Chairperson)

Lorraine Charles (Ordinary Member)

NOTICE TO THE LANDLORD

Mr. James Wilson residing at 132, Swinton Road, Baillieston, Glasgow G69 6OW

Whereas in terms of their decision dated 13 May 2018, the First-tier Tribunal for Scotland ("the tribunal") determined that the Repairing Standards Enforcement Order ("RSEO") dated 29 December 2017 and registered against the Property in the Land Register for Scotland under Title Number LAN15751 be varied, the tribunal now vary the RSEO as follows:-

The time limit for completion of the RSEO is extended to **13 August 2018**.

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.

Further, in terms of Section 28(1) of the Housing (Scotland) Act 2006, a landlord who, without reasonable excuse, fails to comply with a Repairing Standard Enforcement Order commits an offence liable on summary conviction to a fine not exceeding Level 3 of the

standard scale, and in terms of Section 28(5) of that Act, also commits an offence if he or she enters into a tenancy or occupancy agreement in relation to a house at any time during which a Repairing Standard Enforcement Order has effect in relation to the house.

In Witness Whereof these presents printed on this and the preceding page are subscribed by Karen Moore, Chairperson of the tribunal, at Glasgow on 13 May 2018 before this witness, Norman William Moore, solicitor, 11 Muirfield Court, Cumbernauld G67 1AA.

William Moore

Witness

Karen Moore