

Housing and Property Chamber First-tier Tribunal for Scotland



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

Variation of RSEO: Housing (Scotland) Act 2006 Section 25

Chamber Ref: FTS/HPC/RP/17/0091

Title no/Sasines Description: BER7290

Property Address: Garden House, Ayton Castle, Eyemouth TD14 5RD ("the house")

The Parties: Ms Moira Brown, Garden House, Ayton Castle, Eyemouth, TD14 5RD ("the tenant")

Mr Brian Parsons and Mr Richard Syred ("the landlords")

The First-tier tribunal for Scotland (Housing and Property Chamber) ('the tribunal') having determined on 20 February 2018 that the **Repairing Standard Enforcement Order** relative to the house served on 9 June 2017 should be varied, the 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 require the landlord to take to comply with the order are amended as follows:-
 - (a) To obtain from Scottish Borders Council analysis of the water supply to the house to analyse the lead content and for those results to be made available.
2. The period allowed for compliance with the order is amended to a further period of one month.

Subsection 25(3) of the Housing (Scotland) Act 2006 does/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 before this witness:-

Mark
Thorley _ chairperson

_ witness
ALISON GIBSON name in full

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