



Variation of the Repairing Standard Enforcement Order

Case Reference: FTS/HPC/RT/19/3633

RE: PROPERTY AT 13 3f1 Gillespie Crescent, Edinburgh, EH10 4HT (hereinafter referred to as "the house")

THE PARTIES:

City of Edinburgh Council. East Neighbourhood Office, 101 Niddrie Mains Road, Edinburgh EH16 4DS ("the Third Party Applicant")

Mr. Mark Edward Fortune, whose whereabouts are unknown ("the Landlord") as successor to Edinburgh Holiday and Party Lets Limited (SC577943), PO Box 46, 2 Corstorphine High Street, Edinburgh EH12 7ST, sometimes trading as EHPL Ltd, whose sole director was for a time Mr. Mark Edward Fortune ("the former Landlord")

The First-tier Tribunal for Scotland (Housing and Property Chamber) ('the Tribunal') having determined on 6 June 2024 that the Repairing Standard Enforcement Order (RSEO) relative to the house dated 8 November 2022 should be varied, the said **RSEO is varied** in the following respects:-

1. the RSEO is varied to insert "Mr Mark Edward Fortune, whose whereabouts are unknown" as the "Landlord" in place of Edinburgh Holiday and Party Lets Limited (SC577943), PO Box 46, Mail Box 46, 2 Corstorphine High Street, Edinburgh EH127ST, sometimes trading as EHPL Ltd, whose sole director is Mr Mark Edward Fortune;
2. the RSEO is varied to delete reference to items of required works (i), (iii), (v), (vii), (viii) and (ix) of the RSEO which have now been completed.

The variations in 1 and 2 above are made in terms of Section 25(1)(a) of the Housing (Scotland) Act 2006 ("the Act") and reflect the evidence before the Tribunal.

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.

In terms of Section 63 of the Act, 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 Ms Aileen Devanny, Chamber President, at Glasgow on Tenth June Two thousand and twenty four in the presence of the undernoted witness:-

A Devanny

JOANNE HETHERINGTON name in full

GLASGOW TRIBUNALS Address
CENTRE, 20 YORK STREET

GLASGOW