

Housing and Property Chamber First-tier Tribunal for Scotland



First-tier Tribunal for Scotland (Housing and Property Chamber)
Rent Relief Order in terms of Section 27 of the Housing (Scotland) Act 2006
(“the Act”)

Chamber Reference number: FTC/HPC/RT/22/0445

Parties:

1. Glasgow City Council per its employee Ms. Janice Carey, Neighbourhood, Regeneration and Sustainability, 231, George Street, Glasgow, G1 1RX as third-party applicant in terms of Section 22(1A) of the Act (“the Third -party Applicant”);
2. Mr. Khalid Hussain (erroneously referred to in the Applications as Mr. Khalid Malik) residing at Flat 1/1, 46, Herriet Street, Glasgow G41 2JY (“the Tenant”)
3. Mohammed Ashfaq and Yasrat Bibi both residing at 17, Laggan Road, Glasgow G43 2SY (“the Landlord”)

Property: Flat 1/1, 46, Herriet Street, Glasgow G41 2JY being the subjects registered under title sheet number GLA173308

Tribunal Members

Karen Moore (Chairperson) and Nick Allan (Surveyor and Ordinary Member)

NOTICE TO

Mohammed Ashfaq and Yasrat Bibi both residing at 17, Laggan Road, Glasgow G43 2SY (“the Landlord”)

Whereas in terms of its decision dated 23 October 2024 (“the Decision”), the Tribunal determined in terms of Section 26(1) of the Housing (Scotland) Act 2006 (“the Act”) that the Landlord has failed to comply with the Repairing Standard Enforcement Order dated 6 June 2024 in relation to the Property, the Tribunal determined to make a Rent Relief Order in terms of Section 27 of the Act, reducing the rent payable in respect of the Property by **NINETY PER CENTUM (90%)** and so reducing the rent from £800.00 per month to £72.00 per month.

The rent reduction will take effect 28 days after the last date on which the decision to make the Rent Relief Order may be appealed under section 64 of the said Act. To ascertain the last date on which the decision can be appealed, please refer to the information note on appeals and reviews, a copy of which is attached.

Rights 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 Rent Relief Order will be effective 28 days from the date on which the appeal is abandoned or so determined.

Signed

K Moore

Karen Moore, Chairperson

Date 23 October 2024