

Housing and Property Chamber First-tier Tribunal for Scotland



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

Revocation of Repairing Standard Enforcement Order (RSEO) and Rent Relief Order (RRO)

Housing (Scotland) Act 2006 – Sections 25(1)(b) and 27(4)(a)

Reference number: FTS/HPC/RT/23/2255

Re: Property at 11 Oxgangs House, Edinburgh, EH13 9HE (“the Property”)

Title Number: MID99515

The Parties:

The City of Edinburgh Council, Housing and Regulatory Services, G1 Waverley Court, 4 East Market Street, Edinburgh, EH8 8BG (“The applicant”)

Mr Mohammed Abrar, residing at 143 Glasgow Road, East Kilbride, South Lanarkshire G74 4QA (“the Landlord”)

Interested Party:

Jessica Brandon and Jamie Hicks residing together at 11 Oxgangs House, Edinburgh, EH13 9HE (“the Tenant”)

Tribunal Members:

Paul Doyle (Legal Member)

Greig Adams (Surveyor Member)

Unanimous Decision of the Tribunal

The First-tier tribunal for Scotland (Housing and Property Chamber) (‘the tribunal’) finds

1. That the works required by the Repairing Standard Order made on 12 October 2023 are no longer necessary because the Landlord has removed himself from the Local Authority’s register of landlords and has sold the property. The Repairing Standard Enforcement Order is revoked with effect

from the date of service of this notice in terms of S.25(1)(b) of the Housing (Scotland) Act 2006.

And

2. Having revoked the Repairing Standard Enforcement Order, the related Rent Relief Order dated 9 February 2024 must also be revoked in terms of s.27(4)(a) of the Housing (Scotland) Act 2006.

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.

In witness whereof these presents typewritten on this and the preceding page are signed by Paul Doyle, Legal Member of the Tribunal, at Glasgow on 7 December 2024 in the presence of Emma Doyle, 20 York St, Glasgow G2 8GT
E Doyle P Doyle

_____witness _____

Legal Member