

Housing and Property Chamber
First-tier Tribunal for Scotland



First-tier Tribunal for Scotland Housing and Property Chamber) ("the Tribunal")

VARIATION of REPAIRING STANDARD ENFORCEMENT ORDER UNDER SECTION 25 (1)(a) OF THE HOUSING (SCOTLAND) ACT 2006

Case Reference FTS/HPC/RP/24/2549

Wee Glen, Skyreburn, Gatehouse of Fleet, DG7 2HG being part of the subjects recorded in the General Register of Sasines for the County of Kirkcudbright in the Disposition by Trustees under the Deed of Trust by Claude Langrish Faber proprietor of the lands and farm of Glen extending to 1727 acres in the Parishes of Kirkmabreck and Anwoth referred to in the Disposition to James Robertson Robertson and another recorded 15 August 1960 (under exception of subjects in Disposition to Audrey Mildred Falkner or Surtees recorded 16 September 1965) ("the Property")

Parties:

Dumfries and Galloway Council, Housing and Licensing Standard, Militia House, English Street, Dumfries, DG1 2HR ("Third Party and Applicant")

G L Faber Trust, Upton Wold Farm, Moreton-in-Marsh, Gloucestershire, GL56 9TR ("The Landlord and Respondent")

Doreen Parkin residing at Wee Glen, Skyreburn, Gatehouse of Fleet, DG7 2HG and Sarah Wilson, residing at 5 Frensham Drive, Castleford, West Yorkshire, WF10 3RQ Attorney for Doreen Parkin ("The Tenant")

NOTICE TO

C L FABER TRUST (THE RESPONDENT/LANDLORD)

The Tribunal determined that the Repairing Standard Enforcement Order (RSEO) dated 29 October 2024 relative to the property should be varied. Said Repairing Standard Enforcement Order is hereby varied with effect from the date of service of this Notice in the following respects:-

The period of time within which the landlord must:-

2. Provide the Tribunal with an independent report from a suitably qualified professional organisation certifying that the private water supply serving the property is an adequate piped supply of wholesome water and complies with current statutory regulations relating to the supply of private water to domestic property as contained in the Private Water Supplies (Scotland) Regulations 2006 (as amended).
3. Employ a suitably qualified building contractor to investigate the source of the water ingress at the utility room ceiling and to prepare a report confirming the outcome of that investigation; submit that report to the Tribunal for consideration and approval; and thereafter complete all repairs and redecoration, all as determined by the tribunal to be necessary.
5. Repair or renew all areas of rotted or defective timber at the utility room, bathroom, living room and kitchen windows ensuring that they are all in a reasonable state of repair and in proper working order.
6. Clear all moss vegetation and other debris from the utility room window at the rear of the property.

Is extended for a period of 6 weeks commencing on the date of service of this Notice.

RIGHT OF APPEAL

In terms of section 46 of the Tribunals (Scotland) Act 2014 a party aggrieved by the decision of the tribunal may seek permission to appeal from the First-tier Tribunal on a point of law only 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 the order is suspended until the appeal is abandoned or finally determined, and where the appeal is abandoned or, finally determined by confirming the decision, the decision and the order will be treated as having effect from the date in which the appeal is abandoned or, so determined.

M Barbour

S Kennedy

Legal Member

Witness

GLASGOW TRIBUNALS CENTRE
20 YORK STREET
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Date 4 August 2025