

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/17/0174

Title no/Sasines Description: MID229557

Property address: 379 Old Dalkeith Road, Edinburgh EH16 4ST ("The House")

The Parties:- Ms Tina Millar, residing at 379 Old Dalkeith Road, Edinburgh EH16 4ST ("the tenant")

Ms Patricia Donoghue, 49b Ferniehill Road, Edinburgh EH17 7BL ("the landlord")

The First-tier tribunal for Scotland (Housing and Property Chamber) ('the tribunal') having determined on 9 January 2018 that the **Repairing Standard Enforcement Order** relative to the house served on 23 August 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 period allowed for the completion of the work required by the order is extended (or further extended) for a further 28 days.
2. The steps which the tribunal require the landlord to take in complying with the order are amended as follows :-
 - (i) To obtain a report from a suitably qualified heating engineer confirming that the boiler is in proper working order.

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 9 February 2018 before this witness:-

M Thorley

— witness —

— chairperson

ALISON GIBSON name in full

51 SOUTH BRIDGE Address

EDINBURGH EH1 1LL
