

# Housing and Property Chamber

## First-tier Tribunal for Scotland



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

**Certificate Completion of Work under Section 60 of the Housing (Scotland) Act 2006 as amended ("the Act")**

**Chamber Ref:** FTS/HPC/RP/17/0410

**Title no/Sasines Description:** MID137762

**Property address:** 19/11 Milton Street, Edinburgh EH8 8HA ("the house")

**The Parties:-** Mr Kai Tarafdar, residing at 19/11 Milton Street, Edinburgh EH8 8HA ("the tenant")

Mr Elliot Tait, 2 Brighthouse Park Gardens, Edinburgh EH4 6GY ("the Landlord")

**Tribunal Members:** Mark Thorley, Solicitor (legal member); Susan Napier (ordinary member).

The First-tier Tribunal for Scotland (Housing and Property Chamber) ("the Tribunal") hereby certifies that the work required by the Repairing Standard Enforcement Order ("RSEO") relative to the property dated 14 February 2018 has been completed. Accordingly the said Repairing Standard Enforcement Order is discharged.

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 typewritten on this and the preceding page are executed by Mark Thorley, Solicitor, legal member of the Tribunal at Edinburgh on the 21<sup>st</sup> day of November Two thousand and Eighteen in the presence of the undernoted witness:-

M Thorley

A Gibson

witness

chairperson

ALISON GIBSON name in full

20 Hope Town Address

Street, Edinburgh

EH7 4GH

# Housing and Property Chamber First-tier Tribunal for Scotland



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

**Statement of Decision under Section 26(1) Housing (Scotland) Act 2006**

**Chamber Ref:** FTS/HPC/RP/17/0410

**Title no/Sasines Description:** MID137762

**Property address:** 19/11 Milton Street, Edinburgh EH8 8HA ("the house")

**The Parties:-** Mr Kai Tarafdar, residing at 19/11 Milton Street, Edinburgh EH8 8HA ("the tenant")

Mr Elliot Tait, 2 Brighthouse Park Gardens, Edinburgh EH4 6GY ("the Landlord")

**Tribunal Members:** Mark Thorley, Solicitor (legal member); Susan Napier (ordinary member).

## **Background**

1. On 14 February 2018 the First-tier Tribunal for Scotland (Housing and Property Chamber) made a Repairing Standard Enforcement Order ("RSEO") in respect of the property.
2. The issue surrounded the boiler within the property. The boiler within the property has now been replaced and a new Gas Safety Certificate was provided confirming that the boiler is in proper working order. The Gas Safety Certificate is dated 17 July 2018. In addition a Smoke Alarm Installation Certificate is also provided.
3. Accordingly the tribunal considers that the landlord has satisfactorily completed the works detailed in the RSEO and have decided to issue a Certificate of Completion of works in terms of Section 60 of the Act.

## **Right of Appeal**

A landlord, tenant or third party applicant 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.

## **Effect of section 63**

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 day on which the appeal is abandoned or so determined.

M Thorley

Signed

Chairperson

Date

2.11.18