

Housing and Property Chamber First-tier Tribunal for Scotland



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

RENT RELIEF ORDER

Tribunal Reference: FTS/HPC/RP/21/1590

Re : All and Whole the dwelling house known as 22 Hillfoot Road, Gartlea, Airdrie ML6 9PN registered in the Land Register under title no LAN15284822 ("the House")

Sharelle Raybould and John Rafferty ("the Tenants")

Piotr Jablonski and Beata Jablonska, 10 Fir Grove, New Stevenston, Motherwell ML1 4DP ("the Landlord")

Reference number: FTS/HPC/RP/21/1590

NOTICE TO PIOTR JABLONSKI and BEATA JABLONSKA ("the Landlord")

Whereas in terms of its decision dated 6 April 2022, the Tribunal determined in terms of Section 26(1) of the Housing (Scotland) Act 2006 (the "said Act") that the Landlord has failed to comply with the Repairing Standard Enforcement Order in relation to the House made by the Tribunal.

The Tribunal determined to make a Rent Relief Order in terms of Section 27 of the said Act reducing the rent payable under the tenancy for the house by an amount of 40% of the rent which would, but for the order, be payable. 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.

In terms of section 64 of the said Act, 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 the order is suspended until the appeal is abandoned or finally determined. Where the appeal is abandoned or finally determined by confirming the decision, the Rent Relief Order will take effect 28 days after the date on which the appeal is abandoned or the decision is confirmed.

IN WITNESS WHEREOF these presents typewritten on this and the preceding page are signed by John Miller McHugh, Chairperson of the Tribunal at Edinburgh on the sixth day of April Two Thousand and Twenty Two in the presence of the undernoted witness:

J McHugh

Chairperson

L Melton

Witness

LEAH MELTON

Witness Address

65 HAYMARKET TERRACE

EDINBURGH

EH3 9QQ