



**NOTICE OF A DECISION TO REVOKE  
A REPAIRING STANDARD ENFORCEMENT ORDER**

**Ordered by the Private Rented Housing Committee**

**Re: Property at 17 (3F3) Marionville Road, Edinburgh EH7 5TY ("the Property")**

**Title Number: MID43312**

**The Parties:-**

**MS WHITNEY STEWART, formerly residing at 17 (3F3) Marionville Road  
Edinburgh EH7 5TY ("the former Tenant")**

**HALION LIMITED, incorporated under the Companies Acts (Registered Number  
223859, Registered Office at 2F1, 34 Arden Street, Edinburgh ("the Landlords"))**

**Committee members:-**

**Richard Mill (Chairman), Charles Reid Thomas (Surveyor Member) and Ann  
MacDonald (Housing Member)**

**NOTICE TO HALION LIMITED, incorporated under the Companies  
Acts (Registered Number 223859), Registered Office at 2F1, 34 Arden  
Street, Edinburgh ("the Landlords")**

**The Private Rented Housing Committee having determined that the work required  
by the previously issued Repairing Standard Enforcement Order relative to the  
property is no longer necessary, the works specified with the said Order having  
been completed, the said Repairing Standard Enforcement Order IS HEREBY  
REVOKED with effect from the date of service of this Notice.**

**A Landlord or Tenant aggrieved by this Decision of the Private Rented Housing  
Committee may Appeal to the Sheriff by Summary Application within 21 days of  
being notified of that Decision.**

Where such an Appeal is made, the effect of the Revocation is suspended until the appeal is abandoned or finally determined, and where the appeal is abandoned or finally determined by confirming the decision, the revocation will be treated as having effect from the date on which the appeal is abandoned or so determined.

**M J Murray**

witness

**R Mill**

chairman

Margaret Johnstone Murray  
21 Stafford Street  
Edinburgh  
EH3 7BJ

Dated: 29 March 2016

Legal Secretary



**Private Rented Housing Committee**

**Statement of the Decision relative to the Notice of the Decision to Revoke  
a Repairing Standard Enforcement Order**

**Ordered by the Private Rented Housing Committee**

**Re: 17 (3F3) Marionville Road, Edinburgh EH7 5TY (“the Property”)**

**Title Number: MID43312**

**The Parties:-**

**MS WHITNEY STEWART, formerly residing at 17 (3F3) Marionville Road  
Edinburgh EH7 5TY (“the former tenant”)**

**HALION LIMITED, incorporated under the Companies Acts (Registered  
Number 223859), Registered Office at 2F1, 34 Arden Street, Edinburgh (“the  
Landlords”)**

**Committee members:-**

**Richard Mill (Chairman), Charles Reid Thomas (Surveyor Member) and Ann  
MacDonald (Housing Member)**

*Decision*

The committee unanimously, having made such enquiries for the purposes of determining whether the Repairing Standard Enforcement Order relative to the Property should be revoked in terms of Section 25 of the Housing (Scotland) Act 2006 REVOKES the Repairing Standard Enforcement Order.

*Background*

1. Following an inspection by and Hearing before the committee on 1 December 2015, a Repairing Standard Enforcement Order was issued in the following terms:-

“In particular, the Private Rented Housing Committee require the Landlords:

1. To instruct a suitably qualified roofing contractor to inspect the whole roof above the Property, with particular reference to the area around the boiler flue, and to report on and carry out necessary works required to eradicate any water ingress and to make the Property wind and watertight.

The Private Rented Housing Committee requires that the works specified in this Order must be carried out and completed within 3 weeks from the date of service of this Notice.”

2. Following upon expiry of the timescales for completion of the works specified within the RSEO the Surveyor Member of the committee, Mr Reid Thomas, re-inspected the property on 18 March 2016. Craig Wonnacott, Property Manager and the Landlords’ Letting Agent representative was also in attendance.
3. The committee had been informed that a roofing contractor had been instructed to carry out a repair to the roof around the surround of the boiler vent. The inspection revealed that there were no leaks evident around the boiler. This is despite there having been periods of heavy rainfall prior to the date of inspection. The Surveyor Member subsequently issued a formal Re-inspection Report confirming the above. The committee members considered the terms of the evidence arising from the re-inspection.
4. The committee, being satisfied in the circumstances as previously set out that the Repairing Standard Enforcement Order was no longer necessary determined that it would be revoked in terms of Section 25(1)(b) of the Housing (Scotland) Act 2006.

*Right of Appeal*

5. A Landlord or Tenant aggrieved by the decision of the Private Rented Housing Committee may appeal to the Sheriff by summary application within 21 days of being notified of that decision.
6. Where such an appeal is made, the effect of the decision and 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 J Murray**

witness

Margaret Johnstone Murray, Legal Secretary  
21 Stafford Street  
Edinburgh EH3 7BJ

**R Mill**

chairman

Dated: 29 March 2016