

# Housing and Property Chamber

## First-tier Tribunal for Scotland

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**Repairing Standard Enforcement Order (RSEO) made under Section 24 of the Housing (Scotland) Act 2006**

**Property: 48 Beaulay Court, Hallglen, Falkirk FK1 2QP (“the Property”/ “the house”)**

**Title Number: STG23201**

**Chamber Reference: FTS/HPC/RT/20/2528**

**Parties:**

**Falkirk Council Private Sector Team, The Forum, Callendar Business Park, Falkirk FK1 1XR (“Third Party Applicant”)**

**Mr Grant Inglis, 166 Alloa Road, Stenhousemuir, Larbert FK5 4HQ (“the Landlord”)**

**Mr Stuart Graham, 48 Beaulay Court, Hallglen, Falkirk FK1 2QP (“Interested Person”)**

**Tribunal Members – George Clark (Legal Member/Chairperson) and Sara Hesp (Ordinary Member/Surveyor)**

Whereas in terms of their decision dated 27 January 2021, The First-tier Tribunal for Scotland (Housing and Property Chamber) (‘the Tribunal’) determined that the Landlord has failed to comply with the duty imposed by Section 14 (1)(b) of the Housing (Scotland) Act 2006 (‘The Act’), the Tribunal now requires the Landlord to carry out such work as is necessary for the purposes of ensuring that the house concerned meets the repairing standard and that any damage caused by the carrying out of any work in terms of this Order is made good.

In particular, the Tribunal requires the Landlord to:

Exhibit to the Tribunal a current Electrical Installation Condition Report (EICR) from a SELECT, NICEIC or NAPIT registered electrician in respect of the property, containing no Category C1 or C2 items of disrepair.

The Tribunal orders that the works required by this Order must be carried out and the Electrical Condition Installation Report exhibited within six weeks of the date of service of this Order on the Landlord.

## **Right of Appeal**

**In terms of section 46 of the Tribunals (Scotland) Act 2014, 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 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 previous page, are subscribed by George Barrie Clark, Legal member/Chair of the Tribunal at Lasswade on 27 January 2020 before this witness, Valerie Elizabeth Jane Clark, Droman House, Lasswade, Midlothian.

Legal Member: George Clark

Date: 27 January 2021