



Rent Relief Order

Ordered by the Housing and Property Chamber of the First-tier Tribunal for Scotland under Section 27 of the Housing (Scotland) Act 2006

Chamber Ref: FTS/HPC/RT/21/0126

Re: Property at 42 Dykehead Place, Dundee DD4 6TL (“the Property”)

Sasine Description: ALL and WHOLE the dwellinghouse and others known as Number 42 Dykehead Place, Dundee, being the subjects more particularly described in Feu Disposition by Scottish Homes in favour of Ghulam Qatar and Zahida Qatar recorded in the Division of the General Register of Sasines applicable to the County of Angus on 23 April 1998

Parties:

Dundee City Council, Private Sector Services Unit, 5 City Square, Dundee DD1 3BA (“the Third Party Applicant”)

Ms Alison Williamson, sometime 42 Dykehead Place, Dundee DD4 6TL (“the Tenant”)

Mr Ghulam Qadar and Ms Zahida Qadar, 367 Clepington Road, Dundee DD3 8ED (“the Landlord”)

Tribunal Members:

George Clark (Legal Member/Chair) and Robert Buchan (Ordinary/surveyor Member)

NOTICE TO Mr GHULAM QADAR and Ms ZAHIDA QADAR (“the Landlord”)

Whereas in terms of their decision dated 31 August 2022, the Housing and Property Chamber of The First-tier Tribunal for Scotland ("the Tribunal") determined, in terms of Section 26(1) of the Housing (Scotland) Act 2006 ("the Act") that the Landlord has failed to comply with the Repairing Standard Enforcement Order in relation to the Property made by the Tribunal on 28 July 2021.

The Tribunal determined to make a Rent Relief Order in terms of Section 27 of the Act reducing the rent payable under the tenancy for the house by an amount of £50 per month of the rent which would, but for the Order, be payable. The rent reduction will take effect on the date which is 28 days after the last date on which the decision to make the Rent Relief Order may be appealed.

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.

G Clark

____ Legal Member/Chairperson 31 August 2022