

Housing and Property Chamber First-tier Tribunal for Scotland



First-tier tribunal for Scotland (Housing and Property Chamber)

Variation of RSEO: Housing (Scotland) Act 2006 Section 25

Chamber Ref: PRHP/RP/17/0376

Title no: STG28372

Re: 16 Abbey Mill, Stirling FK8 1QS

("The House")

The Parties:-

Adeline Kinsella, 16 Abbey Mill, Stirling FK8 1QS

("the Tenant")

Helen Boyd Mack, Saudi Archirodon Limited, PO Box 2987, Jeddah 21461, Saudi Arabia

("the Landlords")

The First-tier tribunal for Scotland (Housing and Property Chamber) ('the tribunal') having determined on 3rd August 2018 that the **Repairing Standard Enforcement Order** relative to the House served on 3rd January 2018 should be varied, the said **Repairing Standard Enforcement Order is hereby varied** with effect from the date of service of this Notice in the following respects:-

1. The period allowed for the completion of the work required by the order is extended until 24th August 2018.

Subsection 25(3) of the Housing (Scotland) Act 2006 does not apply in this case.

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 type written on this and the preceding page are executed by Rory A. B. Cowan solicitor, 16 Royal Exchange Square, Glasgow G1 3AG, chairperson of the tribunal at Glasgow on 3rd August 2018 before this witness:-
E Matheson R Cowan

E MATHESON name in full

chairperson

16 16 Royal Exchange Sq Address
Glasgow
G1 3AG

Housing and Property Chamber First-tier Tribunal for Scotland



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

**Statement of Reasons for Variation of Repairing Standard Enforcement Order:
Housing (Scotland) Act 2006 Section 25**

Chamber Ref: PRHP/RP/17/0376

Title no: STG28372

Property at 16 Abbey Mill, Stirling FK8 1QS

("The House")

The Parties:-

**Adeline Kinsella, 16 Abbey Mill, Stirling FK8 1QS
("the Tenant")**

**Helen Boyd Mack, Saudi Archirodon Limited, PO Box 2987, Jeddah 21461, Saudi
Arabia**

("the Landlord")

The First-tier Tribunal for Scotland (Housing and Property Chamber) ('the tribunal') having considered the Landlord's application dated 18th July 2018 to vary the Repairing Standard Enforcement Order (RSEO) relative to the House served on 3rd January 2018 determines that the RSEO should be varied to allow the Landlord until **24th August 2018** to complete the works required by the order for the following reasons:

- The Landlord, through her agents, has carried out significant works to the House with a view to remedying the water ingress.
- A specialist Building Surveyor who is a member of and registered with the Royal Institution of Chartered Surveyors has inspected the House and the works carried out to same. Recommendations in relation to additional works have been made (in a report dated 29th June 2018) and further time is required to complete the works via Property Factors and have them re-inspected by the Specialist surveyor.
- The RSEO remains in place meantime.

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.

R Cowan

Signed. _____ Date.....3rd August 2018.....

Chairperson