

Ref: PRHP/RP/14/0215



**NOTICE OF A DECISION TO REVOKE
A REPAIRING STANDARD ENFORCEMENT ORDER
ORDERED BY THE PRIVATE RENTED HOUSING COMMITTEE**

Re: House at 2 Morgan Court, Stirling, FK7 0QX, as more particularly described in the Disposition in favour of the Landlord dated 19 August 2008 and recorded in the Land Register under Title number STG4000 ("the House")

The Parties:-

Application received from Mr Jonathan Graham ("the Tenant")

Mr Andrew Ewan Butterworth, c/o Belvoir Lettings, 79 Barnton Street, Stirling, FK8 1HJ ("the Landlord")

**Committee: Mr Maurice O'Carroll (Chairperson)
Mr Richard Burnett (Surveyor Member) and
Mrs Anne MacDonald (Housing Member)**

NOTICE TO: Andrew Butterworth, c/o Belvoir Lettings, 79 Barnton Street, Stirling, FK8 1HJ (the Landlord")

The Private Rented Housing Committee having determined that the work required by the Repairing Standard Enforcement Order relative to the Property is no longer necessary, 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 way of summary application within 21 days of being notified of that decision.

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 O'Carroll

Signed ..
Maurice O'Carroll, Chairperson

Date:29 September 2015

E Potter

..... witness:
Emma Potter, Advocates Clerk, Parliament House, Edinburgh, EH1 1RF



Statement relative to the Notice of the Decision to Revoke

The Repairing Standard Enforcement Order

Ordered by the Private Rented Housing Committee

**Re: House at 2 Morgan Court, Stirling, FK7 0QX as more fully described in the relative Notice ("the House")
Case Ref: PRHP/RP/14/0215**

The Parties:-

Application received from Mr Jonathan Graham ("the Tenant")

Mr Andrew Ewan Butterworth, c/o Belvoir Lettings, 79 Barnton Street, Stirling, FK8 1HJ ("the Landlord")

Committee: Mr Maurice O'Carroll (Chairperson), Mr Richard Burnett (Surveyor Member) and Mrs Anne MacDonald (Housing Member)

Decision

The Committee unanimously, having made such enquiries as it saw fit for the purpose of determining whether the Repairing Standard Enforcement Order ("RSEO") relative to the House should be revoked in terms of section 25 of the Housing (Scotland) Act 2006 agreed that the RSEO should be revoked.

1. The RSEO relative to the House required the Landlord to:

"repair the leftmost window unit (as viewed internally) in the living room so that it fits correctly within the frame and opens and closes correctly and replace the seal fitted thereon."

2. The RSEO specified that these works must be carried out and completed within two calendar months of the service of the RSEO dated 2 June 2015.

3. A re-inspection of the House was due to take place on 3 September 2015 to verify that the works had been carried out.
4. By email dated 25 August 2015, agents for the Landlord indicated that the necessary works had been completed and provided an invoice dated 2 June 2015 showing that the window unit had been repaired as required.

Decision

5. The Committee determined that the works having been completed to their satisfaction, the RSEO was no longer required. It therefore determined unanimously that the RSEO would be revoked in terms of section 25(1)(b) of the 2006 Act.

Right of Appeal

6. **A landlord or tenant aggrieved by this decision of the Private Rented Housing Committee may appeal to the Sheriff by way of summary application within 21 days of being notified of that decision.**

Effect of section 63 of the 2006 Act

7. 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 O'Carroll

Chairperson
Private Rented Housing Committee

Date: 29 September 2015

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Decision

5. The Committee determined that the works having been completed to their satisfaction, the RSEO was no longer required. It therefore determined unanimously that the RSEO would be revoked in terms of section 25(1)(b) of the 2006 Act.

Right of Appeal

6. **A landlord or tenant aggrieved by this decision of the Private Rented Housing Committee may appeal to the Sheriff by way of summary application within 21 days of being notified of that decision.**

Effect of section 63 of the 2006 Act

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M O'Carroll

Chairperson
Private Rented Housing Committee

Date: 29 September 2015