



**NOTICE OF VARIATION OF A REPAIRING STANDARD ENFORCEMENT
ORDER**

Ordered by the Private Rented Housing Committee

Ref PRHP/RP/16/0054

**Re: Property at Flat 6, 15 Restalrig Drive, Edinburgh EH7 6JX ("the
Property")**

Title Number: MID151870

The Parties:-

**MR WESTLEY MURRAY, residing at Flat 6, 15 Restalrig Drive, Edinburgh
EH7 6JX ("the Tenant")**

**MS MAGDALENA AGATA RAMATOWSKA, residing at 27/10 Blair Street,
Edinburgh EH1 1QR ("the Landlord")**

Committee members:-

Richard Mill (Chairman) and Charles Reid Thomas (Surveyor Member)

**NOTICE TO MS MAGDALENA AGATA RAMATOWSKA, residing at
27/10 Blair Street, Edinburgh EH1 1QR ("the Landlord")**

**The Private Rented Housing Committee, having determined that the
Repairing Standard Enforcement Order relative to the property dated
5 May 2016 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 respect:-**

The period allowed for completion of the work required by the Order is extended until 10 July 2016.

Reference is made to the reasons within the accompanying Statement of Decision.

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 Variation is suspended until the appeal is abandoned or finally determined, and where the appeal is abandoned or finally determined by confirming the decision, the variation will be treated as having effect from the date on which the appeal is abandoned or so determined.

M.J. MURRAY

witness

**Margaret Johnstone Murray
21 Stafford Street
Edinburgh
EH3 7BJ**

Legal Secretary

R. MILL

chairman

23 June 2016



DETERMINATION BY PRIVATE RENTED HOUSING COMMITTEE

**STATEMENT OF DECISION OF THE PRIVATE RENTED HOUSING COMMITTEE
UNDER SECTION 25 OF THE HOUSING (SCOTLAND) ACT 2006**

**Property at Flat 6, 15 Restalrig Drive, Edinburgh EH7 6JX
(hereinafter referred to as “the property”)**

MR WESTLEY MURRAY, residing at Flat 6, 15 Restalrig Drive, Edinburgh EH7 6JX (“the Tenant”)

MS MAGDALENA AGATA RAMATOWSKA, residing at 27/10 Blair Street, Edinburgh EH1 1QR (“the Landlord”)

Reference PRHP/RP/16/0054

Committee - Richard Mill (Chairman) and Charles Reid Thomas (Surveyor Member)

Title Number: MID151870

The committee, having received correspondence from each of the parties providing information upon implementation of the Repairing Standard Enforcement Order previously issued; and Notes that the Landlord is currently outwith the United Kingdom; and Notes that the Landlord has commenced but not completed the required works and further undertakes to complete the work within 14 days of her return on 25 June 2016; and Notes that the Landlord refers to difficulties in gaining access to the property.

In the foregoing circumstances the committee is satisfied that the terms of Section 25(3) of the Housing (Scotland) Act 2006 are met.

The works required to be completed by the Landlord in the Repairing Standard Enforcement Order must be carried out by 10 July 2016.

REASONS FOR DECISION

The committee is satisfied that the Landlord has commenced the works required to be implemented in terms of the Repairing Standard Enforcement Order. Given the undertaking by the Landlord to complete the works within 2 weeks of 25 June 2016, it is reasonable and proportionate to allow the

Landlord more time.

The committee noted that additional comments have been made regarding the Tenant's failure to comply with the Landlord and tradesmen instructed by her. The Tenant is reminded to fully comply with all reasonable access requests to enable the outstanding works in the Repairing Standard Enforcement Order to be completed.

RIGHT OF APPEAL

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.

The appropriate respondent in such appeal proceedings is the other Party to the proceedings and not the Private Rented Housing Panel or the Committee which made the decision.

EFFECT OF SECTION 63

Whereas such an appeal is made, the effect of the decision and of 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 28 days from the day on which the appeal is abandoned or so determined.

In witness whereof these presents typewritten on this and the preceding page(s) are executed by Richard Mill, Solicitor, chairperson of the Private Rented Housing Committee at Edinburgh on the Twenty-third day of June Two Thousand and Sixteen before this witness:-

M. J MURRAY

R. MILL

witness

chairman

**Margaret Johnstone Murray
21 Stafford Street
Edinburgh
EH3 7BJ**

Legal Secretary