

**Notice of a decision to Vary**

**A Repairing Standard Enforcement Order**

**Ordered by the Private Rented Housing Committee**

**Re : Property at 22 Ladysneuk Road, Cambuskenneth, Stirling  
("the Property")**

**Sasine Description: All and whole that detached cottage style dwellinghouse known as and forming number Twenty-two Ladysneuk Road, Cambuskenneth in the County of Stirling which subjects form part and portion of All and Whole the Lands of Raploch being the subjects referred to in an Instrument of Resignation ad rem of the Master of Cowane's Hospital recorded in the General Register for the County of Stirling on the Seventeenth day of October Eighteen Hundred and Thirty-six.**

**The Parties:-**

**Patrons of Cowane's Hospital, 49 St. John Street, Stirling ("the Landlords")**

**Mr. Colin White, 22 Ladysneuk Road, Cambuskenneth, Stirling  
("the Tenant")**

**NOTICE TO Patrons of Cowane's Hospital ("the Landlords")**

The Private Rented Housing Committee having determined on 12th December 2008 that the **Repairing Standard Enforcement Order** relative to the Property dated 13th October 2008 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:-

The steps which the Committee require the landlord to take in complying with the aforesaid Order are amended as follows :- Section (1) of the aforesaid Order is varied as follows:- The landlord is required to install double glazed window units in the property such units to be so installed by 23rd January 2009.

Subsection 25(3) of the Housing (Scotland) Act 2006 does apply in this case.

**A landlord or a 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 day on which the appeal is abandoned or so determined.

In witness whereof these presents type written on this page are executed by Anne McCamley solicitor, chairperson of the Private Rented Housing Committee at Edinburgh on Nineteenth December Two Thousand and Eight before this witness:-Murdoch McCamley Chartered Accountant Osborne House Osborne Terrace Edinburgh

**M McCamley** witness

**A McCamley** chairman

MURDOCH McCAMLEY name in full

OSBORNE HOUSE Address

OSBORNE TERRACE

EDINBURGH

CHARTERED ACCOUNTANT Occupation

## **Statement of Reasons**

Re convened Hearing

To consider

Landlord application in terms of s. 25 of the Housing (Scotland ) Act 2006

Property : 22 Ladysneuk Road, Cambuskenneth , Stirling

Landlord : Patrons of Cowane's Hospital ( per Mrs Barton )

Tenant : Mr. Colin White

## **Background**

By virtue of a Repairing Standard Enforcement Order (RSEO ) dated 13<sup>th</sup> October 2008, the Committee ordered the Landlord to effect certain basic repairs to the windows at the above property . The committee allowed 6weeks for completion of the work. The aforesaid RSEO is referred to for its full terms.

By letter dated 11/11/08 the landlord requested a variation of the RSEO to allow the Landlord further time to effect repairs by installing double glazed units at the property . The Landlord advised double glazing could not be installed within the timescale allowed for the basic repairs as set out in the RSEO.

The Committee re convened in Stirling on 12<sup>th</sup> December 2008 to consider the application .

## **The Re Convened Hearing**

The tenant and the landlord's agent were both in attendance at this hearing. It is now a matter of agreement between parties that double glazed units should be installed and such work is to be completed by 23<sup>rd</sup> January 2009. Parties asked the Committee to vary the RSEO to reflect this development.

As an accord had been reached the Committee agreed to make the variation as requested. The notice to vary accompanies this statement.

**A McCamley**

*Chairman*