

RESIDENTIAL PROPERTY TRIBUNAL

LEASEHOLD VALUATION TRIBUNAL

Reference: LVT/0035/11/15

In the Matter of: 2, 6, 17, 18, 23, 37 and 38 Bryngolau, Gorseinon, Swansea, SA4 4YB

In the Matter of an Application under Section 27A of the Landlord and Tenant Act 1985

TRIBUNAL David Foulds (chair)
 John Singleton MRICS (surveyor)

APPLICANTS Heather Jones (no. 23)
 James Thomas (no. 37)
 Marie Eileen Jenkins (no. 2)
 Diane and John Porter (no. 38)
 Susan Griffiths (no. 17)
 Jeffrey Jones (no. 6)
 Dean Phillips (no. 18)

RESPONDENT Swansea City Council

Date of Hearing 29th April 2016

Date of Decision 29th April 2016

RECITAL

- 1) The sole issue before the tribunal was an application under section 27A in respect of service charge demands dated 5 October 2015 in the sum of £2,430.00 sent to each Applicant in respect of roof works (“the Application”).
- 2) Whilst the Application stamped by the tribunal as received 12 November 2015 also referred to “additional proposed charges of £528.26” the Respondent confirmed that these sums were not to be charged through the service charge fund and would only be demanded of those leaseholders who wanted the work in question carried out and therefore the parties agreed this amount was not before the tribunal to determine.
- 3) The Respondent was represented by Mr Christopher Baker of counsel who confirmed that the Respondent was withdrawing the demands of 5 October 2015 and that the invoices were to be cancelled and the

Applicants would not be recharged in any sum whatsoever for the roof works.

- 4) The Respondent further confirmed it was not to charge the legal costs of these proceedings to the service charge fund.
- 5) The Respondent further confirmed it would pay the Applicants a sum of £350 to reimburse the tribunal application fee.
- 6) Further to the above, the Applicants present namely Heather Jones, Marie Eileen Jenkins, Diane and John Porter, Jeffrey Jones, Dean Phillips and those not present namely Susan Griffiths and James Thomas but who had been spoken to by Heather Jones and who spoke on their behalf all confirmed their wish to withdraw the Application.

DECISION

Upon the notification of all the Applicants that they all withdrew the Application, the Tribunal consented to the Application being withdrawn.

The Tribunal makes no order under section 20C of the Landlord and Tenant Act 1985.

Dated this 10th day of May 2016



CHAIRMAN