



Application Form

Section 21(1) (ba) and 21(2) of the Leasehold Reform Act 1967

Houses and Premises
Application to determine costs and other issues

It is important that you read the notes below carefully before you complete this form.

Please write clearly and in BLACK ink and tick boxes where appropriate.

This application form is also available in Welsh. Please contact the tribunal for a Welsh version of this form.

This is the correct form to use if you want to apply under section 21(1) (ba) of the Leasehold Reform Act 1967 (“the Act”) to ask the Leasehold Valuation Tribunal (“the Tribunal”) for a determination of the reasonable costs payable under sections 9(4) or 14 (2) of the Act.

This is also the correct form to use if, either by agreement between the parties or in conjunction with your application under section 21(1)(ba) of the Act, you want to ask The Tribunal, under section 21(2) of the Act:

- (a) to determine the provisions which ought to be contained in the conveyance; and / or
- (b) to apportion the rent payable under the tenancy between the house and premises (or part of them) and other property; and / or
- (c) to determine the amount of a sub-tenant’s share under Schedule 2 to the Act.

Documents

You must send the following documents (“required documents”) with this application:

- a copy of all Notices and Counter-Notices served in relation to the enfranchisement
- a copy of the lease
- a copy of the sub-tenancy agreement (S.21(2)(C))
- any additional documents referred to in section 9

Failure to send any required documents might make this application invalid.

Please do not send any other documents at this time. If and when further documents, information or evidence are needed, you will be asked to send them separately.

Please send the completed application form and the required documents to:

**Residential Property Tribunal
Oak House
Cleppa Park
Celtic Springs
Newport
NP10 8BD**

Note to Applicants

Applicants are advised that any information that they provide to the Tribunal may be recorded in a decision document. All decisions made by the Tribunal are open to the public. The Residential Property Tribunal will not accept applications by Fax or Email.

Language Preference

The Residential Property Tribunal welcomes receiving correspondence in Welsh or English. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding. The tribunal also welcomes phone calls in Welsh or English.

You may submit forms, documents and make written representations to the tribunal in Welsh or English.

Please inform the tribunal of our language preference by completing box 3 below.

1. TYPE OF APPLICATION (S)

*I/We apply to The Tribunal under section 21(1) (ba) of the Act for a determination of the reasonable costs payable under section 9(4) of the Act.

*I/We apply to The Tribunal under section 21(1) (ba) of the Act for a determination of the reasonable costs payable under section 14(2) of the Act.

*I/We apply to The Tribunal under section 21(2) of the Act to:

- a) determine part or all of the provisions which ought to be contained in the conveyance.
- b) apportion the rent payable under the tenancy between the house and premises (or part of them) and other property.
- c) determine the amount of a sub-tenant's share under Schedule 2 to the Act in any compensation payable to a tenant under section 17 or section 18 of the Act.

2. PROPERTY ADDRESS (including postcode)

3. LANGUAGE PREFERENCE

Please indicate your language preference:

Written correspondence? Welsh / English (please delete as appropriate)

Verbal communication? Welsh / English (please delete as appropriate)

Do you wish to speak Welsh in any legal proceedings that may result from this application i.e. tribunal hearing or pre-trial review?

Yes / No (please delete as appropriate)

4. DETAILS OF APPLICANT(s)

Name: _____

Address (including postcode): _____

Address for correspondence (if different): _____

Telephone: Day: _____ Evening: _____ Mobile: _____

Email address: _____

Capacity (e.g. tenant): _____

Representative details: _____

Where details of a representative have been given, all correspondence and communications will be with him/her until the Tribunal is notified that he/she is no longer acting for you.

5. DETAILS OF RESPONDENT

Name: _____

Address (including postcode): _____

Address for correspondence (if different) _____

Telephone: Day: _____ Evening: _____ Mobile: _____

Email address (if known): _____ Fax: _____

Capacity (e.g. intermediate landlord): _____

Representative details: _____

6. DETAILS OF FREEHOLDER (IF FREEHOLDER IS NOT THE RESPONDENT)

Name: _____

Address (including postcode): _____

Address for correspondence (if different) _____

Telephone: Day: _____ Evening: _____ Mobile: _____

Email address (if known): _____ Fax: _____

Representative details: _____

Is the Freeholder's interest in the property subject to a Mortgage or Charge YES NO

If Yes please give details in Section 7

7. DETAILS OF INTERMEDIATE LANDLORD (IF ANY) OTHER THAN THE RESPONDENT

Name: _____

Address (including postcode): _____

Address for correspondence (if different) _____

Telephone: Day: _____ Evening: _____ Mobile: _____

Email address (if known): _____ Fax: _____

Representative details: _____

Is the Intermediate Landlord's interest in the property subject to a Mortgage or Charge

YES NO

If Yes please give details in Section 7

8. DETAILS OF MORTGAGEE OR CHARGE

Name: _____

Address (including postcode): _____

Address for correspondence (if different) _____

Telephone: Day: _____ Evening: _____ Mobile: _____

Email address (if known): _____ Fax: _____

Representative details: _____

9. DETAILS OF SUB - TENANT (Section 21(2) Leasehold Reform Act 1967 ONLY)

Name: _____

Address (including postcode): _____

Address for correspondence (if different) _____

Telephone: Day: _____ Evening: _____ Mobile: _____

Email address (if known): _____ Fax: _____

Representative details: _____

10. ADDITIONAL INFORMATION

Please provide the following information:

(1) Where the application relates to the provisions to be contained in a conveyance, transfer or extended lease (S.21(2)(9))

(a) the terms which have been agreed

(b) the terms in respect of which a determination is sought

(2) If this is also an application to apportion the rent payable under the tenancy between the house and premises (or part of them) and another property, please give details.

Please continue on a separate sheet if necessary

11. ADDITIONAL INFORMATION (continued)

(3) If this is also an application to determine the amount of a sub-tenant's share of compensation under Schedule 2 to the Act, please give details.

(4) Has any application been made to the Court to determine any question relating to this application? YES NO

If YES, has the Court made an Order? YES NO

If YES, please enclose a copy of the Order with this application

12. CAN WE DEAL WITH YOUR APPLICATION WITHOUT A HEARING?

It is possible for your application to be dealt with entirely on the basis of written representations (“paper determination”) but only if:

- the Tribunal thinks it is appropriate
- all parties agree.

Even if you agree to a paper determination

- the Tribunal may nonetheless decide that an oral hearing is necessary
- you or any other party may still ask for an oral hearing at any time before the determination is made

Do you agree to this application being determined without an oral hearing? YES NO

Please ensure that you complete this form in full on the assumption that there will be an oral hearing.

13. AVAILABILITY

If there are any dates or days we must avoid during the next three months (either for your convenience or the convenience of any witness or expert you may wish to call) please list them here.

Dates on which you will NOT be available: _____

14. VENUE REQUIREMENTS

Please provide details of any special requirements you or anyone who will be coming with you may have (e.g. wheelchair access, presence of an interpreter). It will assist the Tribunal in making the arrangements if it has been made aware of your needs:

15. STATEMENT OF TRUTH

I believe that the facts stated in this application are true.

Signed: _____

Name (IN CAPITALS): _____

Capacity (if appropriate) (e.g. Director, Company Secretary) _____

Date: _____

Checklist

Please check that:

- you have completed this form IN FULL.
- you have enclosed all the required documents

The Tribunal will not process your application if you have not done so.

Please contact the Residential Property Tribunal if you have any questions about how to fill in this form or the procedures the Tribunal will use:

Telephone: 0300 025 2777

Email: rpt@gov.wales