



**FIRST-TIER TRIBUNAL
PROPERTY CHAMBER
(RESIDENTIAL PROPERTY)**

Case Reference : CHI/00HA/HML/2019/0018
CHI/00HA/HSL/2019/0001
CHI/00HA/HSL/2019/0002

Property : 40 & 44 Haycombe Drive and 42 Roundhill
Grove

Applicant : Mr Michael Boorman

Representative :

Respondent : The Bath and North East Somerset Council

Representative : Chris Mordaunt

Type of Application : Appeal against refusal to issue HMO
Licence

Tribunal Member(s) : Judge D. R. Whitney

Date and venue of CMH :

Date of Decision : 6th December 2019

Decision

Background

1. The Applicant seeks to appeal a Notice of Decision of refusal to grant an HMO licence in respect of each of the 3 Properties. The Notice was issued by the respondent council dated 1st October 2019.
2. The Tribunal has received an email from Mr Mordaunt for the respondent dated 29th November 2019. Mr Mordaunt suggests on behalf of the Respondent that they concede that the notices are defective as certain relevant persons in respect of each of the three properties have not been served with notice of refusal.
3. The Respondent invites the tribunal to quash the notice of refusal in respect of each of the three properties.

DETERMINATION

4. The tribunal has considered each of the three applications. The respondent does now concede that they have failed to give notice of refusal to all interested parties. In light of the same the tribunal is satisfied that it must quash each of the Notice of refusal issued by the Respondent council.
5. The Tribunal hereby quashes the notice of refusal issued by the council to the Applicant in respect of the three properties.

Please see attached notes on Appeal.