

Notice of the Tribunal Decision**Rent Act 1977 Schedule 11****Address of Premises**

Flat 43, Eaton Manor,
The Drive,
Hove,
BN3 3PT

The Tribunal members were

Mr R Athow FRICS MIRPM
Mr C Davies FRICS ACI Arb
Mr N Robinson FRICS

Landlord

Eaton Manor Hove Ltd

Tenant

Miss J Hart

1. The fair rent is

£9,857.94

Per

Annum

(excluding water rates and council tax
but including any amounts in paras
3&4)

2. The effective date is

21 January 2021

3. The amount for services is

£1,288.94

Per

Annum

4. The amount for fuel charges (excluding heating and lighting of common parts) not counting for rent allowance is

£339.33

Per

Annum

5. The rent is to be registered as variable.**6. The capping provisions of the Rent Acts (Maximum Fair Rent) Order 1999 apply (please see calculation overleaf).****7. Details (other than rent) where different from Rent Register entry****8. For information only:**

- (a) The fair rent to be registered is not limited by the Rent Acts (Maximum Fair Rent) Order 1999, because it is below the maximum fair rent of £10,120.94 per Annum including £1,288.94 per Annum for services (variable) prescribed by the Order.

Chairman

Mr R Athow FRICS
MIRPM

Date of decision

21 January 2021

MAXIMUM FAIR RENT CALCULATION

LATEST RPI FIGURE	X	293.5			
PREVIOUS RPI FIGURE	Y	281.7			
X	293.5	Minus Y	281.7	= (A)	11.8
(A)	11.8	Divided by Y	281.7	= (B)	0.04189

First application for re-registration since 1 February 1999 NO

If yes (B) plus 1.075 = (C)			
If no (B) plus 1.05 = (C)	1.09189		
Last registered rent*	£8,088.71	Multiplied by (C) =	8831.97
<i>*(exclusive of any variable service charge)</i>			
Rounded up to nearest 50p =	£8,832.00		
Variable service charge	YES		
If YES add amount for services	£1,288.94		
MAXIMUM FAIR RENT =	£10,120.94	Per	Annum

Explanatory Note

1. The calculation of the maximum fair rent, in accordance with the formula contained in the Order, is set out above.
2. In summary, the formula provides for the maximum fair rent to be calculated by:
 - (a) increasing the previous registered rent by the percentage change in the retail price index (the RPI) since the date of that earlier registration and
 - (b) adding a further 7.5% (if the present application was the first since 1 February 1999) or 5% (if it is a second or subsequent application since that date).

A 7.5% increase is represented, in the calculation set out above, by the addition of 1.075 to (B) and an increase of 5% is represented by the addition of 1.05 to (B).

The result is rounded up to the nearest 50 pence.
3. For the purposes of the calculation the latest RPI figure (x) is that published in the calendar month immediately before the month in which the Tribunal's fair rent determination was made.
4. The process differs where the tenancy agreement contains a variable service charge and the rent is to be registered as variable under section 71(4) of the Rent Act 1977. In such a case the variable service charge is removed before applying the formula. When the amount determined by the application of the formula is ascertained the service charge is then added to that sum in order to produce the maximum fair rent.