
Section 16, Housing and Planning Act 2016

Banning Order

Recipient

Name
Julie Stoddern

Address
Elunda
1 North Roskear Village
North Roskear
Camborne
Cornwall Council TR14 0AS

Application

The First-tier Tribunal have considered an application from Cornwall Council dated 3rd March 2021 for a Banning Order.

Determination of the Application

The First-tier Tribunal is satisfied that Julie Stoddern:

- Has been notified of the intention to apply for a Banning Order in accordance with section 15 of the Housing and Planning Act 2016
- Has been convicted of a Banning Order offence, namely failing to comply with a prohibition order, Housing Act 2004 Section 32(1); and failing to licence a licensable house in multiple occupation, Housing Act 2004, Section 72(1) within the six months preceding the date of the notice of intended proceedings, and
- Was a residential landlord or a property agent at the time the offence was committed.

The First-tier Tribunal has determined that a Banning Order should be made, taking into consideration the:

- Seriousness of the offences which are subject to the conviction
- Any previous convictions for banning order offences
- Any entry on the database of rogue landlords and property agents
- The likely effect of the banning order on the recipient and anyone else who may be affected, and
- Any representations made during the application process.

Effect of the Banning Order

The Banning Order bans Julie Stoddern from:

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- a) Letting houses in England;
 - b) Being engaged in English letting agency work;
 - c) Being engaged in English property management work; or
 - d) Doing two or more of those things.

The Banning Order is subject to the following exceptions:

—The Occupational Agreements for the existing tenants as at 3 March 2021 remain in force until 31 March 2021.

Body Corporate

This Banning Order prevents from being involved in any body corporate that carries out any activity that is subject to this Banning Order.

Length of Banning Order

This Banning Order will remain in force until 3 March 2026.

Officer

Signature:



Name:

William Michael Tildesley

Title:

Regional Tribunal Judge

Date:

3 March 2021

Contact address:

Havant Justice Centre, Elmleigh road, Havant PO9 2AL

Email:

rpsouthern@justice.gov.uk

Notes

Excerpts of the Housing and Planning Act 2016 are reproduced below; however, you are advised to make yourself familiar with all of the provisions of Part 2 of the Act and the implications of this Banning Order.

Section 20: Revocation or variation of banning orders

- (1) A person against whom a banning order is made may apply to the First-tier Tribunal for an order under this section revoking or varying the order.
 - (2) If the banning order was made on the basis of one or more convictions all of which are overturned on appeal, the First-tier Tribunal must revoke the banning order.
 - (3) If the banning order was made on the basis of more than one conviction and some of them (but not all) have been overturned on appeal, the First-tier Tribunal may:
 - (a) Vary the banning order, or
 - (b) Revoke the banning order.
 - (4) If the banning order was made on the basis of one or more convictions that have become spent, the First-tier Tribunal may:
 - (a) Vary the banning order, or
 - (b) Revoke the banning order.
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