



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

Case reference : **BIR/00CN/HIN/2023/0024**

Property : **29 Edwards Road, Erdington,
Birmingham B24 9EL**

Applicant : **Thamer Al-Obaidy (1)
Obaidy Propdev Limited (2)**

Representative : **None**

Respondent : **Birmingham City Council**

Representative : **Christine Howrie, Solicitor,
Birmingham City Council Legal
Department**

Type of application : **Appeal against an Improvement Notice
under Schedule 1 of the Housing Act
2004**

Tribunal members : **Judge C Goodall
Mr R Chumley-Roberts MCIEH, J.P**

**Date and place of
hearing** : **Paper determination**

Date of decision : **20 October 2023**

DECISION

1. On 1 November 2023, Birmingham City Council (“the Council”) served an Improvement Notice on Obaidy PropDev Limited (“the Improvement Notice”) and a demand for payment of a charge in the sum of £366.94 for enforcement action under section 49 of the Housing Act 2004 (“the Demand”) on Obaidy PropDev (sic) Limited, both documents being enforcement action in respect of the Property.
2. Mr Thamer Al’Obaidy appealed (in his own name) against the Improvement Notice and asked the Tribunal to make an order quashing the demand for payment.
3. The appeal was not brought by the legal entity upon which the notices were served. The Tribunal adds that legal entity as an Applicant in this case.
4. The Council has now revoked the Improvement Notice and indicated it does not pursue the Demand.
5. Subsequent correspondence from the Council has confirmed that it does not object to a determination that the Improvement Notice be quashed.
6. Accordingly, and with the consent of the parties, the Tribunal **DETERMINES** that the Improvement Notice and the Demand be quashed.

Judge C Goodall
Chair
First-tier Tribunal (Property Chamber)