



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

**Case Reference** : **LON/00AE/F77/2023/0300**

**Property** : **17 Purves Road, London NW10 5SX**

**Tenant** : **Mr J Moxham**

**Landlord** : **Notting Hill Genesis**

**Date of Objection** : **23 August 2023**

**Type of Application** : **Section 70, Rent Act 1977**

**Tribunal** : **Mr D Jagger MRICS**

**Date of Summary  
Reasons** : **28 November 2023**

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**DECISION**

**The sum of £243 per calendar week will be registered as the fair rent with effect from 28 November 2023, being the date the Tribunal made the Decision.**

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## SUMMARY REASONS

### Background

1. Following an objection from the Tenant to the determination of a fair rent by the Rent Officer, the Tribunal has made a determination under the provisions of the Rent Act 1977.

### Inspection

2. The Tribunal considered the matter on the papers and did not inspect the property.

### Evidence

3. The Tribunal has consideration of the tenant's written submissions. The landlord did not produce any evidence.

### Determination and Valuation

4. Having consideration of our own expert, general knowledge of rental values in the Willesden area, we consider that the open market rent for the property in its current condition would be in the region of £690 per week (£3,000 per calendar month) From this level of rent we have made adjustments in relation to:

Terms of tenancy, no white goods, no carpets or curtains, damp issues and dated windows which equates to approximately 20%

5. The Tribunal has also made an adjustment for scarcity at 20%

6. The full valuation is shown below:

Market Rent		£690 pw
<i>Less</i>	approx. 20%	£138
		<u>£552</u>
<i>Less</i>		
Scarcity	approx. 20%	<u>110</u>
		£442

7. **The Tribunal determines a rent of £243 per calendar week**

## **Decision**

8. The uncapped fair rent initially determined by the Tribunal, for the purposes of section 70, was £442 per calendar week. The capped rent for the property according to the provisions of the Rent Acts (Maximum Fair Rent) Order 1999 is calculated at £243 per calendar week. The calculation of the capped rent is shown on the decision form. In this case the lower rent of £243 per calendar week is to be registered as the fair rent of this property.

9. The rental figure determined by the Tribunal exceeds that proposed by the social landlord. Such figure is the maximum rent payable. However, the landlord is under no obligation to charge the full amount.

**Chairman: Duncan Jagger MRICS      Date: 28 November 2023**

### **APPEAL PROVISIONS**

These summary reasons are provided to give the parties an indication as to how the Tribunal made its decision. If either party wishes to appeal this decision, they should first make a request for full reasons and the details of how to appeal will be set out in the full reasons. Any subsequent application for permission to appeal should be made on Form RP PTA