

## Notice of the Tribunal Decision

### Rent Act 1977 Schedule 11

**Address of Premises**

Flat 113b Warwick Road  
London SW5 9EZ

**The Tribunal members were**

Mr N Martindale FRICS

**Landlord**

Notting Hill Genesis

**Tenant**

Mr & Mrs Ajie

1. The fair rent is

£231

Per

week

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

2. The effective date is

28 January 2025

3. The amount for services is

nil

Per

negligible/not applicable

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

nil

Per

negligible/not applicable

5. The rent is not to be registered as variable.

6. The capping provisions of the Rent Acts (Maximum Fair Rent) Order 1999 apply.

7. Details (other than rent) where different from Rent Register entry

Kensington & Chelsea. A maisonette (basement and ground) converted from part of an original mid terraced house of late nineteenth century, now subdivided in to flats, in an established residential area. Building fronts busy 3 lane one way, "Red Route". Small kitchen steep internal stairs. No services provided or paid for separately. 4 rooms, kitchen, bathroom, wc. Full central heating, no landlords double glazing, white goods, carpets or curtains, furniture. Otherwise as register entry.

8. For information only:

The fair rent to be registered is the maximum fair rent as prescribed by the Rent Acts (Maximum Fair Rent) Order 1999. As the rent was above the MFR, it is capped. The uncapped Fair Rent without the MFR capping provisions, would otherwise be £600 per week. The landlord may charge a rent at any level up to and including the Registered Fair Rent at box 1 above, but not a sum in excess of it.

Chairman

N A Martindale

Date of decision

28 January 2025

## MAXIMUM FAIR RENT CALCULATION

<b>LATEST RPI FIGURE (2 months prior)</b>	<b>X</b>		<b>390.9</b>		
<b>PREVIOUS RPI FIGURE (2 months prior)</b>			<b>278.1</b>		
<b>X</b>	390.9	<b>Minus Y</b>	278.1	<b>= (A)</b>	112.8
<b>(A)</b>	112.8	<b>Divided by Y</b>	278.1	<b>= (B)</b>	0.4057

**First application for re-registration since 1 February 1999 NO**

<b>If yes (B) plus 1.075 = (C)</b>			
<b>If no (B) plus 1.05 = (C)</b>	1.4557		
<b>Last registered rent*</b>	£158.50 pw	<b>Multiplied by (C) =</b>	£230.73 pw
<i>*(exclusive of any variable service charge)</i>			
<b>Rounded up to nearest 50p =</b>	£231 pw		
<b>Variable service charge</b>	<b>NO</b>		
<b>If YES add amount for services</b>			
<b>MAXIMUM FAIR RENT =</b>	<b>£231</b>	<b>Per</b>	<b>pw</b>

### 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.