



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

Case Reference : **HS/LON/OOAS/MNR/2025/0872**

Property : **59 Chamberlain Way, Pinner,
Middlesex, HA5 2AT**

Tenant : **Mrs Benallah, Mr Benallah**

Landlord : **Oyster Properties: Minal Meparicn**

Date of Objection : **22 June 2025**

Type of Application : **Determination of a Market Rent
sections 13 & 14 of the Housing Act
1988**

Tribunal : **R Waterhouse FRICS
O Miller**

Date of Full Reasons : **25 November 2025**

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DECISION

**The Tribunal determines a rent of £1,625.00 per month to be paid
from 25 November 2025 under the Housing Act 1988 section 13.**

Full Reasons

Background

1. On 25 June 2025 the Landlord served a notice under Section 13(2) of the Housing Act 1988 which proposed a new rent of £1800.00 per month in place of the existing rent of £1500.00 per month to take effect from 25 June 2025.
2. An application dated 22 June 2025 was made Section 13(4)(a) of the Housing Act 1988, the Tenant referred the Landlord's notice proposing a new rent to the Tribunal for determination of a market rent.
3. The application was accompanied by the Notice of Increase of Rent and, a copy of the tenancy agreement which was initially commenced on 25 February 2020 for a period of 1 year concluding on 24 February 2021.
4. Directions were issued to the parties on 23 September 2025.

Inspection

5. The Tribunal did inspect the property on the same day as the hearing and found the flat to be purpose built within a 1930s building. The area is a pleasant mix of roads of detached and semidetached houses dating from the 1930s. The flat has a garden within the garden is bass where the shed had been, brick bult garage and the garden is surrounded by a wooden fence. The fence has one panel detached from its post at the top. Entering in through the UPVC front door a hall is reached, off the hall to the right is a kitchen there is bubbling plaster along the internal skirting board, the floor is laminate. The kitchen has a boiler which supplies central heating to radiators in all the rooms. All rooms have double glazing. The kitchen oven has holders in the base of the oven. The kitchen is functional but tired. The next room reached is the living room. There are two bedrooms. The rooms at places have wallpaper becoming detached, plaster bubbling, and there is slight mould identified in some places.

Hearing

6. Present at the hearing were: the applicant Mr Benallah and Mr Benallah. and for the respondent Oyster Properties Ltd, Ms Minal Meparicn.

Submissions

Applicant Tenant

7. The applicant provided a summary of their case that had been submitted on papers previously.
8. The applicant tenant provided several documents to the tribunal including the Notice of Increase, the tenancy agreement.
9. The applicant submitted a number of photographs including, one said to be a broken oven, brief marketing details of a comparable properties in Chamberlain

Way asking rents of £1600pcm and £1675 pcm, various pictures of the interior of the property and exterior shed.

10. The applicant also complete a Reply Form, requesting an inspection and a hearing. The form also noted that the property comprises a one-bedroom flat, on the ground floor. Details of the accommodation and its said condition were included in the form and noted by the tribunal. The applicant notes that the property has central heating, double glazing and white goods supplied by the tenant. The tenant also supplying curtains and the landlord carpets. There is also a garage. It is noted that the shed and garden fence are in disrepair. The tenant further reports, the central heating and kitchen are old, and the windows are drafty. That the oven is in poor condition and the door frame and skirting boards are rotten due to previous leaks. The carpets are old and faded in colour, showing signs of long-term use.

Respondent Landlord

11. The respondent landlord submitted a number of documents including a document titled "Section 13 Rent assessment Submission." The landlord provided four comparables.

Chamberlain Way 2 bed maisonette with private rear garden and modern kitchen in September 2025 at £1750 pcm

Chamberlain Way first floor maisonette private rear garden double glazed windows listed August 2025 at £1750 pcm

Lloyd Court Pinner, ground floor maisonette with a modern interior and garden at £ 1750 pcm

Cannon Lane Pinner, spacious 2 bed flat garden access close to shops and transport listed June 2025 at £1800 pcm.

12. The respondent landlord submitted a completed Reply form.

13. The respondent gave a summary of their case as laid out in the papers submitted.

Analysis and Value

14. The tribunal first in consideration of the comparables presented and its own expert knowledge determined the level of rent the property would let for if in good tenantable condition. The tribunal determines **£1700 per month.**

15. Then the tribunal had recourse to the actual condition. The property is in less than that expected for a contemporary letting and less than that of the landlords' comparables.

16. To accommodate these the tribunal makes a reduction of **£75.00 per month**, giving a determination for the property in its current condition of **£1625 per month.**

Undue Hardship

17. The tenant made application for hardship and described the two self-employed roles they have but also that they relied on Housing Benefit. The applicants stated they had no savings and so payment of a back dated increase would cause undue hardship. The respondent stated they contended for the increase as stated within the Notice of Increase of Rent.

Decision

18. The Tribunal determines £1,625.00 per month from 25 November 2025 in accordance with section 13 of the Housing Act 1988

Chairman: **R Waterhouse FRICS**

Date: **25 November 2025**

Appeal to the Upper Tribunal

A person wishing to appeal this decision to the Upper Tribunal (Property Chamber) on a point of law must seek permission to do so by making a written application to the First-tier Tribunal at the Regional Office which has been dealing with the case which application must:

- a. be received by the said office within 28 days after the Tribunal sends to the person making the application written reasons for the decision.
- b. identify the decision of the Tribunal to which it relates, state the grounds of appeal, and state the result the party making the application is seeking.

If the application is not received within the 28 -day time limit, it must include a request for an extension of time and the reason for it not complying with the 28- day time limit; the Tribunal will then decide whether to extend time or not to allow the application for permission to appeal to proceed.