



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

Case Reference : CHI/00MR/HTA/2020/0003

Property : Holmbush Court, Queens Crescent,
Southsea, Hants PO5 3HY

Applicant : Holmbush Court Residents Association

Representative :

Respondent : Fairhold Homes (No.2) Limited

Representative :

Type of Application : Recognition of Residents Association

Tribunal Member(s) : Judge Tildesley OBE

Date of Decision : 20 January 2021

DECISION

1. The Applicant seeks an order recognising the Residents Association. The application explains that a certificate for a period of 4 years was granted on 24th November 2016 under reference CHI/ooMR/LRA/2016/0003. This application was made dated 8th November 2020.
2. The only issue for the Tribunal is whether or not a certificate recognising the Residents Association should be granted.
3. On 14 December 2020 the Tribunal directed that the Application be dealt with on the papers. The Respondent was required to submit a response by 15 January 2021 which was not complied with.
4. On consideration of the papers the Tribunal is satisfied that (1) the Applicant represents more than 50 per cent of the qualifying tenants, and (2) the Applicant's constitution and rules are fair and democratic.
5. **The Tribunal grants the Applicant a certificate of recognition as tenant's association for the property in accordance with section 29 of the Landlord and Tenant Act 1985 for the period of 4 years with effect from 24 November 2020.**

RIGHTS OF APPEAL

1. A person wishing to appeal this decision to the Upper Tribunal (Lands Chamber) must seek permission to do so by making written application by email to rpsouthern@justice.gov.uk to the First-tier Tribunal at the Regional office which has been dealing with the case.
2. The application must arrive at the Tribunal within 28 days after the Tribunal sends to the person making the application written reasons for the decision.
3. If the person wishing to appeal does not comply with the 28 day time limit, the person shall include with the application for permission to appeal a request for an extension of time and the reason for 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.
4. The application for permission to appeal must 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.

Due to the Covid 19 pandemic, communications to the Tribunal MUST be made by email to rpsouthern@iustice.gov.uk. All communications must clearly state the Case Number and address of the premises.