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FIRST - TIER TRIBUNAL

**PROPERTY CHAMBER
(RESIDENTIAL PROPERTY)**

Case Reference : CHI/00HN/LAC/2013/0004

Property : Flat 7, Monkton Court, 33-35 Branksome Wood Road, Bournemouth, Dorset, BH4 9JS

Applicant : Monkton Court Residents Association Ltd

Representative : Andrew Howard solicitor

Respondent : John A Cude and Dean Leber

Representative : Mr Shepherd solicitor

Type of Application : Paragraph 5 of Schedule 11 to the Commonhold and Leasehold Reform Act 2002

Tribunal Members : Judge N Jutton (Chairman), Miss R B E Bray

Date : 23 September 2013

Venue of Hearing : Menzies Bournemouth Carlton Hotel, East Overcliff, Bournemouth, BH1 1DN

Date of Order : 23 September 2013

CONSENT ORDER

Upon hearing the solicitor for the Applicant and the solicitor for the Respondents

AND UPON the parties having agreed terms of settlement

AND UPON the parties requesting that the Tribunal make a Consent Order pursuant to Rule 35 of the Tribunal Procedure (First Tier Tribunal) (Property Chamber) Rules 2013 and the Tribunal considering it appropriate to do so

AND UPON the Applicant withdrawing its application for an Order under Rule 13 (2) of the said Rules that the Respondents reimburse the Applicant fees paid by the Applicant to the Tribunal

AND UPON it being agreed that the payments to be made by the Respondents to the Applicant as set out in this order shall be in full and final settlement of the Applicant's claim for payment by the Respondents of administration charges including any administration charges incurred by the Applicant in relation to this application and the attendance before the Tribunal on 23 September 2013,

IT IS ORDERED BY CONSENT

- 1 That the Respondents will pay to the Applicant the sum of £8,500 inclusive of Value Added Tax together with £65 in respect of disbursements incurred by the Applicant to be paid as set out below:
 - 1.1 The sum of £2,500 by the 1 October 2013
 - 1.2 The sum of £65 by 1 October 2013
 - 1.3 Thereafter payments of £600 per month on the first day of each month the first payment to be paid on 1 November 2013

- 2 That in the event that the whole or any part of any of the said instalments remain unpaid upon its due date then the whole of the balance then outstanding shall fall due to be paid by the Respondents to the Applicant

Dated 23 September 2013

.....
Judge N Jutton

Appeals

1. A person wishing to appeal this decision to the Upper Tribunal (Lands Chamber) must seek permission to do so by making written application 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.