

ATTENDANCE MEMO

Date: 8 October 2003

Client: RAWE

LM engaged attending the LVT on receipt of their letter dated the 6th October. I spoke to a lady in the absence of Mr Stewart who was on sick leave. I asked when we would receive the sealed consent order because I needed it sealed because it reflected the order in relation to the application under Section 20C she said that she would leave a note for Mr Stewart to deal with it and she hoped he would be back tomorrow, failing which she would get the file retrieve the order seal it and return it to me.

Time engaged 1 unit

- Where is the evidence of this?
I have not had any document from the LVT to this effect.
- The attached Consent Order was produced by Ms McLean
- It shows that it was faxed back by Martin Russell Jones

Was the LVT actually contacted?

Given the very limited jurisdiction of the LVT e.g.

- It cannot make a determination if a service charge has already been paid (Dajani Properties Ltd v. LVT case)
- It cannot award costs.
- It cannot make a landlord use a contingency fund - even though it is of the view that it should (point 63 of the 17 Jun 03 LVT determination)

Does it actually have the authority to endorse a Consent Order - and thereby make it legally binding??