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

Case Reference : LON/00AZ/LSC/2013/0557

Property : 86 Marvels Lane, London SE12 9PG

Applicant : Alexander Wadham-Corn
(Development Co.) Limited

Representative : Miss D Libova, Trainee Solicitor,
Crabtree Law LLP

Respondent : Mr Paul Fillery

Representative : Mrs P Lamb, Respondent's sister

Type of Application : Service charge and administration
charge determinations pursuant to
section 27A Landlord and Tenant
Act 1985 and Schedule 11
Commonhold and Leasehold
Reform Act 2002

Tribunal Member : Judge P Korn

**Date and venue of
Hearing** : 10 Alfred Place, London WC1E 7LR

Date of Decision : 10th September 2013

DECISION

Decision:

The Tribunal does not have jurisdiction to determine this application for the reasons stated below.

Background:

1. The Applicant made a claim on 1st March 2012 to Barnet County Court for arrears of service charge and legal costs allegedly payable by the Respondent.
2. The case was later transferred to Bromley County Court and then on 5th August 2013 the case was transferred to the tribunal.
3. A pre-trial review took place at the tribunal on 10th September 2013. At the pre-trial review, Miss Libova admitted on behalf of the Applicant that an error had been made and that the Applicant accepted that its claim was not valid.
4. Miss Libova stated that the Applicant felt that it did have a claim in respect of other sums, but she accepted that these had not been pleaded or referred to in the County Court application.

Reasons for the decision:

5. The items which were originally the subject of the Applicant's claim are agreed by the Applicant not to be payable, and accordingly there is no dispute in respect of which the tribunal has jurisdiction to make a determination. Furthermore, as this is a County Court transfer, the tribunal does not have jurisdiction to agree amendments to the original claim.

Name: Judge P Korn

Date: 10th September 2013