

OVERRULING THE RENT DISPUTES TRIBUNAL'S DECISIONS

Access by the parties to have decisions overruled are governed by Section 15 of the *Regulations relating to the Rent Disputes Tribunal*. If you wish to overrule a decision made by the Rent Disputes Tribunal you will need to bring your case before the Court of Arbitration.

Deadline for bringing cases before the Court of Arbitration

The deadline for bringing cases before the Court of Arbitration is within 1 month of the day on which the decision was announced.

Where should appeals be made?

Appeals should be brought before the Court of Arbitration which presides over the area in which the rented property is located. Alternatively they can be brought before the Court of Arbitration which presides over the area where the defendant (the opposing party) lives. If the defendant is a business, cases can be brought before the Court of Arbitration which presides over the area in which the head office of the business is located.

How to bring appeals before the Court of Arbitration?

Appeals are brought before the Court of Arbitration by filing a «writ» (appeal) to the Court of Arbitration.

In your writ you should specify the decision which you would like to be overruled (including the case number), provide information about any changes you require and say what you think is wrong with the decision. Decisions should be sent to the Court of Arbitration along with the writ.

If you do not have a lawyer, you can file your writ verbally by attending the Court of Arbitration in person, and they will then help you to write your writ.

Writs will be deemed to have been filed within the correct time once they have been put in the post prior to the expiry of the deadline.

If you only want to overrule a HTU decision about costs, you can submit an «*appeal*» to the Court of Arbitration by no later than 1 month after the decision concerned has been announced. Appeals shall be submitted in the same way as writs.

Notify the Rent Disputes Tribunal when bringing appeals before the Court of Arbitration

Please notify the Rent Disputes Tribunal if you bring an appeal before the Court of Arbitration. The Rent Disputes Tribunal can send case documents to the Court of Arbitration if requested to do so, and it needs to know the results of the Court of Arbitration's decisions (obtain judgements passed down by the Court of Arbitration).