

# Notice of the Rent Assessment Committee Decision

Rent Act 1977 Schedule 11

## Address of Premises

38 CUNNINGHAM ROAD,  
TUNBRIDGE WELLS,  
KENT, TN4 9EW

## The Committee members were

Mr Philip Langford MA LLB  
Mr Morris Marshall FRICS  
~~Mr T W Saffell MA MCIEH~~

## Landlord

Kelsey Housing Association Ltd.

## Tenant

Mrs S A Walmsley

1. The fair rent is £ 470.50 Per calendar month (excluding water rates and council tax but including any amounts in paras 3&4)

2. The effective date is 15 December 2003

3. The amount for services is £ 16.70 Per calendar month  
~~negligible/not applicable~~

4. The amount for fuel charges (excluding heating and lighting of common parts) not counting for rent allowance is

£                      Per                       
not applicable

5. The rent ~~is~~ is not to be registered as variable.

6. The capping provisions of the Rent Acts (Maximum Fair Rent) Order 1999 apply (please see calculation overleaf) ~~do not apply because 1<sup>st</sup> registration/15% exemption.~~

7. Details (other than rent) where different from Rent Register entry

## 8. For information only:

(a) The fair rent to be registered is the maximum fair rent as prescribed by the Rent Acts (Maximum Fair Rent) Order 1999. The rent that would otherwise have been registered was ~~£ per~~ including £ 16.70 per month..... for services ~~(variable)~~.

(b) ~~The fair rent to be registered is not limited by the Rent Acts (Maximum Fair Rent) Order 1999, because it is the same as/below the maximum fair rent of £ per including £ per ..... for services (variable) prescribed by the Order.~~

## Chairman

Mr Philip Langford MA LLB

## Date of Decision

15 December 2003

# MAXIMUM FAIR RENT CALCULATION

LATEST RPI FIGURE x 182.6

PREVIOUS RPI FIGURE y 174.2

X 182.6 Minus y 174.2 = (A) 8.4

(A) 8.4 divided by y 174.2 = (B) 0.0482204

First application for re-registration since 1 February 1999 YES/NO

If yes (B) plus 1.075 = (C)

If no (B) plus 1.05 = (C) 1.0982204

Last registered rent\* £428.00 c mth Multiplied by (C) = £470.04 c mth  
 \*(exclusive of any variable service charge)

Rounded up to nearest 50 pence = £470.50 cal month

Variable service charge YES/NO

If YES add amount for services

MAXIMUM FAIR RENT = £470.50 Per Calendar month

## Explanatory Note

1. The calculation of the maximum fair rent, in accordance with the formula contained in the Order, is set out above.
2. In summary, the formula provides for the maximum fair rent to be calculated by:
  - (a) increasing the previous registered rent by the percentage change in the retail price index (the RPI) since the date of that earlier registration and
  - (b) adding a further 7.5% (if the present application was the first since 1 February 1999) or 5% (if it is a second or subsequent application since that date).

A 7.5% increase is represented, in the calculation set out above, by the addition of 1.075 to (B) and an increase of 5% is represented by the addition of 1.05 to (B).

The result is rounded up to the nearest 50 pence.

3. For the purposes of the calculation the latest RPI figure (x) is that published in the calendar month immediately before the month in which the Committee's fair rent determination was made.
4. The process differs where the tenancy agreement contains a variable service charge and the rent is to be registered as variable under section 71(4) of the Rent Act 1977. In such a case the variable service charge is removed before applying the formula. When the amount determined by the application of the formula is ascertained the service charge is then added to that sum in order to produce the maximum fair rent.