

SPSO decision report

Case: 201404075, Perth and Kinross Council
Sector: local government
Subject: housing statutory repair notices, HAA areas and demolition orders
Outcome: not upheld, no recommendations

Summary

Ms C complained to us about the council's decision to demolish a tenement building containing her three flats. She complained about the council's communication with her, and about the way they addressed the problems with the building.

After reviewing correspondence between Ms C and the council, we did not uphold either of her complaints. We found no evidence that the council's communication was inappropriate. We also found that the Building (Scotland) Act 2003 permits the council to carry out urgent work, such as demolition, to reduce or remove a danger. Although we understood that she felt that they should not have done so in this case, this was a discretionary decision for them to make. We cannot question the merits of discretionary decisions unless we find failings, which we did not find in this case.