



**SETTLEMENT AGREEMENT IN TERMS OF SECTION 47 OF THE
COMMUNITY SCHEMES OMBUD SERVICE ACT NO 9 OF 2011**

Reference Number: **CSOS - 558/WC/17**

In the matter between:

**MR GRANT EVAN SHIELD
APPLICANT**

.....

And

**DR FAREED MOOSA
RESPONDENT**

.....

1. SUMMARY OF DISPUTE

The Community Schemes Ombud Service received an application for dispute resolution from Mr Grant Shield (Applicant) alleging the following against the respondent:

- Flooding has since 2014 occurred in his unit (number 6) of the St Claire Court, Kenilworth and he is of the view that the flooding is caused by defective plumbing in the unit of the Respondent (number 18) and/or a defective slab between his unit and that of the Respondent and/or lack of waterproofing or defective waterproofing on the top of the slab between the two units.
- The Applicant requested that an inspection be done and a report submitted by a suitably qualified person with regard to the alleged waterproofing problem of the slab.

2. SETTLEMENT AGREEMENT

During the Adjudication Hearing held on 7 June 2018 the parties agreed as follows:

- The Applicant and the Respondent will approach the Managing Agent, Brooks and Michaels (Mr Grant Laver) to appoint a suitably qualified waterproofing expert to inspect the unit of the Respondent at a mutually convenient time and submit a report to both parties and the managing agent.

- The Respondent will contribute half of the costs of the inspection and report, to a maximum of R500.00.

Name: Grant Shield Signature [Signature] (Applicant) - Date: 07 June 2018

Name: Dr FARSEED MORGHA Signature [Signature] (Respondent) - Date: 7/6/18

Confirmed by: Hannchen Louw Signature [Signature] (Conciliator)

Date: 7/6/2018