



Real Estate Legal Update

November 2020

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Landlord's Service Charge Certificate Conclusive

A Court of Appeal decision has held that a tenant was unable to challenge the service charge due as the Landlords certificate was conclusive in respect of both the total cost and that the cost of those services had been properly incurred.

[Click here](#) to read more.



Vacant possession – how vacant is too vacant

In a recent case a tenant fails to successfully exercise its break option to give "vacant possession" after stripping out too much of a property.

[Click here](#) to read more.



Subsequent Modification of Covenant Refused

Supreme Court demonstrates that courts are reluctant to allow those who knowingly breach a restrictive covenant to then profit from that breach.

[Click here](#) to read more.



Legal Challenge to New Permitted Development Rights and Changes to Use Classes Order Fails

On 17th November the High Court dismissed the claim for Judicial Review of the introduction of new permitted development rights and amendments to the Use Classes Order brought by the Rights: Community: Action Group in August.

[Click here](#) to read more.



Interested party to a Judicial Review - Should you get involved?

You have finally completed what may have been a long frustrating and expensive road to the grant of planning permission for your development. Then news of a judicial review comes. Should you get involved?

[Click here](#) to read more.



What can you do if a highway scheme or other public works adversely affect your property?

If your property is affected by increased noise, smells or light following completion of public infrastructure works such as highways then you may be entitled to compensation. A recent case illustrates what that can mean for you. [Click here](#) to read the full article.

Furthermore if your property is included in a highway scheme it can affect its value and saleability. But what can you do if the highway scheme is only at a provisional stage? Find out more by [clicking here](#).



Construction Law Seminar - 14th January 2021

In this virtual seminar the highly regarded Hewitsons Construction Team will be giving an update on the impact of Brexit on procurement and construction projects, an update on recent developments in Construction Law, and we will also look at the continuing impact of COVID-19



This seminar will be taking place from 10.30am to 11.30am online via Zoom. Should you wish to register your interest to attend this seminar please contact the events team by visiting our events website [here](#).

You may also be interested in..



[The Agriculture Act 2020](#)



[Protecting your registered trade mark after Brexit](#)



[HMRC looks to charge Capital Gains Tax on large rural garden](#)

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