



**Decision and Certificate of Compliance with Letting Agent Enforcement Order
under Section 50(1) of the Housing (Scotland) Act 2014**

Reference number: FTS/HPC/LA/20/1765

The Parties:

Mr Luke Humberstone, 2/1 65 Causeyside Street, Paisley, PA1 1YT (“the Applicant”)

1st Lets, 2 Calder Street, Glasgow, G42 7RT (“the Respondent”)

Tribunal Members:

Karen Kirk (Legal Member) and Helen Barclay (Ordinary Member)

Decision of the Tribunal.

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) having made enquiries as it saw fit for the purposes of determining whether the Letting Agency has complied with the Code of Practice for Letting Agents as required by the Housing (Scotland) Act 2014 (“the 2014 Act”), determined unanimously that:

- 1. The Respondent failed to comply with the Code of Practice at Paragraphs 17 and 19, and**
- 2. It was appropriate to order the payment of compensation in respect of those breaches of the code in terms of Section 48 of the 2014 Act by the Respondent to the Applicant for the sum of £200.**

Reasons for the Decision

- 1. In terms of its decision the Tribunal determined that the Respondents had failed to comply with paragraphs 17 and 19 of The Letting Agent Code of Practice (Scotland) Regulations 2016.**

2. The Tribunal issued a LAEO ordering the payment of compensation in respect of those breaches of the code in terms of Section 48 of the 2014 Act by the Respondent to the Applicant for the sum of £200.
3. The Respondents and the Applicants have confirmed to the Tribunal that the terms of the Order have been complied with and the necessary sum paid. The Tribunal is satisfied the matter is now at an end and issues this certificate.

Right of Appeal

In terms of Section 46 of the Tribunal (Scotland) Act 2014, a party aggrieved by the decision of the Tribunal may appeal to the Upper Tribunal for Scotland on a point of law only. Before an appeal can be made to the Upper Tribunal, the party must first seek permission to appeal from the First-tier Tribunal. That party must seek permission to appeal within 30 days of the date the decision was sent to them.

23 April 2021

Legal Member/Chair

Date