

Housing and Property Chamber
First-tier Tribunal for Scotland



Letting Agent Enforcement Order (“LAEO”)

Section 48(7) of the Housing (Scotland) Act 2014 (“the Act”)

Chamber Ref: FTS/HPC/LA/19/3008

Parties:

Rashid Ahmed, 7 Oakwood Park, Deans, Livingston, EH54 8AW (“the Applicant”)

CPM Edinburgh, 78 Newington Road, Edinburgh, EH9 1QN (“the Respondents”)

Tribunal Members: Melanie Barbour (Legal Member) and Elizabeth Williams (Ordinary Member)

Whereas in terms of their decision of 17 September 2019 the First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the Respondents have failed to comply with paragraphs 120, 124 and 125 of the Letting Agent Code of Practice

The Tribunal requires that the Respondents to take the following steps:-

- a. To pay to the Applicant the sums deducted for expenses from rent paid for July and August 2018 totalling £1388.49
- b. To pay to the Applicant the sums due in relation to unpaid rent owed to the Applicant totalling £1162.80; and
- c. To pay to the Applicant the sum of £2500.00 in compensation for the inconvenience suffered by the Applicant as a result of the failures of the letting agent to discharge their obligations in accordance with the Letting Agents Code of Practice from 31 January 2018 until the Applicant ceased using the Respondents as her letting agent in August 2018.

Such steps to be carried out within 30 days of service of this Order.

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. 9. 19

Melanie Barbour Legal Member

Date