



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber) under Section 50 of the Housing (Scotland)
Act 2014**

Chamber Ref: FTS/HPC/LA/22/0174

Re: Flat 0/2, 55 Avenuepark Street, Glasgow, G20 8LN (“the Property”)

Parties:

Dr Allan Beveridge, 30 Athollbank Drive, Perth, PH1 1NF (“the Applicant”)

**Rannoch Property, 95 West Regent Street, Glasgow, G2 2BA (“the
Respondent”)**

Tribunal Member:

Nairn Young (Legal Member) and Mary Lyden (Ordinary Member)

Decision

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
Tribunal”) determined that:**

- Background

A Letting Agent Enforcement Order was made by the Tribunal in this case on 1 June 2023 (‘the LAEO’). It required the Respondent to make a written apology and pay the sum of £1,296 to the Applicant within two weeks of the order. The Tribunal is now undertaking a review of compliance with that order in terms of s.50(1) of the Housing (Scotland) Act 2014 (‘the Act’).

- Findings in Fact

1. The Respondent has not complied with the terms of the LAEO to any extent.

- Decision and Reasons
2. The LAEO has not been complied with. The Applicant has indicated that he has not received either an apology or payment of sum the required. The Respondent was given an opportunity to comment on this assertion and did not reply. It has therefore not suggested it has any reasonable excuse for non-compliance.
 3. The matter must therefore be notified to the Scottish Ministers, in terms of s.50(2) of the Act. A reference will also be made to the procurator fiscal.

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.

12.08.2023