

Housing and Property Chamber

First-tier Tribunal for Scotland



First-tier Tribunal for Scotland (Housing and Property Chamber)

Letting Agent Enforcement Order (LAEO) made under Section 48(7) of the Housing (Scotland) Act 2014

Chamber Reference: FTS/HPC/LA/22/4471

The Parties:

Miss Antonia Adams, 6 Davidson Street, Stirling, FK7 0ND (“the Applicant”)

Wallace Property Stirling, Springfield House, Laurelhill Business Park, Stirling, FK7 9JQ (“the Respondent”)

Tribunal Members: George Clark (Legal Member/Chair) and Elizabeth Williams (Ordinary Member)

Whereas in terms of its decision dated 18 August 2023, The First-tier Tribunal for Scotland (Housing and Property Chamber) ('the Tribunal') determined that the Letting Agent has failed to comply with the Letting Agent Code of Practice ("The Code") and in particular that the Letting Agent has failed to comply with Paragraph 112 of the Code:-

The Tribunal requires the Letting Agent to Pay to the Applicant the amount of £200 as compensation for the inconvenience suffered by the Applicant as a result of the failure to comply with the Code.

The Tribunal orders that the payment specified in this Order must be made within the period of 7 days from the last date on which its Decision may be appealed.

This Order is Warrant for all lawful execution thereon.

Right of Appeal

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.

Please note that in terms of section 51(1) of the Act, a Letting Agent who, without reasonable excuse, fails to comply with an LAEO commits an offence liable on summary conviction to a fine not exceeding level 3 on the standard scale.

George Clark
Legal Member and Chair
Date: 18 August 2023

