

# Housing and Property Chamber

## First-tier Tribunal for Scotland

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**Certificate of Compliance following upon a Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) in an application under Section 17(1) of the Property Factors (Scotland) Act 2011.**

**Reference number: FTS/HPC/PF/21/1798**

**Re: 2/1,287 Onslow Drive, Dennistoun, Glasgow, G31 2QG (“the Property”)**

**The Parties:**

**Ms Clare Darlaston, 2/1,287 Onslow Drive, Dennistoun, Glasgow, G31 2QG (“the Applicant”)**

**James Gibb Property Management Ltd, 65 Greendyke Street, Glasgow, G1 5PX (“the Respondent”)**

**Tribunal Members:**

**Martin J. McAllister, Solicitor, (Legal Member)**

**Elizabeth Dickson, (Ordinary Member)  
(the “tribunal”)**

**Certificate of Compliance with Property Factor Enforcement Order dated 16th January 2023**

The Tribunal determines that the said Property Factor Enforcement Order has been complied with.

Terms of the Property Factor Enforcement Order (PFEO):

**The property factor will make a payment of £200 to the Applicant by way of compensation for a breach of the Property Factors (Scotland) Act 2011 Code of Conduct for Property Factors. The payment will be made within twenty eight days of service of the property factor enforcement order.**

Reasons for Decision

1. The Respondent stated that it had paid the sum to the Applicant on 15<sup>th</sup> December which was subsequent to the service of a proposed property factor enforcement order.
2. On 13<sup>th</sup> March 2023, the Applicant confirmed that the sum of £200 had been received by her.

**Appeals**

**A homeowner or property factor 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.**

Martin J. McAllister  
Legal Member

18<sup>th</sup> March 2023

