Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Rule 26 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017.

Chamber Ref: FTS/HPC/PF/19/3373

Re: 15 Balvonie Street, Inverness, IV2 6GF("the Property")

Parties:

John McNally ("the Applicant")

First Port Property Services Scotland ("the Respondent")

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the application by the Applicant dated 16th October 2019 being an application under section 17(1) of the Property Factors (Scotland) Act 2011.

The Tribunal sent the Applicant a letter dated 13th November 2019 which requested further information, including evidence of notification, to enable the application to be processed and asked that the requested information be provided by 27th November 2019.

The Applicant provided some of the information on 14th November 2019, but no evidence of notification was provided. As all the information had not been provided the Tribunal sent the Applicant a further emails dated 5th and 16th December 2019 explaining that the Tribunal's letter of 13th November 2019 had not been answered in full. They requested the Applicant to provide a full response by 28th January 2020.

No further response was received from the Applicant. Accordingly the Tribunal have good reason to believe that it would not be appropriate to accept the application and reject the application in terms of rule 8 (1)(c) of the Tribunal Rules.

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

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