



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under the Tenancy Deposit Schemes (Scotland) Regulations 2011 (“The Regulations”)**

**Chamber Ref: FTS/HPC/PR/25/2736**

**Re: Property at 22 Calder View, Flat 2, Edinburgh, EH11 4HY (“the Property”)**

**Parties:**

**Andrei Daniel Durlea, 19 East Pilton, Farm Crescent, Flat 1, Edinburgh, EH5 2GG (“the Applicant”)**

**Gerard Harper, 22 Calder View, Flat 2, Edinburgh, EH11 4HY (“the Respondent”)**

**Tribunal Members:**

**Andrew McLaughlin (Legal Member)**

**Decision (in absence of the Applicant)**

**[1] The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) refused the Application.**

[2] When this Application called for a Case Management Discussion (“CMD”) at 10 AM on 14 November 2025, there was no appearance by the Applicant. The Respondent was present. Both parties had received notification of the date and time of the CMD. There was no explanation for the non-attendance on behalf of the Applicant.

[3] Accordingly, the Tribunal refused the application on the basis that it appeared to be no longer insisted upon.

**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.

Since an appeal is only able to be made on a point of law, a party who intends to appeal the tribunal's decision may wish to request a Statement of Reasons for the decision to enable them to identify the point of law on which they wish to appeal. A party may make a request of the First-tier Tribunal for Scotland (Housing and Property Chamber) to provide written reasons for their decision within 14 days of the date of issue of this decision.

Where a Statement of Reasons is provided by the tribunal after such a request, the 30 day period for receipt of an application for permission to appeal begins on the date the Statement of Reasons is sent to them.

Andrew McLaughlin

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Legal Member/Chair

14 November 2025  
Date