



**Decision with Statement of Reasons of Karen Moore, Legal Member of the First tier Tribunal with delegated powers of the Chamber President of the First-tier Tribunal for Scotland (Housing and Property Chamber), under Rule 8 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”)**

**Case reference FTS/HPC/EV/25/5312**

## **Parties**

**Mr Jay Uzoewulu (Applicant)**

**36 Croftcrough Drive, Glasgow, G33 5JB (House)**

## **Decision**

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the Application should be dismissed on the basis that it would not be appropriate to accept the Application in terms of Rule 8(1)(c) of the Rules.

## **Background**

1. The Application was received by the Tribunal under Section 18 of the Housing (Scotland) Act 1988 (“the 1988 Act”) and Rule 65 of the Rules on 9 December 2025.
2. The Application was considered by the Tribunal and, by email dated of 31 December 2025, the Applicant was advised that there were difficulties with Application, namely that the address of the Property was not an address registered with Royal Mail, that the Applicant did not appear, on the face of it, to have title and interest to raise the proceedings, that the statutory notice

procedures set out in 1988 Act did not appear to have been carried out and that there did not appear to be grounds for the Application. The Applicant was asked to respond by 14 January 2026 and was warned that failure to reply might mean that the Application might be rejected. The Applicant did not respond. A further email was issued to the Applicant on 5 February 2026. That email stated that if the Applicant did not comply with the email of 31 December 2025 and submit the information and documents required to support the Application and comply with the statutory provisions by 25 February 2026, the Application would fall to be rejected.

3. The Applicant failed to reply and failed to submit the documentation necessary for the Application to be accepted.

### **Reasons for Decision**

4. The Tribunal considered the application in terms of Rule 8 of the Chamber Procedural Rules. That Rule provides:- *"Rejection of application 8.-(1) The Chamber President or another member of the First-tier Tribunal under the delegated powers of the Chamber President, must reject an application if- (a) they consider that the application is frivolous or vexatious; (c) they have good reason to believe that it would not be appropriate to accept the application; (2) Where the Chamber President, or another member of the First-tier Tribunal, under the delegated powers of the Chamber President, makes a decision under paragraph ( 1) to reject an application the First-tier Tribunal must notify the applicant and the notification must state the reason for the decision."*
5. Rule 109 of the Rules provides that an Application for an eviction order must be accompanied by evidence that correct statutory processes have been carried out and that the eviction grounds have been met. In this case, the Applicant has failed to provide the required documentation. The Tribunal cannot grant the Application without this information.
6. The Tribunal consider that there is good reason why the Application cannot be accepted. Accordingly, the Application is rejected.

### **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.

# K.Moore

30 March 2026

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Legal Member

Date