



**Decision and statement of Reasons of the First Tier Tribunal (Housing and Property Chamber)**

**Under Rule 8 of the First Tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017 ‘the Rules’.**

In respect of application by Miss Yemisi Felicia Ottu in terms of rule 111 of the Rules.

**Case reference FTS/HPC/CV/23/1266**

At Glasgow on the 14 August 2023, Lesley Anne Ward, legal member of the First –Tier Tribunal ‘the Tribunal’ with delegated powers of the Chamber President, rejected the above application in terms of Rule 8(1) (c) of the Rules

1. This is an application by Miss Yemisi Felicia Ottu in terms of rule 111 of the Rules. The application was made on 20 April 2023. There was a second application in terms of rule 109 for eviction.
2. The in-house convenor reviewed the application and the tribunal wrote to the applicant on 18 May 2023 asking for a rent statement in connection with the rent arrears sought. The tribunal also asked for further information regarding the eviction application.
3. The applicant responded on 31 May 2023 by seeking to withdraw the eviction application. The applicant also stated that she wanted to go ahead with the application to recover the rent arrears and the rent arrears had increased to £4000. No rent statement was produced.
4. The tribunal issued a reminder for the rent statement on 29 June 2023. No rent statement was produced and the applicant has not replied.
5. The Tribunal can reject an application in terms of Rule 8(c) if they have good reason to believe that it would not be appropriate to accept it. As things stand basic information to enable the application to proceed (such as a rent statement) has not been provided. The applicant has had several weeks to provide the requested

information and she has failed to do so. I therefore have good reason to consider that it would not be appropriate to accept this application as it is incomplete and the applicant has failed to cooperate with the Tribunal in the execution of its duties. It is open to the applicant to resubmit the application with the correct supporting information.

**NOTE: What you should do now.**

If you accept this decision there is no need to reply.

If you disagree with this decision you should note the following:

An Applicant aggrieved by this decision of the Chamber President or any legal member acting under delegated powers 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 seek permission to appeal within 30 days of the date the decision was sent them. Information about the appeal procedure can be forwarded on request.

Lesley Anne Ward

Legal Member