

Housing and Property Chamber
First-tier Tribunal for Scotland



Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 92(2) of the Antisocial Behaviour etc. (Scotland) Act 2004 ("the 2004 Act")

Chamber Ref: FTS/HPC/GL/19/3412

Parties:

Mr Surinder Singh Sidhu, 6 Muirfield Place, Dundee, DD3 8PR ("the Applicant")

Dundee City Council, Legal Services Dept, 21 City Square, Dundee, DD1 3BY ("the local authority")

Tribunal Members:

Andrew McLaughlin (Legal Member) and Helen Barclay (Ordinary Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) ("the Tribunal") grants the application and makes an order that requires the local authority to enter the Applicant in the register maintained by it under Section 82(1) of the 2004 Act. The Tribunal further specifies that the entry is deemed to be made under subsection 3 of Section 84 of the 2004 Act.

This matter is due to call for a Hearing at 10am on 20 March 2020 at Caledonian House, Greenmarket, Dundee DD1 4QX.

The Respondents have indicated that they concede the Appeal and that the Application should be granted. The Tribunal does not therefore consider it reasonable or necessary for the Hearing scheduled to take place in light of there now being an agreed position regarding the Application.

The Tribunal therefore grants the Application without the need for the Hearing scheduled to proceed.

Right of Appeal

In terms of Section 92(5) of the 2004 Act, a party aggrieved by the decision of the Tribunal may appeal to the Upper Tribunal for Scotland. The appeal must be

made within the period of 21 days beginning with the day on which the decision appealed against was made.

Section 92(6) of the 2004 Act provides that the decision of the Upper Tribunal on an appeal is final.

Andrew McLaughlin

Legal Member/Chair

16/3/2020

Date