

Housing and Property Chamber

First-tier Tribunal for Scotland



First-tier Tribunal for Scotland (Housing and Property Chamber)

Decision and Certificate of Compliance with Letting Agent Enforcement Order in terms of Section 50(1) of the Housing (Scotland) Act 2014

Chamber Ref: FTS/HPC/LA/20/1499

**Flat 5/3, 503 Stobcross Street, Glasgow, G2 8GL
("the House")**

The Parties:-

**Mr Allan Hamilton, 7 Bearehill Gardens, Brechin, Angus, DD9 6LW
("the Applicant")**

**Represented by Mr Jack Hamilton, 7 Bearehill Gardens, Brechin, Angus, DD9 6LW
("the Applicant's Representative")**

**Infiniti Properties Management Limited, 2G Ingam House, 227 Ingram Street,
Glasgow, G1 1DA
("the Letting Agent")**

**Represented by Mc Anne McPartlin, Infiniti Properties Management Limited
("the Letting Agent's Representative")**

Letting Agent Registration Number: LARN1903063

The Tribunal:-

**Gillian Buchanan, Legal Member & Chair
Elizabeth Currie, Ordinary Member**

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) ('the tribunal'), having determined that the Letting Agent has complied with the Letting Agent Enforcement Order ("LAEO") dated 12 October 2020, certifies that the Letting Agent has complied with the LAEO.

Reasons for Decision

1. The tribunal issued a decision to the parties on 12 October 2020 which determined that the Letting Agent had failed to comply with the Letting Agent Code of Practice ("the Code of Practice"), in particular:-
 - Section 7, paragraph 111.

2. The tribunal therefore issued a Letting Agent Enforcement Order ("LAEO") also dated 12 October 2020 ordering the Letting Agent to pay to the Applicant £250 in respect of the distress suffered by the Applicant.

The tribunal ordered that the payment specified in the LAEO must be paid over and completed within a period of 14 days from the date of service of the LAEO.

3. By email dated 26 November 2020 the Applicant's Representative advised the tribunal that the Respondent had complied with the LAEO and had made a payment of £250 to the Applicant on 26 November 2020.
4. The tribunal therefore determined that the LAEO had been complied with. The decision of the tribunal was unanimous.

Right of Appeal

- 5. A landlord, tenant or third party applicant aggrieved by the decision of the Tribunal may seek permission to appeal from the Upper Tribunal on a point of law only within 30 days of the date the decision was sent to them.**

Legal Member & Chair

Date: 29 November 2020