

# Housing and Property Chamber First-tier Tribunal for Scotland

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

**Letting Agent Enforcement Order (LAEO): Section 48(7) of the Housing (Scotland) Act 2014 (“The Act”)**

**Chamber Ref: FTS/HPC/LA/19/0620**

**41 Sorn Road, Auchinleck, East Ayrshire, KA18 2LY**

**The Parties:-**

**Mrs Agnes Donis Parker**  
**(represented by Ms Nichola McAtier, Messrs Miller Samuel Hill Brown LLP)**  
**(“the applicant”)**

**Rent Locally Lanarkshire Limited t/a RentLocally**  
**(represented by their agent Mr David Watt)**  
**(“the Letting Agent”)**

**Tribunal Members:**  
**Colin Dunipace (Legal Member and Chair)**  
**Elaine Munroe (Ordinary Member)**

Whereas in terms of their decision dated 29 April 2019, The First-tier Tribunal for Scotland (Housing and Property Chamber) (‘the Tribunal’) determined that the Letting Agent has failed to comply with the Letting Agent Code of Practice (‘The Code’) and in particular that the Letting Agent has failed to comply with the following aspects of the Code :-

Sections 24 and 85 of the Code of Practice.

The Tribunal now requires the Letting Agent to take such steps as are necessary to rectify the failure(s) listed above.

The Tribunal requires the Letting Agent to Pay to the applicant the amount of £ 250 as compensation for the loss suffered by the applicant as a result of the failure to comply with the Code.

## APPEAL

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.

Please note that in terms of section 51(1) of the Act, a Letting Agent who, without reasonable excuse, fails to comply with an LAEO commits an offence liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Colin Dunipace

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29/6/19  
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Legal Member and Chair

Date