



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Rule 26 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017.

Case reference FTS/HPC/LA/21/2954

Parties

Miss Ashley Blair, Mr Stuart Kerr (Applicant)

Property Angels (Respondent)

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the application by the Applicant dated 5th October 2021 being an application under section 48 of the Housing (Scotland) Act 2014 to enforce the Letting Agent Code of Practice.

The Tribunal sent the Applicant an email dated 28th March 2022 requesting (i) evidence that notification of the complaint had been made to the Letting Agent (ii) details of losses they had incurred and (iii) section 6 of the application form to be completed. A reminder email was sent to the Applicant dated 20th April 2022.

The said email dated 20th April 2022 explained that if the information was not provided the President may decide to reject the application.

The applicant has not provided the Tribunal with the information requested.

Accordingly the Tribunal have good reason to believe that it would not be appropriate to accept the application and reject the application in terms of rule 8 (1)(c) of the Tribunal Rules.

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

.....Legal Member Date: 13th May 2022