



**Decision of the Homeowner Housing Committee issued under the Homeowner Housing Panel
(Applications and Decisions) (Scotland) Regulations 2012**

hohp Ref: HOHP/PF/13/0012

Re: Property at 3/2, 95 Oban Drive, Glasgow (collectively "the Property")

The Parties:-

Ms Linda MacDonald, 3/2, 95 Oban Drive, Glasgow ("the Applicant")

Grant & Wilson, 65 Greendyke Street, Glasgow, G1 5PX ("the Respondent")

**Decision by a Committee of the Homeowner Housing Panel
In an Application under section 17 of the Property Factors (Scotland) Act 2011**

Committee Members:

John McHugh (Chairman); Robert Buchan (Surveyor Member); Elaine Munroe (Housing Member).

Decision

The Committee hereby determines that the Property Factor Enforcement Order has been complied with.

The decision is unanimous.

Reasons for Decision

The Committee issued a Property Factor Enforcement Order ("PFEO") on 22 May 2013.

In terms of section 23(1) of the 2011 Act the Committee is to determine whether the Respondent has complied with the PFEO.

The Committee at a hearing on 29 August 2013 gave consideration to the extent to which the PFEO had been complied with and allowed the parties a further opportunity for compliance and for the parties to agree the extent to which compliance had taken place.

The Committee gave consideration to the Respondent's letter of 3 December 2013 and the Applicant's email of 10 February 2014 which confirm that the parties are in agreement that compliance has been achieved.

The Committee accordingly hereby certifies that the PFEO has been complied with.

Appeals

The parties' attention is drawn to the terms of section 22 of the 2011 Act regarding their right to appeal and the time limit for doing so. It provides:

“(1)An appeal on a point of law only may be made by summary application to the sheriff against a decision of the president of the homeowner housing panel or a homeowner housing committee.

(2)An appeal under subsection (1) must be made within the period of 21 days beginning with the day on which the decision appealed against is made...”

Signed

Date 19/2/14

JOHN M MCHUGH

Chairperson