

# Housing and Property Chamber

## First-tier Tribunal for Scotland

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**Certificate of Compliance following upon a Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) in an application under Section 17(1) of the Property Factors (Scotland) Act 2011.**

**Chamber References: HPC/PF/21/2439, HPC/PF/21/2627, HPC/PF/21/2513, HPC/PF/21/2438, HPC/PF/21/2380 and HPC/PF/21/2368**

**Re: Properties at 40 Cranworth Street, Hillhead, Glasgow, G12 8AG (“the Properties”)**

### **Parties:**

**Ms Kirsty Scott (2439), Mrs India Fullarton (2627), Mrs Fiona Mann (2513), Ms Pasquale Cerullo (2438), Mrs Ping-Tai Wong (2380) and Mr Alan Ker (2368) (“the Applicants”)**

**Lomond Property Factors Limited, The Gowk, Gartocharn, Dunbartonshire, G83 8ND (“the Respondent”)**

### **Tribunal Members:**

**Martin McAllister, solicitor, (Legal Member) and Robert Buchan, chartered surveyor, (Ordinary Member) (“the tribunal”)**

**Certificate of Compliance with Property Factor Enforcement Order dated 13<sup>th</sup> December 2022**

The Tribunal determines that the said Property Factor Enforcement Order has been complied with.

Terms of the Property Factor Enforcement Order (PFEO):

**The Property Factor will make a payment of £500 to each Applicant by way of compensation for breaches of the Property Factors (Scotland) Act 2011 Code**

**of Conduct for Property Factors within twenty eight days of service of the property factor enforcement order.**

#### Reasons for Decision

The Respondent stated on 30<sup>th</sup> January 2023 that it had paid the sums to the Applicants. Ms Kirsty Scott, representative of the Applicants confirmed on 2<sup>nd</sup> February 2023 that payment had been made to all Applicants.

#### **Appeals**

**A homeowner or property factor 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.**

Martin J. McAllister  
Legal Member

7<sup>th</sup> February 2023