



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.

Chamber Ref: FTS/HPC/EV/19/1325

Re: 185D South Street, Perth, PH2 8NY ("the Property")

Parties:

Ian Cadman ("the Applicant")

Emma Holmes and Vikrant Devgun ("the Respondents")

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the application by the Applicant dated 30th April 2019 under Tribunal Rule 65 being an application for eviction/possession.

The Applicant provided the Tribunal with the required copy of form AT6 which states that Proceedings will not be raised before 21st May 2019.

The application has been raised prematurely as the AT6 intimates to the Tenant that an application will not be submitted to the Tribunal for an eviction Order before 21st May 2019 but the application was made to the Tribunal on 30th April 2019.

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

Jacqueline Taylor

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.....Legal Member

Date: 20th May 2019