



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 16 of the Housing (Scotland) Act 2014 and Rule 27 of the First-tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017**

**Reference number: FTS/HPC/CV/19/0591**

**Re: Property at 8 Kennedy Road, Fort William, PH33 6HJ (“the Property”)**

**The Parties:**

**Mrs Mary Michie, Old Manse, Onich, Inverness-shire, PH33 6RY (“the Applicant”);  
and**

**Mr Connor Whittaker, whose current whereabouts are unknown (“the Respondent”)**

**Background and Reasons for Decision**

1. The Applicant had submitted an Application in terms of Rule 70 of the First-tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017 set out in the Schedule to The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 as amended (“the Procedure Rules”). The Tribunal issued Notices of Directions to the Applicant on 20<sup>th</sup> June 2019 and 15<sup>th</sup> August 2019. The Applicant nor her Representative have complied with the Notices of Directions. Neither the Applicant nor her Representative have communicated with the Tribunal following the issue of the Notices. In the Notice issued on 15<sup>th</sup> August 2019 the Tribunal notified the Applicant that she was required to comply with the Directions, set out in the Notice of Directions dated 20<sup>th</sup> June 2019, within 14 days, failing which the Tribunal may dismiss the Application in terms of Rule 27 of the Procedure Rules. As the Applicant has not complied with the Directions which have been issued, and as the Tribunal have not received an explanation for such non-compliance, and not received any communications from the Applicant or her Representative, the Tribunal have determined to dismiss the Application in terms of Rule 27 of the Procedure Rules.

**Decision**

2. The Application is dismissed.



## Right of Appeal

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.

G McWilliams

6<sup>th</sup> September 2019

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Legal Member

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Date