



**Decision and statement of Reasons of the First Tier Tribunal (Housing and Property Chamber)**

**Under Rule 8 of the First Tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017 ‘the Rules’.**

In respect of application by Ms Margaret Koc in terms of rule 111 of the Rules.

**Case reference FTS/HPC/CV/23/0045**

At Glasgow on the 6 March 2023, Lesley Anne Ward, legal member of the First –Tier Tribunal ‘the Tribunal’ with delegated powers of the Chamber President, rejected the above application in terms of Rule 8(1)(c) of the Rules

1. This is an application by Ms Margaret Koc in terms of rule 111 for civil proceedings, ostensibly arising out of a private residential tenancy agreement for 47 Hawick Street Yoker Glasgow G13 4EQ, ‘the property’. The application was made on her behalf by Mr Marcus Whyte solicitor of Whyte Fraser Solicitors.
2. The inhouse convenor reviewed the application and the tribunal wrote to the applicant’s representative on 30 January 2023 seeking further information as follows:
  - (1). Please provide a copy of the Tenancy Agreement.
  - (2). Please provide a proper address for the applicant. Currently only a c/o address is provided
  - (3). The property appears to be owned by the applicant and Mr Robert Reid. Please provide written consent from the joint owner confirming that the applicant was authorised by to act as the sole landlord and to raise these proceeding in their sole name.
  - (4). Please enter the sum for which you are seeking an order in part 5 c) of the application form. Please reply to this office with the necessary information by 13 February 2023. If we do not hear from you within this time, the President may decide to reject the application.
3. No response has been received.

4. In terms of Rule 8(c) of the rules the tribunal can reject an application if they have good reason to believe it would not be appropriate to accept it. I have good reason not to accept this application as it is incomplete. I am unable to ascertain of the correct rule has been used as the tenancy agreement has not been produced. An address has not been given for the applicant and amount sought has not been stated. Further, the applicant's representative has failed to cooperate with the tribunal in the execution of its duties.
5. It is open for the applicant to resubmit the application with the correct supporting documentation.

**NOTE: What you should do now.**

If you accept this decision there is no need to reply.

If you disagree with this decision you should note the following:

An applicant aggrieved by this decision of the Chamber President or any legal member acting under delegated powers 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 seek permission to appeal within 30 days of the date the decision was sent them. Information about the appeal procedure can be forwarded on request.

# L Ward



Lesley Anne Ward

Legal Member