

Housing and Property Chamber

First-tier Tribunal for Scotland



First-tier Tribunal for Scotland (Housing and Property Chamber)

Letting Agent Enforcement Order (LAEO): Section 48(7) of the Housing (Scotland) Act 2014 ("the Act")

Chamber Ref: FTS/HPC/LA/20/1499

**Flat 5/3, 503 Stobcross Street, Glasgow, G2 8GL
("the House")**

The Parties:-

**Mr Allan Hamilton, 7 Bearehill Gardens, Brechin, Angus, DD9 6LW
("the Applicant")**

**Represented by Mr Jack Hamilton, 7 Bearehill Gardens, Brechin, Angus, DD9 6LW
("the Applicant's Representative")**

**Infiniti Properties Management Limited, 2G Ingam House, 227 Ingram Street,
Glasgow, G1 1DA
("the Letting Agent")**

**Represented by Ms Anne McPartlin, Infiniti Properties Management Limited
("the Letting Agent's Representative")**

Letting Agent Registration Number: LARN1903063

The Tribunal:-

Gillian Buchanan, Legal Member & Chair

Elizabeth Currie, Ordinary Member

Whereas in terms of their decision dated 12 October 2020, the First-tier Tribunal for Scotland (Housing and Property Chamber) ("the Tribunal") determined that the Letting Agent has failed to comply with the Letting Agent Code of Practice ("the Code") and in particular that the Letting Agent has failed to comply with the following aspect of the Code :-

- Section 7, paragraph 111.

the Tribunal now requires the Letting Agent to take such steps as are necessary to rectify the failures listed above.

The Tribunal requires the Letting Agent to:-

Pay to the Applicant £250 as compensation for the distress suffered by the Applicant as a result of the failure to comply with the Code.

The Tribunal orders that the payment specified in this Order must be paid over and completed within the period of 14 days from the date of service of this Order.

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.

Please note that in terms of section 51(1) of the Act, a Letting Agent who, without reasonable excuse, fails to comply with an LAEO commits an offence liable on summary conviction to a fine not exceeding level 3 on the standard scale.

egal Member and Chair

12 October 2020