



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.

Mr James Crichton (Applicants' Representative)

FTS/HPC/PF/21/0604 - **Anne Wilson** - Flat 16 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0606 - **Patricia Bickerstaff** - 14 Kyle Court, 19 Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0607 - **Florence Strain** - Flat 12 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0613 - **Caroline Ratcliff** - Flat 28 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0651 - **Helen McEwen** - Flat 52 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0652 - **N/A** - Flat 6 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0653 - **N/A** - Flat 4 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0654 - **N/A** - Flat 49 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0655 - **N/A** - Flat 38 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0656 - **N/A** - Flat 33 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0657 - **N/A** - Flat 10 Kyle Court, Smith Street, Ayr, KA7 3AW

FTS/HPC/PF/21/0674 - **N/A** - Flat 22 Kyle Court, Smith Street, Ayr, KA7 3AW

(Applicants)

First Port Property Services Scotland LTD (Respondent)

Kyle Court, Smith Street, Ayr, KA7 3AW (Property)

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the applications by the Applicants being applications under section 17(1) of the Property Factors (Scotland) Act 2011.

The Tribunal sent James Crichton, the Applicants' Representative a letter dated 18th May 2021 in the following terms:

'In connection with the applications in respect of 4, 6, 10, 22, 33, 38 and 49 Kyle Court we need details of the Homeowner's name and addresses and signed mandates. If you are not able to provide this information we will have to reject these applications.'

In connection with the applications for 4, 6, 10, 12, 14, 16, 22, 28, 33, 38, 49 and 52 Kyle Court you have still to provide copies of the Code of Conduct and Property Factor duties letters of notification. Please send us a copy of each letter of notification. If you are not able to provide this information we will have to reject these applications.'

The required information has not been provided. Accordingly the Tribunal have good reason to believe that it would not be appropriate to accept the applications and reject the applications 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.

.....Legal Member Date: 2nd June 2021