



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/PF/19/2316

Re: 83C Tower Drive, Gourock, PA19 1TD ("the Property")

Parties:

Mr Gary Miller, 83C Tower Drive, Gourock, PA19 1TD ("the Applicant")

Riverclyde Homes, Roxburgh House, 102-112 Roxburgh Street, Greenock, PA15 4JT ("the Respondent")

Tribunal Member: Martin J. McAllister (Legal Member)

The Tribunal rejects the application by the applicant dated 18th July 2019 being an application under section 17(1) of the Property Factors (Scotland) Act 2011.

The Tribunal sent the applicant an email dated 10th December 2019 which requested further information to enable the application to be processed. No information was received and a reminder was sent on 31st January 2020 which requested that the information be provided by 21st February 2020. No information was received and yet a further email was sent to the Applicant on 10th March 2020 which stated that the application would be rejected if the necessary response was not provided within fourteen days.

The Applicant has not provided the information requested and has had ample opportunity to do so.

Accordingly the Tribunal has good reason to believe that it would not be appropriate to accept the application and rejects 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

Martin J. McAllister, Legal Member, 10th August 2020