



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/RP/19/1543

Re: 27 Montrose Terrace, Edinburgh, EH7 5DJ ("the Property")

Parties:

Miss Murrion Marshall, 6 Kirk Wynd, Selkirk, TD7 4AW ("the Applicant")

Brian Thomson, 5/2 Western Harbour Way, Edinburgh, EH6 6LP ("the Respondents")

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the application by the Applicant dated 21st May 2019 being an application under section 22(1) of the Housing (Scotland) Act 2006 requesting the Tribunal to determine if the property complies with the Repairing Standard. The application states: 'The washing machine was broken for 2 months before a replacement was installed'

As the repairs have been completed the application is rejected as the Tribunal believes that it is not appropriate to accept the application in terms of Tribunal Rule 8(c).

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

J Taylor

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.....Legal Member

Date: 17th June 2019