

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(8) of the Housing (Scotland) Act 2014 (“The Act”)

Reference number: FTS/HPC/LA/23/0511

Re: Property at 1 Connaught Place, Edinburgh, EH6 4QT (“the Property”)

Parties:

Miss Regina Alonzi, 1 Connaught Place, Edinburgh, EH6 4QT (“the Applicant”)

Colette Scanlon-Riach, 26 Carrick Road, Ayr, KA7 2RB (“the Respondent”)

Tribunal Members :

Karen Kirk (Legal Member) and Ann Moore (Ordinary Member)

Whereas in terms of the decision dated 25th October 2023, 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 paragraph 68 of the Code, the Tribunal now requires the Letting Agent to take such steps as are necessary to rectify the failure listed above.

The Tribunal requires the Letting Agent to: -

1. Pay the sum of £100 to the Applicant, as compensation for the loss and inconvenience caused by the breach of the Code.

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. Decision with Written Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 48 of the Housing (Scotland) Act 2014.



Legal Member _____