



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber) under Section 16 of the Housing (Scotland)
Act 2014**

Chamber Ref: FTS/HPC/CV/23/1785

**Re: Property at 4/4 Warrender Park Crescent, Edinburgh, EH91DX (“the
Property”)**

Parties:

**Mr Eduardo Vazquez-Naya, Mr Louis Brouwer, Mr Noah Mcnaught, Mr Ramiro
Hamilton Ruiz Martinez, UNKNOWN, UNKNOWN (“the Applicant”)**

**Ploutos Properties Ltd, Flat 6, Royal Apartment Street 5, Union Street, Dundee,
DD14BN (“the Respondent”)**

Tribunal Members:

Alison Kelly (Legal Member)

Decision (in absence of either party)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
Tribunal”) determined that the application should be dismissed.**

Background

On 1st June 2023 an application was lodged seeking repayment of a tenancy
deposit.

On 4th August 2023 the Fifth Named Applicant, Katie McMillan, emailed the Tribunal
to confirm that the Respondent had repaid the deposit, and an additional amount of
compensation.

On 8th August 2023 the Fifth Named Applicant emailed the Tribunal to say that she
was taking legal advice and would email again the following week. She sent no
further emails to the Tribunal.

Case Management Discussion

The Case Management Discussion took place by teleconference on 30th October 2023. Neither party dialled in.

The Tribunal assumed, in the absence of anyone having advised the Tribunal otherwise, and despite Miss McMillan having sent an email saying that she would confirm her position, that the matter had settled and dismissed the application.

Decision

Application dismissed for want of insistence.

Right of Appeal

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.

A Kelly

30th October 2023

Legal Member/Chair

Date