



Decision and statement of Reasons of the First Tier Tribunal (Housing and Property Chamber)

Under Rule 8 of the First Tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017 ‘the Rules’.

In respect of application by Mr Crawford Lauder in terms of rule 66 of the Rules.

Case reference FTS/HPC/EV/23/2745

At Glasgow on the 11 December 2023, Lesley Anne Ward, legal member of the First –Tier Tribunal ‘the Tribunal’ with delegated powers of the Chamber President, rejected the above application in terms of Rule 8 (1)(c) of the Rules

1. This is an Application by Mr Crawford Lauder for eviction. The application was made on his behalf by Ms Louise Cunningham of Coda Estates.
2. The in-house convenor reviewed the Application and the Tribunal wrote to the applicant’s representative on 1 September 2023 seeking further information as follows:

Please provide a copy of the certificate of posting for the Notices. You have only provided the track and trace. Please also clarify if both Notices were sent together as the section 33 notice appears to be dated 31 August 2022. Please respond within 14 days or your application may be rejected. Please reply to this office with the necessary information by 15 September 2023. If we do not hear from you within this time, the President may decide to reject the application.

3. No response has been received. A reminder was sent on 26 October 2023 and there has been no response to the reminder.
4. Rule 8(1) (c) provides that the Chamber President must reject an application if they have good reason to believe it would not be appropriate to accept it. I consider I have good reason not to accept this application as

it is incomplete and the applicant's representative has failed to cooperate with the Tribunal in the execution of its duties.

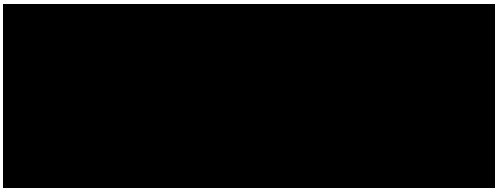
5. It is open to the applicants to make a new application with the correct supporting information.

NOTE: What you should do now.

If you accept this decision there is no need to reply.

If you disagree with this decision you should note the following:

An Applicant aggrieved by this decision of the Chamber President or any legal member acting under delegated powers 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 seek permission to appeal within 30 days of the date the decision was sent them. Information about the appeal procedure can be forwarded on request.



Lesley Anne Ward

Legal Member