



## LETTING AGENT ENFORCEMENT ORDER

Issued by the First-tier Tribunal for Scotland (Housing and Property Chamber)

Under section 48 of the Housing (Scotland) Act 2014

Chamber Ref:FTS/HPC/LA/23/0323

4 (1F1) Springvalley Terrace, Edinburgh, EH10 4QD ('the Property')

The Parties:

Dr Brian Shannan, 21 Yewlands Crescent, Edinburgh, EH16 6TB ('the Applicant and Landlord')

The Flat Company, 61 A Queen Street, Edinburgh, EH2 4NA ('the Letting Agent')

Tribunal members:

Jacqui Taylor (Chairperson) and Ann Moore (Ordinary Member).

The Tribunal, having made such enquiries as it saw fit for the purposes of determining whether the Letting Agent has complied with the Letting Agent Code of Practice in terms of section 48 of the Housing (Scotland) Act 2014, determined that the Letting Agent has not complied with the Letting Agent Code of Practice in terms of their decision dated 14<sup>th</sup> December 2023.

The Tribunal make the following Letting Agent Enforcement Order:

***The Letting Agent must pay the Applicant £150 for the inconvenience he had suffered as a result of the breaches of the Code of Practice. The said sums must be paid to the Applicant by 31<sup>st</sup> January 2024.***

Under Section 51(1) of the Housing (Scotland) Act 2014, a person who, without reasonable excuse, fails to comply with a Letting Agent Enforcement Order commits an offence.

## Appeals

In terms of section 46 of the Tribunals (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.



Signed .....Date 14<sup>th</sup> December 2023

Chairperson