



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

Chamber Ref: FTS/HPC/LA/23/3575

Parties:

Heather Donachie, 2 Corran Cismoal, Castlebay, Isle of Barra, HS9 5XJ (“the Applicant”)

Belvoir, 8 Silk Street, Paisley, PA1 1HG (“the Respondent”)

Tribunal Member:

Nairn Young (Legal Member) and Ann Moore (Ordinary Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that

- **Background and Reason for Decision**
 1. This is an application for a letting agent enforcement order (‘LAEO’). It called for a hearing at 10am on 29 April 2024 at the Glasgow Tribunals Centre. The Applicant failed to appear and was not represented. The Respondent was represented by one of its employees, Ms Nicola Gill; and a Ms Amanda Rodden was also present to give evidence.
 2. The matter had called at a case management discussion (‘CMD’) on 9 January 2024 by teleconference, at which both parties were present. The Tribunal had issued a direction following that CMD requiring written

submissions from the Applicant and various other things. The Applicant has not submitted any response to that direction and has not contacted the Tribunal either to explain that failure or to request postponement of the hearing.

3. The Tribunal considered it clear that the Applicant is no longer insisting on her position in relation to this application and, therefore, refused it.

- Decision

Application refused.

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.

Legal Member/Chair

29 April 2024
Date