



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under The Tenancy Deposit Schemes (Scotland) Regulations 2011 (“The Regulations”)

Chamber Ref: FTS/HPC/PR/24/0815

Re: Property at 97/1 Inverleith Row, Edinburgh, EH3 5LX (“the Property”)

Parties:

Mr Augusto Jose Alonso, 24/3 Hutchison road, Edinburgh, EH14 1RD (“the Applicant”)

Mr Zahid Ali, 1 Westcroft Court, LIVINGSTON, EH54 7EW (“the Respondent”)

Tribunal Members:

Andrew McLaughlin (Legal Member)

Decision

[1] The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) refused the Application.

[2] When the Application called for a Case Management Discussion (“CMD”) by conference call at 10 am on 19 June 2024, the Respondent was personally present but there was no appearance by or on behalf of the Applicant. The details of the CMD and information about how to join the call had been competently intimated to the Applicant by means of an email address from which he himself had been communicating with the Tribunal.

[3] The Tribunal waited 10 minutes before starting, in case the Applicant was simply running late. But there was no appearance at all or reason for the non-appearance. The Tribunal therefore decided to refuse the Application.

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.

Andrew McLaughlin

Legal Member/Chair

19 June 2024

Date