



**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 Miss Kara Johnston in terms of Rule 111 of the Rules.

**Case reference FTS/HPC/CV/24/2678**

**Respondent: Ross Electrical Solutions**

At Glasgow on 2 September 2024, 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 Miss Kara Johnston in terms of rule 111 of the Rules.
2. The application was received by the Tribunal on 13 June 2024.
3. The application was incomplete and the Tribunal wrote to the applicant on 13 June 2024 as follows:

The following further information is required from you before your application can proceed to the Chamber President for consideration:

- Tenancy agreement
- evidence to support the application Please reply to this office with the necessary information by 20 June 2024, otherwise the application may be rejected.

4. The applicant responded on that date by providing a copy of the tenancy agreement and some photographs of the property.
5. The in-house convenor reviewed the application and the Tribunal wrote to the applicant on 26 July 2024 as follows:

Before a decision can be made, we need you to provide us with the following:

(1) The Respondent's details at section 3 of the application do not match the tenant's details. Please amend the application to include the correct details of the tenant at section 3.

(2) Please provide a rent statement with columns for rent due, rent paid and a running total of rent arrears.

(3) Please provide evidence of quantification of the damage to the property, such as receipts or invoices for repair work. Please reply to this office with the necessary information by 9 August 2024. If we do not hear from you within this time, the President may decide to reject the application.

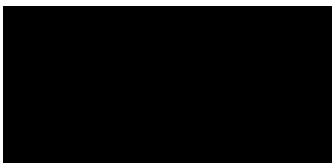
6. The applicant has not responded. A reminder was sent on 3 September 2024 and the applicant has not responded.
7. In terms of Rule 8(1) (c) of the Rules the Chamber President must reject an application if they have good reason to believe it would not be appropriate to accept it. I have reviewed this application today and I consider there are good reasons why it should not be accepted. It is incomplete and the applicant has failed to respond to a reasonable request by the Tribunal for further information and a reminder. The applicant has therefore failed to cooperate with the Tribunal in the execution of its duties.
8. It is open to the applicant to resubmit the 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