



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Sections 51 (1) and 71 (1) of the Private Housing (Tenancies) (Scotland) Act 2016

Chamber Ref: FTS/HPC/EV/23/4617 FTS/HPC/CV/23/4614

Re: Property at GL 48 Provost Road, Dundee, DD3 8AJ (“the Property”)

Parties:

Quarry Management & Investment Co Ltd, Quarry Cottage, Main Street, Inchtute, PH14 9RN (“the Applicant”)

Miss Malgorzata Zak, Mr Rafal Zylawy, GL 48 Provost Road, Dundee, DD3 8AJ (“the Respondent”)

Tribunal Members:

Andrew McLaughlin (Legal Member) and Angus Lamont (Ordinary Member)

Decision (in absence of the Respondent)

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

[2] The Applications called for a Case Management Discussion (“CMD”) at 2pm on 4 November 2024. Neither party was present nor represented. All parties had received competent service of the date and time of the CMD.

[3] The Tribunal also noted that the Applicant had failed to comply with the terms of a Direction made following on from a previous CMD. Nothing further had been heard from the Applicant. They appeared to have disengaged from the Tribunal process.

[3] Accordingly, the Tribunal decided to refuse both Applications.

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

4 November 2024

Date