



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

Decision and Certificate of Compliance with Property Factors Enforcement Order (PFEO) under Section 20 of the Property Factors (Scotland) Act 2011 (Act)

Chamber Ref: FTS/HPC/PF/22/2730

Re: Property at 22 McLennan Street, Mount Florida, Glasgow, G42 9DQ (“the Property”)

Parties:

William McDevitt, 22 McLennan Street, Mount Florida, Glasgow, G42 9DQ (“the Homeowner”)

D&A Scott, 1 Carment Drive, Shawlands, Glasgow, G41 3PP (“the Property Factor”)

Tribunal Member:

Melanie Barbour (Legal Member)
Helen Barclay (Ordinary Member)

Decision

The First-Tier Tribunal for Scotland (Housing and Property Chamber) (Tribunal) having determined that the Property Factor has complied with the Property Factors Enforcement Order (PFEO) dated 12 April 2023, hereby certifies that the Property Factor has complied with the PFEO.

Reasons for the Decision

1. In the Tribunal’s decision of 12 April 2023, it made a PFEO as follows:- The First-tier Tribunal hereby makes the following PFEO: Within a period of two months from the date of the PFEO the Factor must: From their own funds pay the homeowner the sum of £200.00 as compensation.

2. On 3 July 2023 the Homeowner confirmed by email that the Property Factor had complied with the terms of the PFEO.
3. By email of 4 July 2023 the Property Factor wrote confirming that they had paid the Homeowner the sum of £200.00.
4. Accordingly, the Tribunal determines that the PFEO had been complied with.

Appeals

A homeowner or property factor 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.

Melanie Barbour

Legal Member and Chair

24 September 2023 Date