



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber) under Section 33 of the Housing (Scotland)
Act 1988**

Chamber Ref: FTS/HPC/EV/25/0492

**Re: Property at 192 South Victoria Dock Road, Dundee, DD1 3BF (“the
Property”)**

Parties:

Lee Anderson 10 Seabrae, Carnoustie, DD7 6AY(“the Applicant”)

At Glasgow on 22 August 2025, Mary-Claire Kelly a 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).

1. By application dated 5 February 2025 the applicant seeks an order for eviction in terms of section 33 of the Housing (Scotland) Act 1988.
2. The application was incomplete. Following receipt of the application the Tribunal wrote to the applicant on 14 April and 6 June 2025 requesting information to establish whether a valid notice to quit and section 33 notice had been served on the tenant. Notices that had been submitted with the application appeared to be invalid.
3. The Tribunal sent a further reminder letter to the applicant dated 17 July 2025 requesting the information be provided to the Tribunal within 14 days. The letter advised the applicant that a failure to provide the requested information may result in the application being rejected without further notice. No response was received.
4. Rule 8(1)(c) states that the Chamber President must reject an application if they have good reason to believe that it would not be appropriate to accept it. The present application is incomplete. Documents necessary to establish the competency of the application have been requested and not provided. The

applicant has failed to respond to reasonable requests by the Tribunal for further information. The applicant has failed to cooperate with the Tribunal in the execution of its duties.

5. The application is rejected as there is good reason to believe that it would not be appropriate to accept it.
6. It is open to the applicant to resubmit the application with the correct supporting information.

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.

Mary-Claire Kelly

Legal Member/Chair

22 August 2025
Date