



Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Regulation 9 of the Tenancy Deposit Schemes (Scotland) Regulations 2011

Chamber Ref: FTS/HPC/PR/25/2657

Re: Property at 1/R, 180 Lochee Road, Dundee, DD2 2NG (“the Property”)

Parties:

Hiba Habeebulla, 3/1 186 Blackness Road, Dundee, DD1 5PQ (“the Applicant”)

Vision Realty Ltd, Castlecroft Business Centre, Tom Johnston Road, Broughty Ferry, Dundee, Scotland, DD4 8XD (“the Respondent”)

Tribunal Member:

Mark Thorley (Legal Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined to dismiss the application.

- **Background**
 1. The Applicant applied to the Tribunal on 19 June 2025 in connection with an allegation that the Respondent did not pay a deposit into an approved tenancy deposit scheme within a period of 30 working days following the deposit being received on 11 May 2024.
 2. The application was accepted for determination on 25 June 2025. It was served by Sheriff Officers on 15 October 2025.
 3. At the case management hearing, neither party attended.
 4. Following upon the case management hearing on 26 November 2025, a Direction was issued.
 5. The Direction was that the Applicant required to provide written confirmation, within a period of 14 days from the date of intimation of the

notice, whether he wished to proceed with the application, failing which the application could be dismissed.

- **Reasons for Decision**

1. The Direction was served upon the Respondent. The 14 day time limit expired.
2. A follow-up email was sent to the Applicant.
3. No response was received from the Applicant.
4. On the basis that the Applicant has failed to intimate that he wishes to proceed with the application, the application is dismissed.

- **Decision**

1. To dismiss 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.

M.Thorley

Legal Member

13th January 2026
Date