



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under The Tenancy Deposit Schemes (Scotland) Regulations 2011 as amended by The Tenancy Deposit Schemes (Scotland) Amendment Regulations 2019. (“the Regulations”) and Rule 27 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”).

Chamber Ref: FTS/HPC/PR/25/4292

Re: Property at 1/1 80 Barrington Drive, Glasgow, G4 9ET (“the Property”)

Parties:

Miss Victoria Parrott, 1/1 1091 Argyle Street, Glasgow, G3 8ND (“the Applicant”)

Mr Steven Smith, Wiswell Brook Farm, Wiswell, Lancashire, BB7 9DB (“the Respondent”)

Tribunal Member:

Martin McAllister (Legal Member)

Decision (in absence of the Applicant and the Respondent)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the application of the Applicant be dismissed in terms of Rule 27 of the Rules.

Background

- 1. The Applicant submitted an application on 5 October 2025 seeking an order of payment in respect of the Respondent’s alleged failure to comply with the Tenancy Deposit Schemes (Scotland) Regulations 2011, as amended.**
- 2. On 7 November 2025, the application was accepted for determination.**
- 3. On 28 February 2026, a letter was emailed to the Applicant advising her of arrangements for a case management discussion scheduled to be heard by teleconference on 21 April 2026.**

4. On 28 February 2026, a letter to the Respondent was prepared and this was served on him by a Process Server on 3 March 2026 at his address in England.
5. On 20 March 2026, Property Bureau, Letting and Estate Agents wrote to the Tribunal and intimated that they were the representative of the Respondent. The letter contained representations in connection with the application.

Case Management Discussion

6. A case management discussion was held by teleconference on 21 April 2026. The scheduled time was 2pm. There was no appearance by either party by 2.15 pm.

Outcome

7. The legal member was satisfied that parties had received notice of the case management discussion.
8. It is for an applicant in any case to appear at a scheduled case management discussion or hearing. This is so that they can progress their application and assist the Tribunal in arriving at its determination.
9. The Applicant did not appear at the case management discussion. The legal member had regard to Rule 27 (2) of the Rules: *“The First-tier Tribunal may dismiss the whole or part of the proceedings if the applicant has failed to co-operate with the First-tier Tribunal to such an extent that the First-tier Tribunal cannot deal with the proceedings justly and fairly.”* In not attending the case management discussion, the Applicant has not co-operated with the Tribunal.
10. The legal member determined 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. McAllister

Legal Member of the First-tier Tribunal for Scotland

Date: 21 April 2026

