



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Rule 26 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”)**

Chamber Ref: FTS/HPC/RE/26/0402

Re: 16 Hilton Road, Milngavie, Glasgow, G62 7DL ("the Property")

Parties:

Clyde Valley Property Services ("the Applicant")

Tribunal Member: Martin J. McAllister (Legal Member)

**The Tribunal rejects the application by the applicant dated 23 January 2026 which is an application under Section 28 A (1) of the Housing (Scotland) Act 2006 (“the 2006 Act”) and Rule 55 of the Rules.**

**Background**

1. The Applicant applied on 23 January 2026 for assistance with obtaining access to the Property.
2. On 27 January 2026 and 18 February 2026, the Applicant was asked to provide information. The application was incomplete and did not include the Respondent’s surname and the Applicant was asked to properly complete the application and to provide a copy of the tenancy agreement or, failing that, to provide as much information on the tenancy as it could. The Applicant was also advised that the required notification to the Respondent was defective.

3. The request for information was in terms of Rule 5 (3) of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”).
4. The requested information has not been provided.

### **Decision**

5. **After consideration of the application, the Legal Member considers that the application should be rejected in terms of Rule 8(1) (c) which states that an application must be rejected if the Tribunal has “good reason to believe that it would not be appropriate to accept the application.” The basis of the decision is that the Applicant has failed to comply with Rule 5 and Rule 55 of the Rules and Section 28 A (4) of the 2006 Act.**

### **Reasons**

6. The Legal Member considered the application in terms of Rule 5 and Rule 55 of the Chamber Procedural Rules. Rule 5 provides: - (1) An application is held to have been made on the date that it is lodged if, on that date, it is lodged in the manner as set out in rules 43, 47 to 50, 55, 59, 61, 65 to 70, 72, 75 to 91, 93 to 95, 98 to 101, 103 or 105 to 111, as appropriate. (2) The Chamber President or another member of the First-tier Tribunal, under the delegated powers of the Chamber President, must determine whether an application has been lodged in the required manner by assessing whether all mandatory requirements for lodgment have been met. (3) If it is determined that an application has not been lodged in the prescribed manner, the Chamber President or another member of the First-tier Tribunal, under the delegated powers of the Chamber President, may request further documents and the application is to be held to be made on the date that the First-tier Tribunal receives the last of any outstanding documents necessary to meet the requirement manner for lodgment. “
7. The Applicant was asked to provide evidence of correct notification to the Respondent regarding the Landlord’s wish to exercise the right of access. The

Applicant was asked to provide the name of the Respondent and properly complete the application form. The requests were in terms of Rule 5 and Rules 55 (b) (i) and 55 (b) (ii) of the Rules.

8. The Applicant did not provide the requested information and the application was incomplete.

Martin J. McAllister, Legal Member, 30 April 2026