

Housing and Property Chamber
First-tier Tribunal for Scotland



**DECISION AND STATEMENT OF REASONS OF JOSEPHINE BONNAR,
LEGAL MEMBER OF THE FIRST-TIER TRIBUNAL WITH DELEGATED
POWERS OF THE CHAMBER PRESIDENT**

**Under Rule 8 of the First-tier Tribunal for Scotland Housing and Property
Chamber Rules of Procedure 2017 ("the Procedure Rules")**

Case Reference: FTS/HPC/EV/25/2348

343 Croftfoot Road, Glasgow ("the Property")

Savu Properties Ltd, 267 Glasgow Road, Waterfoot ("the Applicant")

1. The Applicant lodged an application for an eviction order in terms of Rule 109 of the Procedure Rules and Section 51 of the Private Housing Tenancies (Scotland) Act 2016 ("the 2016 Act"). A number of documents were lodged with the application.
2. The Tribunal issued a request for further information and documents in terms of Rule 5(3) of the Procedure Rules to the Applicant's representative. Initially the representative did not respond and later provided some information and documents in response to a reminder. Further correspondence took place as the Applicant had not addressed all the outstanding issues. In November 2025, the representative advised the Tribunal that one of the Respondents had died. It was not until January 2026, that they confirmed that the application was to proceed. They stated that all required information and documents had been submitted. On 6 March 2026, they were notified of the documents which were still required. They did not respond. In response to a reminder on 25 April 2026, they advised the Tribunal that they would provide the outstanding documents but also that they no longer represented the Applicant. The documents were not submitted. The Tribunal wrote to the Applicant on 28 May 2026, but no response has been received. The Applicant had been notified that the application would be rejected if he did not respond.

Decision

3. 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."

Reasons for decision

4. Rule 5 of the Procedure Rules states that 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...” the relevant Rule. In terms of Rules 5(2) and (3), the Chamber President or a Member with delegated powers must assess whether the “mandatory requirements for lodgement have been met” and “may request further documents”.
5. The Applicant has failed to provide the Tribunal with information and documents required in terms of Rule 109. The Applicant also failed to provide the documents in response to several requests issued by the Tribunal in terms of Rule 5(3).
6. In the circumstances, the Legal Member is satisfied that there is good reason to believe that it would not be appropriate to accept the application. The application is rejected on that basis.

What you should do now

If you accept the Legal Member’s decision, there is no need to reply.

If you disagree with this decision –

An applicant aggrieved by the decision of the Chamber President, or any Legal Member acting under delegated powers, 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. Information about the appeal procedure can be forwarded to you on request.

Josephine Bonnar, Legal Member

8 July 2026