



**Decision and statement of Reasons of the First Tier Tribunal (Housing and Property Chamber)**

**Under Rule 8 of the First Tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017 ‘the Rules’.**

In respect of application by Mrs Lee-Anne Fauerskov in terms of rule 111 of the Rules.

**Case reference FTS/HPC/CV/23/1242**

At Glasgow on the 9 August 2023, Lesley Anne Ward, 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) of the Rules

1. This is an application by Mrs Lee-Anne Fauerskov for eviction in terms of rule 111 of the Rules. The application was made on her behalf by Mr Peter Carroll on 17 April 2023 and received by the tribunal on 20 April 2023. A second application was made for eviction in terms of rule 109.
2. The inhouse convenor reviewed the application and the tribunal wrote to the applicant’s representative on 26 May 2023 seeking further information as follows:

Please provide a rent statement showing rent due, rent paid and a running total of rent arrears. Please ensure that the total sum inserted in the application form is the same as the sum in the rent statement. Please reply to this office with the necessary information by 9 June 2023. If we do not hear from you within this time, the President may decide to reject the application.

3. No response has been received. A reminder was sent by the tribunal on 5 July 2023. No response has been received.
4. The tribunal can reject an application in terms of Rule 8(c) if they have good reason to believe that it would not be appropriate to accept it. The applicant's representative has failed to respond to two requests from the tribunal for further information. I therefore have good reason to consider that it would not be appropriate to accept this application as the applicant's representative has failed to cooperate with the tribunal in the execution of its duties. It is open to the applicant to resubmit the application with the correct supporting information.

**NOTE: What you should do now.**

If you accept this decision there is no need to reply.

If you disagree with this decision you should note the following:

An applicant aggrieved by this 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 seek permission to appeal within 30 days of the date the decision was sent them. Information about the appeal procedure can be forwarded on request.

Lesley Anne Ward

Legal Member