



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

Chamber Ref: FTS/HPC/PR/22/0608

Re: Property at 58A Springfield Square, Bishopbriggs, East Dunbartonshire, G64 1PX (“the Property”)

Parties:

Miss Kasia Mackay, 58F Springfield Square, Bishopbriggs, G64 1PX (“the Applicant”)

Mrs Val Johnstone, c/o GSPC, 204 Bath Street, Glasgow, G2 4HW (“the Respondent”)

Tribunal Members:

Richard Mill (Legal Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the application be dismissed

This is an application under Rule 103 and Regulation 9 of the Tenancy Deposit Schemes (Scotland) Regulations 2011.

Service of the application and intimation of the Case Management Discussion (CMD) was effected upon the respondent by Sheriff Officers on 18 May 2022.

The CMD took place by teleconference on 30 June 2022 at 2.00 pm. No one joined the teleconference hearing.

The property is 58A Springfield Square, Bishopbriggs, East Dunbartonshire G64 1PX.

On 30 May 2022 the applicant telephoned the tribunal administration and advised that she did not wish to pursue the application further. She was asked to follow up those instructions in writing but nothing further was received.

In the absence of an appearance by or on behalf of the applicant at the CMD the Tribunal dismissed the application for want of insistence. It was not in the interests of justice given the overriding objective in the Rules to delay determination of the application further given the applicant's stated earlier instructions.

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.

Richard Mill

30 June 2022

Legal Member/Chair

Date