

Housing and Property Chamber

First-tier Tribunal for Scotland



Certificate of the First-tier Tribunal for Scotland, Housing and Property Chamber, issued under the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017

Chamber Ref: FTS/HPC/LA/20/1509

Parties:

**Mrs Marilyn Henderson Wilson, 9 James Inglis Crescent, Cupar KY15 4GX
("the Applicant")**

and

Fife Properties Limited, having a place of business at 22 Bonnygate, Cupar KY15 4LE, incorporated in Scotland (SC301960) and having their Registered Office at Caledonian House, Links House Leven KY8 4HS ("the Respondents")

Tribunal Members: George Clark (Legal Member) and Lori Charles (Ordinary Member)

Decision of the Tribunal

The Tribunal determined that the Respondents have complied with the terms of the Letting Agent Enforcement Order made on 4 February 2021.

Reasons for Decision

On 4 February 2021, the First-tier Tribunal for Scotland (Housing and Property Chamber) ('the Tribunal') determined that the Respondents had failed to comply with the Letting Agent Code of Practice ("the Code") and in particular that the Respondents had failed to comply with Paragraphs 17, 19, 21, 26, 37, 39, 73 and 108 of the Code. The Tribunal proceeded to make a Letting Agent Enforcement Order, requiring the Respondents to pay to the Applicant the amount of £400 as compensation for the loss suffered by the Applicant as a result of the failure to comply with the Code.

Confirmation has been provided to the Tribunal by both Parties that the Respondents have paid the sum of £400 to the Applicant and the Order has, therefore, been complied with.

Right of Appeal

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.

Signed

Dated: 17 February 2022

Chairperson