

Housing and Property Chamber
First-tier Tribunal for Scotland



First-tier Tribunal for Scotland (Housing and Property Chamber)

Letting Agent Enforcement Order (LAEO): Section 48(8) of the Housing (Scotland) Act 2014 (“The Act”)

Reference number: FTS/HPC/LA/19/3165

The Parties:

Mark Roberts, 9 Vale Road, West Lulworth, Wareham, BH20 5PY (“the Applicant”)

Castle Residential, 63 Causeyside Street, Paisley, Renfrewshire, PA1 1YT (“the Respondents”)

Tribunal Members:

Karen Kirk (Legal Member) and Helen Barclay (Ordinary Member)

Whereas in terms of the decision dated 3rd February 2021 following the Hearing on the 22nd January 2021, The First-tier Tribunal for Scotland (Housing and Property Chamber) (‘the Tribunal’) determined that the Letting Agent has failed to comply with the Letting Agent Code of Practice (“The Code”) and in particular that the Letting Agent has failed to comply with paragraph 27 of the Code, the Tribunal now requires the Letting Agent to take such steps as are necessary to rectify the failures listed above.

The Tribunal requires the Letting Agent to: -

1. Pay the sum of £140 to the Applicant.

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.

Please note that in terms of section 51(1) of the Act, a Letting Agent who, without reasonable excuse, fails to comply with an LAEO commits an offence liable on summary conviction to a fine not exceeding level 3 on the standard scale. Decision with Written Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 48 of the Housing (Scotland) Act 2014.

Legal Member: