

# Housing and Property Chamber

## First-tier Tribunal for Scotland

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### **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 reference: FTS/HPC/PF/21/1868**

### **The Parties:**

**Ms Juliet Westwood, Flat 2/2, 171 Cumlodden Drive, Glasgow G20 0JJ (“the homeowner”)**

**and**

**Maryhill Housing Association, 45 Garrioch Road, Glasgow G20 8RG (“the property factors”)**

**Tribunal Members – George Clark (Legal Member/Chairman) and Robert Buchan (Ordinary Member)**

**Certificate of Compliance with Property Factor Enforcement Order dated 17 December 2021 in terms of Section 19(3) of the Property Factors (Scotland) Act 2011.**

### **Decision of the Tribunal**

The Tribunal determined that the property factors have complied with the terms of the Property Factor Enforcement Order made on 17 December 2021.

### **Reasons for Decision**

On 17 December 2021, following a Hearing on 24 November 2021, the Tribunal made a Property Factor Enforcement Order (“PFEO”) requiring the property factors, within three months of the communication to the property factors of the Order, unless prevented from doing so by unforeseen events, to procure the completion of repairs to gutters, fascias and soffits at 171 Cumlodden Drive, Glasgow in terms of their Programme of Works, as updated on 8 November 2021, and to pay to the homeowner the sum of £200 by way of compensation for inconvenience and distress.

On 13 January 2022, the property factors told the Tribunal that the work had been carried out and the compensation payment made. This was confirmed by the homeowner on 19 January 2022.

The Tribunal decided that the property factors have complied with the PFEO. The Tribunal’s Decision was unanimous.

### **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