



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Rule 26 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017.

Case reference FTS/HPC/RN/21/0853

Parties

Miss Hannah Pratt, Mr Logan Mackie (Applicant)

Mr Stephen McNamara, Mrs Sharon McNamara (Respondent)

Flat 1/2, 111 Alexandra Park Street, Dennistoun, Glasgow, G31 3HU ('The Property')

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the application by the Applicant dated 7th April 2021 headed 'TENANT'S RENT INCREASE REFERRAL TO A RENT OFFICER UNDER SECTION 24(1) OF THE PRIVATE HOUSING (TENANCIES) (SCOTLAND) ACT 2016'.

Page 10 of the application states that the application should be submitted to The Rent Service Scotland.

In terms of Section 28(1) of the Private Housing Tenancies (Scotland) Act 2016 there is a right of appeal to the First- tier Tribunal where a rent officer has made an order under section 25(1) in relation to the rent payable under a private residential tenancy.

As the Rent Office has not yet made an order in relation to the rent of the Property the Tribunal do not have jurisdiction to consider the application.

Accordingly the Tribunal have good reason to believe that it would not be appropriate to accept the application and reject the application in terms of rule 8 (1)(c) of the Tribunal Rules.

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.

J Taylor

.....Legal Member Date: 16th April 2021