



**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/RP/23/1769

**Parties**

**Miss Alana Costly (Applicant)**

**Mr Mike Devlin (Respondent)**

**22 Swallowtail Court, Whitfield, Dundee, DD4 0LX (House)**

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the application by the Applicant dated 25<sup>th</sup> May 2023 being an application under section 22(1) of the Housing (Scotland) Act 2006 requesting the Tribunal to determine if the property complies with the Repairing Standard.

The Tribunal Administration sent an email to the Applicant dated 2<sup>nd</sup> June 2023 requesting further information to enable the Tribunal to proceed with the application, namely a copy of the tenancy agreement and evidence of delivery of the letter the Applicant sent to the Respondent intimating the required repairs.

The Applicant replied by email dated 23<sup>rd</sup> June 2023 explaining that she would send the required documents by post.

As the required documents were not provided the Tribunal sent the Applicant an email dated 3<sup>rd</sup> August 2023 which advised that if the required documents were not provided by 17<sup>th</sup> August 2023 the application may be rejected.

As the required documents have not been provided 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

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.....Legal Member    Date: 13<sup>th</sup> September 2023