



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/22/0743

Parties

Miss Emma Ponnainen (Applicant)

Xenia Estates (Respondent)

Miss Paula Ponnainen (Applicant's Representative)

Flat 2/01, Robert Owen House, 87 Bath Street, Glasgow, G2 2EE (House)

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the application by the Applicant dated 8th March 2022 being an application under section 22(1) of the Housing (Scotland) Act 2006.

The Applicant's Representative is owner of the Property and therefore defacto Landlord. The Respondent's detailed in the application are letting agents and not Landlords of the Property. Tribunal administration sent the Applicant's Representative an email dated 4th April 2022 advising that the application would have to be amended to detail the Applicant's Representative as Landlord and evidence of notification of the required repairs on the Landlord would have to be provided.

The Applicant did not provide the information requested. The email from the Applicant's Representative dated 4th May 2022 acknowledged that the application would have to be rejected.

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

.....Legal Member Date: 13th May 2022