



**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/23/1458**

**Parties**

**Mr Anshul Gupta (Applicant)**

**Mr Stephen Boyle (Respondent)**

**3, Southview Grove, Bearsden, G61 4GZ (House)**

**Tribunal Member: J Taylor (Legal Member)**

The Tribunal rejects the application by the Applicant dated 9<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 House complies with the Repairing Standard.

The Tribunal sent an email to the Applicant dated 31<sup>st</sup> May 2023 requesting a copy of the letter he sent to the Respondent intimating the repairs detailed in the application. He was advised to let the Tribunal have a copy of the letter of notification within 21 days. A reminder email was sent to the Applicant dated 23<sup>rd</sup> June 2023 requesting a copy of the letter of notification by 30<sup>th</sup> June 2023. The emails dated 31<sup>st</sup> May 2023 and 23<sup>rd</sup> June 2023 also explained that if the Tribunal do not receive the information requested timeously the President will have no option but to reject the application. No response was received to the said emails and the required documents were not provided. Consequently, the Tribunal believe that the dispute has been resolved and rejects the application in terms of rule 8(10(b) 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: 26<sup>th</sup> July 2023